



**City of Port Orchard
Council Meeting Minutes
Regular Meeting of September 24, 2019**

1. CALL TO ORDER AND ROLL CALL

Mayor Putaansuu called the meeting to order at 6:30 p.m.

Roll call was taken by the City Clerk as follows:

Mayor Pro-Tem Ashby	Absent
Councilmember Chang	Present
Councilmember Clauson	Present
Councilmember Cucciardi	Present
Councilmember Diener	Present
Councilmember Lucarelli	Present
Councilmember Rosapepe	Present
Mayor Putaansuu	Present

Staff present: Public Works Director Dorsey, Community Development Director Bond, City Attorney Cates, Police Chief Brown, Operations Manager Lang, City Clerk Rinearson and Deputy City Clerk Floyd.

A. PLEDGE OF ALLEGIANCE

Mayor Putaansuu led the audience and Council in the Pledge of Allegiance.

2. APPROVAL OF AGENDA

Mayor Putaansuu mentioned tonight's public hearing will not be held due to incorrect noticing. It will be held at a future date.

MOTION: By Councilmember Rosapepe, seconded by Councilmember Diener, to approve the agenda as presented.

The motion carried.

3. CITIZENS COMMENTS

There were no citizen comments.

4. CONSENT AGENDA

A. Approval of Voucher Nos. 77614 through 77644 and 77656 through 77714 including bank drafts in the amount of \$310,563.65 and Electronic Payments in the amount of \$13,128.69 totaling \$323,692.34.

- B. Approval of Payroll Check Nos. 77645 through 77655, including bank drafts and EFT's in the amount of \$263,205.07; and Direct Deposits in the amount of \$174,981.32 totaling \$438,186.39.
- C. Adoption of a Resolution Confirming the Appointment of Tim Drury as the City's Abatement Hearing Officer (**Resolution No. 031-19**)
- D. Excusal of Councilmember Ashby Due to Personal Reasons

MOTION: By Councilmember Cucciardi, seconded by Councilmember Lucarelli, to approve the consent agenda as presented.

The motion carried.

5. PRESENTATION

There were no presentations.

6. PUBLIC HEARING

A. Surplus of Water and Sewer Utility Equipment

The public hearing was canceled.

7. BUSINESS ITEMS

A. Adoption of an Ordinance Amending Port Orchard Municipal Code Chapter 20.39 Adopting Regulations Related to Social Services Facilities and Repealing Interim Ordinance No. 015-19

MOTION: By Councilmember Clauson, seconded by Councilmember Cucciardi, to approve an ordinance to adopt permanent regulations for the siting and development of secured residential facilities for sexually violent predators.

The motion carried.

(Ordinance No. 037-19)

B. Adoption of an Ordinance Amending Port Orchard Municipal Code Section 20.200.012 "Tenant Occupancy Permit"

MOTION: By Councilmember Chang, seconded by Councilmember Diener, to approve an Ordinance amending Section 20.200.012 POMC to adopt certificate of occupancy review and inspection requirements for certain new tenants and tenant changes of use.

The motion carried.

(Ordinance No. 038-19)

C. Adoption of a Resolution Amending Resolution No. 1946 Updating Speed Limits on Certain Roads within the City of Port Orchard (POMC 10.08)

MOTION: By Councilmember Cucciardi, seconded by Councilmember Clauson, to adopt the proposed resolution amending Resolution No. 1946 within Chapter 10.08 POMC to update speed limits within the City of Port Orchard.

Council Direction: Staff was directed to provide advance notice to the public about the changes.

The motion carried.

(Resolution No. 032-19)

D. Approval of Amendment No. 1 to Contract No. 025-17 with BHC Consultants, LLC for the 2017 Water System Plan Update

MOTION: By Councilmember Lucarelli, seconded by Councilmember Rosapepe, to execute Amendment #1 to Contract No. C025-17 with BHC Consultants LLC, in an amount not to exceed \$94,490.00, thereby bringing the new Contract total to \$228,497 and extending the Contract term to December 31, 2020.

The motion carried.

E. Approval of Amendment No. 1 to Contract No. 049-17 with BHC Consultants, LLC for On-call Engineering Services

MOTION: By Councilmember Lucarelli, seconded by Councilmember Diener, to execute Amendment No. 1 to Contract No. C049-17 with BHC Consultants, in an amount not to exceed \$25,000, thereby bringing the new Contract total to \$165,000.

The motion carried.

F. Approval of the September 10, 2019, Council Meeting Minutes

MOTION: By Councilmember Cucciardi, seconded by Councilmember Lucarelli, to approve the meeting minutes from September 10th as revised.

The motion carried. Councilmembers Diener and Clauson abstained.

Councilmember Lucarelli pointed out a misspelling in the minutes.

8. DISCUSSION ITEMS (No Action to be Taken)

A. Public Facilities District (PFD) Agreement Update

Mayor Putaansuu provided an update on the PFD's meeting, saying that we are taking steps forward and have another meeting scheduled for Monday [September 28, 2019] to talk about the specifics of the agreements. He voiced his displeasure with the draft agreement process and timeframes. The PFD's next meeting is scheduled for October 28th. We still do not have a commitment on the exact

dollar amount they are going to give us, but at the last two meetings, they have said they are going to fund us. We need to get this agreement done, but do not know at what level.

B. Initiative Measure No. 976 Regarding Car Tab Fees

Mayor Putaansuu mentioned said it is up to Council if they want this item on an agenda. He explained that a number of cities have passed resolutions in opposition of this initiative. We enacted a \$20 car tab fee as part of our transportation funding in our City. This was part of the package put together to pay for Tremont. This would remove about \$200,000 a year from our City and we would have to make it up some other way. He asked Council if they should hold a Public Hearing and possibly pass a Resolution in opposition?

Mayor and Council discussed a public hearing, when to take action, and receiving more information on the initiative.

Council Direction: Staff will move forward noticing a Public Hearing for October 8th and placing this on the agenda with 2 resolutions for possible action, with in opposition and the other in support. In addition, to provide more information to the Public and Council about this Initiative.

C. Updating the 2019-2021 Legislative Agenda

Mayor Putaansuu said he and staff have been brainstorming on several ideas, including updates at City Hall; remove marquee downtown; and new streetlights. The item for the community center is probably premature. Since it is a supplement year, the lobbyist recommends asking for true emerging issues and emergencies. He will continue to advocate for the transportation package that includes improvements on Sedgwick. Other ideas were utility and street related which don't do well in capital budgets.

Mayor and Council discussed the legislative agenda; Kitsap Regional Coordinating Council; and community center.

Mayor Putaansuu said he will work with the lobbyist and bring back a formal legislative agenda to Council.

9. REPORTS OF COUNCIL COMMITTEES

Mayor Putaansuu reported the Finance Committee is scheduled to meet October 8th and the Economic Development and Tourism committee is scheduled to meet October 14th.

Councilmember Lucarelli reported the Utilities Committee is scheduled to meet October 21st. The Sewer Advisory Committee is scheduled to meet November 6th. She reported on the September 16th Chimes and Lights meeting, and the next meeting is scheduled for October 21st.

Councilmember Rosapepe reported the Lodging Tax Advisory Committee is scheduled to meet the first week in October and will have final dates tomorrow.

Mayor Putaansuu reported he rode the Kitsap Transit Waterman yesterday; the two boat, high speed ferry service from Bremerton to Seattle started yesterday; and the Carlisle is going out for significant repairs but will be back at a future date.

10. REPORT OF MAYOR

The Mayor reported on the following:

- City Hall work force updates;
- Bay Street Pedestrian Path presentation;
- South Kitsap High School Wolves flag;
- Clock tower music;
- Contract for surveying services;
- Well 13 updates;
- Noon Rotary Club and benches at waterfront;
- Active shooter meeting; and
- 1406 funds (affordable housing money).

Councilmember Lucarelli asked Council to clarify and decide priority for meetings on which ones she should attend.

11. REPORT OF DEPARTMENT HEADS

Public Works Director Dorsey reported he and Councilmember Ashby will be meeting with the legislative group regarding SR16/160 project.

Community Development Director Bond reported on a grant opportunity for cities under 20,000 population which is House Bill 1923. It provides grants for increasing residential building capacity in a city. They are leaning towards applying for the downtown sub area plan.

Mayor, Council and staff discussed the grant and options; regional centers and funding; application due date; planned action EIS; and staff time and projects.

12. CITIZEN COMMENTS

Bill Evans, Robert McGee, Cate Cooper, Cuck Huck, Tracy Digiovanni, Randy Jones, Shawn D. voiced concerns with the Bay Street Pedestrian Pathway which included the effects of the pathway on the residents and businesses in Annapolis; eminent domain concerns; transparency; petition; the September 17th pathway presentation and email read into record; having a dialog with the City regarding alternate solutions; loss of parking; width of the path; environmental impacts; solutions to work together with the City; phases 1 and 2 of the pathway; safety concerns; need open line of communication between citizens and the City; mitigation discussions; and growth and employees of Whiskey Gulch.

Gregory Vance Vaught voiced concerns with the gas station to be built by his residence and spoke to soil contamination; neighbor concerns; and safety.

Nicole Vaught voiced her frustrations with the current Council, Mayor, and staff and spoke about prior administration.

Gerry Harmon asked Council to speak into their microphones and to also investigate other types of microphones; September 17th Bay Street Pedestrian Pathway presentation; and pathway concerns.

13. EXECUTIVE SESSION

At 7:56 p.m., Mayor Putaansuu recessed the meeting for a 20-minute executive session to discuss pending/ongoing litigation pursuant to RCW 42.30.110. City Attorney Cates, Development Director Bond and Public Works Director Dorsey were invited to attend and Mayor Putaansuu announced no action would be taken.

At 8:16 p.m., Mayor Putaansuu extended the executive session an additional 10 minutes.

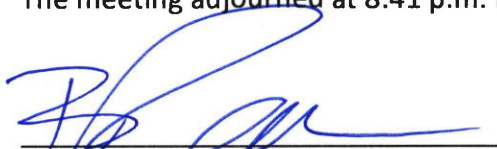
At 8:26 p.m., Mayor Putaansuu extended the executive session an additional 10 minutes.

At 8:36 p.m., Mayor Putaansuu extended the executive session an additional 5 minutes.

At 8:41 p.m., Mayor Putaansuu reconvened Council back into regular session.

14. ADJOURNMENT

The meeting adjourned at 8:41 p.m. No other action was taken. Audio/Visual was successful.



Brandy Rinearson, MMC, City Clerk



Robert Putaansuu, Mayor

