

POULSBO CITY COUNCIL MEETING OF MAY 8, 2019

MINUTES

PRESENT: Mayor Erickson; Councilmembers Garland, Lord, McGinty, Musgrove, Nystul, Stern, Thomas.

Staff: City Clerk Fernandez, Director of Engineering Kasiniak, IT Senior Technician Williamson.

MAJOR BUSINESS ITEMS

- * * * Tree Board Appointment
- * * * Ordinance No. 2019-09, Granting Cascade Natural Gas Franchise Agreement
- * * * Sewer Utility Financial Plan (Continued from 5/1/19)

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Erickson called the meeting to order in the Council Chambers at 7:00 p.m. and led the Pledge of Allegiance.

2. AGENDA APPROVAL

Mayor Erickson added the sewer utility financial plan discussion from last week as business item 6a.

Motion: Move to approve the agenda as amended.

Action: Approve, **Moved by** McGinty, **Seconded by** Lord.
Motion carried.

3. COMMENTS FROM CITIZENS

Mayor Erickson asked for citizen comments; no comments were received.

4. MAYOR'S REPORT AND COUNCIL COMMENTS

Mayor Erickson noted the windows of City Hall have been washed. She thanked the contractor and IT Manager Stenstrom.

Councilmember Musgrove reminded everyone not to forget Mother's Day this weekend.

5. CONSENT AGENDA

None.

6. BUSINESS AGENDA

a. Continued Discussion on Sewer Utility Financial Plan

Director of Engineering Kasiniak said when they approved the 2016 Sewer Comprehensive Plan, they promised the City Council to come back in three years to review the financial plan. They are making sure our cost of the projects which we had on our six-year sewer CIP did not increase. In 1.5 years, they'll do a much more comprehensive review looking at connection fees and other revenues coming from the rates. Right now, this is a checkpoint review.

Councilmember McGinty commented on his comments from last week. He said he met with Director of Engineering Kasiniak and understands if they get into the connection fees, it would open a whole scope about rates (which took six months to resolve last time). As long as the revenue is okay, then we are good, but if it comes in short, then we'll have to adjust.

Motion: Move to approve contract with BHC for the evaluating and updating the General Sewer Plan from 2016.

Action: Approve, **Moved by** McGinty, **Seconded by** Nystul.

Motion carried.

b. Tree Board Appointment

City Clerk Fernandez presented the agenda summary, noting one Tree Board position became vacant with the resignation of Joe Seals. Parks & Recreation Director McCluskey met with Ms. Terri Jones, and Mayor Erickson recommends appointing Ms. Jones to fill a term ending December 31, 2020.

Motion: Move to confirm the Mayor's recommendation for appointment of Ms. Terri Jones to the Tree Board as presented.

Action: Approve, **Moved by** Lord, **Seconded by** Garland.

Motion carried.

c. Ordinance No. 2019-09, Granting Cascade Natural Gas Franchise Agreement

Director of Engineering Kasiniak presented the agenda summary, noting the ordinance for a Franchise with Cascade Natural Gas replaces the expiring Ordinance No. 90-33. The franchise will be for a period of 10 years from the date of final acceptance. The franchise will automatically renew for 1-year increments unless cancelled at the end of a term. Future cancellation will require a minimum 180 calendar days written notification prior to the end of the term. The ordinance grants Cascade Natural Gas the privilege to use and occupy the streets, avenues, lanes, alleys, highways, and other public places of the City for the purpose of supplying, distributing, and selling gas to the inhabitants of the City. Legal fees incurred by the City will be billed to Cascade Natural gas for preparation and negotiations of the agreement.

At 7:09 PM, Mayor Erickson called for any comments on the agreement, and received no comments.

Motion: Move to approve Ordinance No. 2019-09 granting Cascade Natural Gas the right and privilege to use and occupy the streets, avenues, lanes, alleys, highways, and other public places of the City for the purpose of supplying, distributing, and selling gas to the inhabitants of the City.

Action: Approve, **Moved by** McGinty, **Seconded by** Stern.

Motion carried.

Councilmember Stern commented they will start to see 5G cell towers coming into the City and we will be preempted for siting and other conditioning because of actions from the Federal Communications Commission trying to speed this through. This is a trend of preemption of local authority by federal and state authority.

Director of Engineering Kasiniak said they are working with now with the City Attorney on this issue, and the Planning Department is also involved. But there is little authority.

Mayor Erickson said her frustration with the franchise agreements and cell tower leases is that we don't have anyone on staff with expertise with these contracts. They are massive and complicated. The next time we have one of these coming our way, we need to work jointly with other cities on how to deal with it. It is legal, planning and engineering, and a complicated ball of problems. The cities need to push back and get some commonality. She asked Director of Engineering Kasiniak to remind her of this the next time this type of agreement comes up. Director of Engineering Kasiniak said this could be a KRCC topic to develop the standard franchise agreement.

7. COUNCIL COMMITTEE REPORTS

Public Works Committee: Councilmember Musgrove reported they discussed speed limits on Finn Hill and working with the County to modify them; reviewed the traffic impact fee update; engineering & building quarterly update (to be presented at the May 17 council meeting); reviewed the Peninsula Regional Planning Transportation Organization agreement that will be presented at the May 17 council meeting (similar to PSRC, subject to federal funding, Poulsbo can join to participate as a member on this board); reviewed the Kevos Pond and Allison Meadow traffic counts; and reviewed a PSE traffic night work request.

Community Services Committee: Councilmember Garland reported they discussed Midsommer's Fest on June 22 after the PetsWalk; received an update from the new p-patch coordinator; discussed the DNR community forestry grant; discussed the need of a new boat and engine for the summer sailing classes (Councilmember Lord added a budget amendment is coming forward to the Council); and Mayor Erickson shared news about Vista Park and receiving permission to get a recreational easement along the ridge from the property owner. Councilmember Thomas reported everything is ordered for the Veteran's Honor Site at the American Legion Park; work will begin after Viking Fest with project completion by July 4.

8. DEPARTMENT HEAD COMMENTS

Director of Engineering Kasiniak reported Forest Rock Lane road reconstruction is starting May 23.

City Clerk Fernandez asked which of the five councilmembers attending the AWC Annual Conference want to be a voting delegate for the business meeting. Councilmembers Musgrove, McGinty, and Thomas will vote.

9. BOARD/COMMISSION REPORTS

Councilmember Stern reported KRCC met yesterday, and Councilmember Nystul also attended. The County is monitoring the dry weather and are seriously looking at a county-wide ban on fireworks. They don't have jurisdiction over the cities. Mayor Erickson said the City passed an ordinance that gives authority to the Poulsbo Fire Chief to ban fireworks if he feels it is too dry. They are already banned on Bainbridge Island. Councilmember Musgrove said the decision is also predicated by the county-wide burn ban by the Fire Marshall.

Councilmember Stern also noted Bremerton is coming back to KRCC, and an interlocal agreement will come before the Council next week. KRCC will be meeting in a retreat on July 30. They will be reaching out with a survey to all elected officials prior to the retreat.

Councilmember Thomas said he will be attending the NKSD board meeting tomorrow. He said today's Kitsap Sun had a great article on state-imposed employee benefits.

Mayor Erickson reported on the Water Resource Inventory Assessment meeting (narrowing down to figure out where the various sub-basins should occur); Kitsap Transit Board meeting (routine agency matters); Kitsap Regional Coordinating Council (did their first jurisdictional round robin: fireworks/dry weather, homeless shelters); and Kitsap County Health District (needle exchange needs to be done at medical facilities).

10. CONTINUED COMMENTS FROM CITIZENS

Mayor Erickson asked for citizen comments; no comments were received.

11. MAYOR & COUNCILMEMBER COMMENTS

Councilmember Stern asked what the status was on Edward Rose. Mayor Erickson said they want to remove the master plan (expires in 1.5 years) and go to the underlying zoning.

Councilmember Thomas announced the Master Gardener Foundation is having a plant sale this Saturday at the Fairgrounds.

Erickson – Viking fest is coming

Councilmember Garland announced she is not going to run for re-election; she feels it is in the best interest for her family and Poulsbo not to make that commitment right now.

12. ADJOURNMENT

Motion: Move to adjourn at 7:59 p.m.,

Action: Approve, **Moved by** McGinty, **Seconded by** Stern.

Motion carried unanimously.

Rebecca Erickson, Mayor

ATTEST:

Rhiannon Fernandez, CMC, City Clerk