

## POULSBO CITY COUNCIL MEETING OF AUGUST 21, 2019

### MINUTES

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

Staff: Finance Director Booher, City Clerk Fernandez, Police Chief Schoonmaker, Associate Planner Berghoff, Senior Engineering Technician Burgess, IT Senior Technician Williamson.

**ABSENT:** Councilmember Stern

### MAJOR BUSINESS ITEMS

- \* \* \* ILA for Navigator Services with City of Bainbridge Island Police Department
- \* \* \* ILA for Navigator Services with City of Port Orchard Police Department
- \* \* \* Payable Disbursements for July 2019
- \* \* \* Introduction of Dr. Robert Squires and Holly Hill of Western Washington University, Puget Sound West
- \* \* \* 2<sup>nd</sup> Quarter 2019 Financial Status Report Presentation
- \* \* \* Ordinance No. 2019-13, 2<sup>nd</sup> Quarter 2019 Budget Amendment
- \* \* \* Public Hearing: Release of Torval Terrace Property Rezone Concomitant Agreement
- \* \* \* Public Hearing: Torval Terrace Short Plat Vacation

#### 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 noted that Business Item 6a will be moved to the top of the agenda.

**Motion:** Move to approve the agenda as amended.

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

#### **Introduction of Dr. Robert Squires and Holly Hill of Western Washington University, Puget Sound West**

Mayor Erickson welcomed Dr. Earl Gibbons from Western Washington University. Dr. Gibbons explained that Candice Merrill is moving to Florida and he is retiring at the end

of the week. He introduced their replacements: Dr. Robert Squires (Vice Provost for Continuing Education) and Ms. Holly Hill (Senior Director for West Sound Region).

### **3. COMMENTS FROM CITIZENS**

Paul Twieten spoke regarding the July 3<sup>rd</sup> incident and the police officer being tried in public opinion and not letting due process happen.

Marilyn Wandry spoke regarding the July 3<sup>rd</sup> incident and growing up dealing with racism.

Angie Wasous-Harrington spoke regarding racism, and she thanked Councilmember Lord for attending Chief Seattle's graveside ceremony.

Mike Regis spoke regarding the MOU Committee between the Tribe and the City and that these interactions need to be elevated so people understand communication is happening.

Marcia Cutting spoke regarding the July 3<sup>rd</sup> incident, and she will keep showing up until the report is available.

Dana Steege Jackson said she's been hearing that Suquamish neighbors do not feel welcome in our town. We need to ask them what our town can do to make our town a more welcoming place.

Peggy Erickson, Bainbridge Island Race Equity Task Force, spoke regarding equity issues, the need for education, and a Rutgers University report.

Ben Jones spoke regarding the July 3<sup>rd</sup> incident and the history of racism within the community.

Debra Saldivar spoke regarding the July 3<sup>rd</sup> incident and the current state of our society and the need for change.

Heather Burns spoke regarding CDC data and racism and implicit bias being part of the July 3<sup>rd</sup> incident.

Emilee Monson spoke regarding the July 3<sup>rd</sup> incident and how unsafe a lot of people in our community are and asked for accountability.

Anja Callahan spoke regarding the July 3<sup>rd</sup> incident and asked they hold the police accountable for the shooting and uphold the police department's mission.

Susana Cummins said the recently-pass law requires more training for law enforcement and it is the City's responsibility to determine the consequences the officer receives.

Ada Bell spoke regarding the July 3<sup>rd</sup> incident and the comments during previous council meetings she has attended. She wants the city to step up and do better than cities who have been faced with similar situations.

Rebecca Zuneski expressed solidarity with the others who spoke before and the sadness of the death of Stonechild Chiefstick.

Chris Haight spoke regarding the July 3<sup>rd</sup> incident and her feelings about the statement expressed about having to wait for the investigation to know what happened.

Amelia Musuko spoke regarding the July 3<sup>rd</sup> incident and the need for action and accountability.

Eamon Redding spoke regarding the July 3<sup>rd</sup> incident and not understanding why it happened and the need for action.

Hat-say spoke regarding the July 3<sup>rd</sup> incident and asked why kindness and respect haven't been extended to the family of Stonechild.

Max Field spoke regarding the July 3<sup>rd</sup> incident, police brutality, racism, the need to feel safe, and the need for accountability.

Katy Miller spoke in support of everyone else who spoke today. She hopes the Council has heard what they said.

Kori Chin spoke regarding the July 3<sup>rd</sup> incident. She asked the police force and the officer be held accountable. She wants to hear the Council's ideas of making the city feel safer.

Jane Pearson spoke in solidarity with others for the July 3<sup>rd</sup> incident.

Maria Fergus spoke regarding her concern that the report may be biased and that lots of reporting may have been sensationalized.

Larry Brexius spoke regarding past incidents with the local police and other police departments throughout the country and the need to respect the lives of every person.

Pete spoke regarding racism and the first way to stop it is to recognize it.

Jo Walter is frustrated that the Council feels there is nothing they can do regarding the July 3<sup>rd</sup> incident. She invited them to an event on Sunday at noon at the Kitsap Unitarian Church in Bremerton.

Karla Abrams hopes everyone is listening to the suggestions tonight. Racism occurs and she has witnessed this with her son.

Kaci Moxson read an article from the Kitsap Sun published on August 7 from the Suquamish Tribal Council.

Sam Weinstock spoke regarding school starting and he will be fielding a lot of questions from 5-year-old kids. He wants this town to show these kids that their lives matter.

Jensi Stone shared an experience she had on Saturday. She asked them to consider the media they are getting, and the violence is unnecessary. People here want to help and support them to end in a positive way.

Julia Wood continued reading a statement from a previous speaker that questioned the toxicology of the police officer or the biases of the newspaper reporter. She hopes the results of the investigation will be transparent.

Phillip spoke regarding the July 3<sup>rd</sup> incident and asked them to be on the right side of history in responding to this. He wants the City to show it cares and be accountable. He encouraged them to be critical of the report and the toxicology report.

#### **4. MAYOR'S REPORT AND COUNCIL COMMENTS**

Councilmember Thomas announced the Kitsap County Division of Aging and Long-Term Care has a new plan and are seeking public comment by September 11. He responded to several of the comments given tonight and noted they are waiting for the results of the independent investigation in order to act.

Councilmember Musgrove thanked everyone who attended the meeting and spoke tonight.

Councilmember McGinty also thanked the community members for attending.

Mayor Erickson thanked everyone for attending; she believes everyone is doing the best they can with a difficult situation.

Councilmember Nystul concurred with Councilmembers Musgrove and McGinty.

Councilmember Lord thanked everyone who spoke. She referred to the Memorandum of Understanding and what it means to the city and to her. She attended the Chief Seattle dedication last weekend. She expressed her sorrow for the tragic incident.

Councilmember Garland expressed her sorrow for the July 3<sup>rd</sup> incident.



## 5. CONSENT AGENDA

**Motion:** Move to approve Consent Agenda items a, b, c.

The items listed are:

- a. ILA for Navigator Services with City of Bainbridge Island Police Department
- b. ILA for Navigator Services with City of Port Orchard Police Department
- c. Payable Disbursements for July 2019

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

## 6. BUSINESS AGENDA

### a. 2<sup>nd</sup> Quarter 2019 Financial Status Report Presentation

Finance Director Booher reviewed the 2nd Quarter 2019 Financial Status Report outlining revenues, expenditures, financial policy compliance, cash & investment balance and capital project status year-to-date through June 30, 2019.

### b. Ordinance No. 2019-13, 2<sup>nd</sup> Quarter 2019 Budget Amendments

Finance Director Booher presented the agenda summary, noting budget amendments for the 2nd Quarter of 2019 were approved by Council during April, May, and June. Exhibit A includes these amendments and summarizes the revised budget by fund.

At 9:03 p.m., Mayor Erickson asked for public comment and received none.

**Motion:** Move to adopt Ordinance No. 2019-13, an ordinance for the City of Poulsbo, Washington, amending the 2019-2020 Biennial Budget adopted by Ordinance No. 2018-27 to revise the revenues and appropriations from certain funds and approving an ordinance summary for publication.

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

### c. Public Hearing: Release of Torval Terrace Property Rezone Concomitant Agreement

Associate Planner Berghoff presented the agenda summary, noting the Poulsbo Planning and Economic Development Department has received an application requesting release of a concomitant agreement and concomitant agreement addendum attached to the property at the SE corner of Front Street and Torval Canyon Road. Tax parcel numbers: 152601-1-147-2000 and 152601-1-146-2001. The concomitant agreement was for rezone of the property from Residential Single Family (R-1) to Residential Multiple Family (RM) in 1981. A 1982 concomitant agreement addendum occurred prior to construction of the project in 1983. Release of the concomitant agreement and addendum is a Type V permit and requires a public hearing and decision by City Council. If the release is approved, the City Council will need to adopt an ordinance approving the concomitant agreement release and adopting findings and conclusions.

Councilmember Musgrove noted Public Works Committee reviewed this and they did receive the letter of concern.

Councilmember Lord wants to know how Mr. Hill's concerns will be addressed.

Associate Planner Berghoff stated that the site plan will be required to address trees, the steep grade, and the spring on the site. Trees cannot be removed until site plan approval. If there is another spring on the site and a geotechnical report is required.

At 9:16 p.m., Mayor Erickson opened the public hearing.

John Verily, applicant, stated that this will allow him to build one more building on the property. His goal is to upgrade the properties around it.

Patricia Jenkins owns a property adjacent to the property. She's wondering what is being considered for traffic congestion.

Senior Engineering Technician Burgess stated that a traffic analysis was done, and any new site plan proposals is required to follow regulations for construction standards. They will be required to look at how traffic is impacted.

At 9:21 p.m., Mayor Erickson closed the public hearing.

**Motion:** Move to approve the requested Torval Terrace Rezone Concomitant Agreement release, as identified in staff report Exhibits A through D, and direct the

Planning and Economic Development Director to prepare an adopting ordinance in support of this decision.

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

Motion carried.

**d. Public Hearing: Torval Terrace Short Plat Vacation**

Associate Planner Berghoff presented the agenda summary, noting the Poulsbo Planning and Economic Development Department has received an application requesting vacation of a short plat of property at the SE corner of Front Street and Torval Canyon Road. Tax parcel numbers: 152601-1-147-2000 and 152601-1-146-2001. The short plat was recorded in 2009. No development has occurred on the lots. Plat vacation is subject to review under PMC 17.90.030 and requires a public hearing and decision by council.

Councilmember Musgrove reported the Public Works Committee heard this and recommended approval.

9:28 p.m., Mayor Erickson opened the public hearing.

John Verily stated that the reason they are doing this is because the property was originally one parcel. The previous owner had plans on developing it into a condominium. The recession happened and abandoned that project. That is why they want to put two parcels into one ownership.

9:29 p.m., Mayor Erickson closed the public hearing.

**Motion:** Move to approve requested Torval Terrace Short Plat – Plat Vacation Request, Planning File P-07-05-19-01, subject to the Condition of Approval, and direct the City Engineer to prepare recording documents.

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

Motion carried.

**7. COUNCIL COMMITTEE REPORTS**

Finance-Administration Committee: Councilmember McGinty reported they reviewed the legislative, executive, and finance budgets. They covered the utility billing donations, and they are recommending getting rid of that process. There is a new utility billing software

that you can do your payments online. People will have to create new usernames and passwords. City hall rentals are also down.

Public Safety/Legal Committee: Councilmember Nystul reported that there are some issues in the court, such as surrendering weapons procedures passed in the legislature and trying to figure it out. The Police Department and Risk Manager presented their mid-year budget reviews. The Police Department won't have an answer on accreditation until November, and they have two new officers, pending background checks.

Lodging Tax Advisory Committee: Councilmember Nystul stated that they'll meet on September 4 to review the applications and on September 10 they will meet to make a final decision.

## **8. DEPARTMENT HEAD COMMENTS**

None.

## **9. BOARD/COMMISSION REPORTS**

None.

## **10. CONTINUED COMMENTS FROM CITIZENS**

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

## **11. MAYOR & COUNCILMEMBER COMMENTS**

Councilmember Garland reminded everyone that school starts before the next meeting and please watch out for kids.

## **12. ADJOURNMENT**

**Motion:** Move to adjourn at 9:35 p.m.,

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

Motion carried unanimously.

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Rebecca Erickson, Mayor

ATTEST:

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Rhiannon Fernandez, CMC, City Clerk