



**City of Port Orchard  
Council Meeting Minutes  
Regular Meeting of November 26, 2019**

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**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	Present
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, Utility Manager Brown, City Clerk Rinearson, and Office Assistant II Whisenant.

**A. PLEDGE OF ALLEGIANCE**

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

**2. APPROVAL OF AGENDA**

**MOTION:** By Councilmember Diener, seconded by Councilmember Cucciardi, to add the consent agenda the excusal of Councilmember Chang for personal reasons from this evenings meeting.

**The motion carried.**

**MOTION:** By Councilmember Clauson, seconded by Councilmember Lucarelli, to approve the consent agenda as modified.

**The motion carried.**

**3. CITIZENS COMMENTS**

**Bill Mahan**, Port Orchard's representative of the Kitsap Public Facilities District, spoke on the history of Port Orchard projects through interlocal agreements for funding projects through partnerships, such as the Community Events Center that is being presented tonight.

Councilmember Clauson extended his gratitude to Mr. Mahan on his past, and continued efforts.

**Eric Campbell**, representative of McCormick Communities, LLC., thanked Council, staff, and Mayor for lifting the moratorium.

**4. CONSENT AGENDA**

- A. Approval of Voucher Nos. 78144 through 78275 including bank drafts in the amount of \$447,263.61 and Electronic Payments/EFT's in the amount of \$543.06 totaling \$447,806.37.
- B. Approval of Payroll Check Nos. 78141 through 78143 including bank drafts and EFT's in the amount of \$132,418.42; and Direct Deposits in the amount of \$187,892.75 totaling \$320,311.17.
- C. Adoption of an Ordinance Amending Port Orchard Municipal Code Chapter 10.12 Establishing Regulations and Fees Related to Parking, Stopping or Standing in Certain Areas of the City
- D. Adoption of a Resolution Approving a Contract with Beckwith Consulting Group for an Update to the City's Comprehensive Parks Plan and Additional Parks and Recreation Professional Services
- E. Adoption of a Resolution Approving the Shoreline Master Program Update Public Participation Plan, Schedule and Work Plan
- F. Approval of a Grant Agreement with the Department of Ecology for 2019-2021 Stormwater Capacity
- G. Approval of a Contract with the Kitsap Humane Society for Animal Control Services
- H. Approval of an Agreement with South Kitsap Fire & Rescue Regarding Water Storage Capacity in the City's 580 Zone
- I. Approval of the November 12, 2019, Council Meeting Minutes
- J. Added Item: Excusal of Councilmember Chang for Personal Reasons from Tonight's Meeting (Arrived at 7:01pm)

**MOTION:** By Councilmember Diener, seconded by Councilmember Clauson, to approve the consent agenda as amended.

Councilmember Cucciardi acknowledged the involvement and support of South Kitsap Fire and Rescue with lifting the moratorium, as well.

**The motion carried.**

**5. PRESENTATION**

There were no presentations.

**6. PUBLIC HEARING**

There were no public hearings.

**7. BUSINESS ITEMS**

**A. Adoption of a Resolution Adopting the 2019-2021 [2020] Legislative Agenda**

**MOTION:** By Councilmember Clauson, seconded by Councilmember Cucciardi, to adopt a Resolution, thereby approving the 2019-2021 [2020] Legislative Agenda.

**The motion carried.**

**(Resolution No. 041-19)**

**B. Adoption of a Resolution Approving the First Amendment to the 2007 Reimbursement Agreement with McCormick Communities, LLC for Utility System Improvements**

**MOTION:** By Councilmember Lucarelli, seconded by Councilmember Clauson, to adopt a Resolution, thereby approving the 1st Amendment to the 2007 Reimbursement Agreement for Utility System Improvements.

**The motion carried.**

**(Resolution No. 042-19 and Amendment No. 1 to Contract No. 003-07)**

**C. Adoption of an Ordinance Terminating the Emergency Water Moratorium Imposed by Ordinance No. 020-19, as Amended by Ordinance Nos. 020-19A and 039-19**

**MOTION:** By Councilmember Clauson, seconded by Councilmember Cucciardi, to adopt an Ordinance terminating the Port Orchard Emergency Water Moratorium that was imposed by Ordinance No. 020-19, as amended by Ordinance Nos. 020-19A and 039-19, and declaring an emergency necessitating that this Ordinance take effect immediately upon its adoption.

Councilmember Chang arrived at the meeting.

Councilmember Cucciardi discussed impacts to all involved with the moratorium, which is why he is voting in favor to lift the moratorium.

**The motion carried.**

**(Ordinance No. 053-19)**

**D. Adoption of an Ordinance Authorizing a Part-Time Position and Pay Rate for an Intern Position in the Department of Community Development**

**MOTION:** By Councilmember Clauson, seconded by Councilmember Ashby, to adopt an Ordinance authorizing the creation of one part-time, temporary planning intern position for the Department of Community Development, and approving a pay rate for the position as provided for in the Ordinance.

**The motion carried.**

**(Ordinance No. 054-19)**

Upon support of the councilmembers Business Item 7J was moved up to be discussed at this point, with continuation of the items as published thereafter.

**J. Approval of an Interlocal Agreement with the Kitsap Public Facilities District for the South Kitsap Community Events Center**

**MOTION:** By Councilmember Rosapepe, seconded by Councilmember Clauson, to authorize the Mayor to approve an interlocal agreement with the Kitsap Public Facilities District for the South Kitsap Community Events Center.

The motion carried.

**(Contract No. 082-19)**

**E. Adoption of an Ordinance Amending the Appeal Provisions of Port Orchard Municipal Code Chapter 9.30**

**MOTION:** By Councilmember Ashby, seconded by Councilmember Lucarelli, to adopt an ordinance amending the appeal provisions of POMC Chapter 9.30.

The motion carried.

**(Ordinance No. 055-19)**

**F. Adoption of an Ordinance Approving the 2019 Port Orchard Municipal Code Title 20 "Housekeeping" Amendments**

**MOTION:** By Councilmember Diener, seconded by Councilmember Rosapepe, to adopt an ordinance approving the 2019 Title 20 'housekeeping' amendments.

The motion carried.

**(Ordinance No. 056-19)**

**G. Adoption of a Resolution Confirming Mayoral Appointments to Boards, Committees and Commissions**

**MOTION:** By Councilmember Ashby, seconded by Councilmember Clauson, to adopt a Resolution confirming the Mayor's appointments to the Boards, Committees, and Commissions, as set forth in the Resolution presented.

The Mayor provided a brief summary of the appointees professional background and how they were a good fit to the boards they will be serving.

**The motion carried.  
(Resolution No. 043-19)**

**H. Adoption of a Resolution Approving a Contract with KPFF Consulting Engineers for the 2020-2025 On-Call Bridge Management Program and Procurement Procedure Documentation**

**MOTION:** By Councilmember Lucarelli, seconded by Councilmember Diener, to adopt a Resolution, thereby approving Contract No. C001-20 with KPFF Consulting Engineers in the 6-year total amount not to exceed \$212,145 for the 2020-2025 On-Call Bridge Management Program and documenting the Professional Services procurement procedures pursuant to RCW 39.80.

**The motion carried.  
(Resolution No. 001-20 and Contract No. 001-20)**

**I. Approval of Amendment No. 2 to Contract No. 052-18 with Northwest Urban Law, PLLC for Special Projects and Land Use Attorney Services**

**MOTION:** By Councilmember Chang, seconded by Councilmember Rosapepe, to approve Amendment No. 2 to Contract No. 052-18, with Northwest Urban Law, PLLC for special projects and land use attorney services, as presented.

**The motion carried.  
(Amendment No. 2 to Contract No. 052-18)**

**K. Approval of Amendment No. 1 to Contract No. 040-12 with Kitsap County Department of Emergency Management for Emergency Management Services**

**MOTION:** By Councilmember Rosapepe, seconded by Councilmember Diener, to move to authorize the Mayor to execute Amendment No. 1 to Contract No. 040-12 with Kitsap County Department of Emergency Management for emergency management services.

**The motion carried.  
(Amendment No. 1 to Contract No. 040-12)**

**L. Approval of HB 1923 Grant Agreement with the Department of Commerce for a Grant to Develop a Subarea Plan and Planned Action EIS**

**MOTION:** By Councilmember Diener, seconded by Councilmember Cucciardi, to authorize the Mayor to sign Contract 20-63314-045 between the Department of Commerce and the City of Port Orchard, for a \$50,000 grant to develop a subarea plan and planned action EIS for the Downtown and County Government Campus Centers.

**The motion carried.**

**(Contract No. 081-19)**

**M. Approval of a Memorandum of Understanding for Denial of Restrictive Covenant in Right-of-Way Located at 639 Bay Street**

**MOTION:** By Councilmember Cucciardi, seconded by Councilmember Diener, to authorize the Mayor to sign the attached MOU as presented.

The motion carried.

**N. Approval of Change Order Nos. 28 and 29 to Contract No. 037-17 with Active Construction, Inc. for the Tremont Street Widening Project**

**MOTION:** By Councilmember Clauson, seconded by Councilmember Diener, to authorize the Mayor to execute Change Orders No. 28 and No. 29, with Active Construction, Inc. in an amount not to exceed \$385,522.99.

The motion carried.

**8. DISCUSSION ITEMS (No Action to be Taken)**

**A. City Employee Turnover**

Mayor Putaansuu presented the City's turnover rate for the last three years and discussed the current job openings. Salary survey plans and a salary consultant is being considered to not only look at the organizational chart, but plan for future growth.

**9. REPORTS OF COUNCIL COMMITTEES**

Councilmember Ashby reported the Economic Development and Tourism Committee is scheduled to meet December 9<sup>th</sup>.

Councilmember Lucarelli reported the next Utility Committee meeting is scheduled for December 16<sup>th</sup>. The Sewer Advisory Committee is scheduled to meet February 19<sup>th</sup>. The next Festival of Chimes and Lights Committee meeting is scheduled for January 13<sup>th</sup>.

Councilmember Lucarelli asked Operations Manager Tony Lang to give an update on the lighting and power concerns on the electrical issue to downtown. To which he stated his confidence in the Public Works crew to resolve the issue by midday tomorrow [November 27, 2019].

Public Works Director Dorsey thanked the Public Works crew working on the electrical issue.

Councilmember Diener reported the next Land Use Committee meeting is to be determined.

Councilmember Rosapepe reported that Lodging Tax Advisory Committee is to meet in October next year.

Mayor Putaansuu informed Council of his elected Housing Kitsap Chair position for 2020, and Council retreat scheduled for January 17, 2020.

Discussion was had on scheduling the Holiday Light Tour with the councilmembers.

#### 10. REPORT OF MAYOR

The Mayor reported that the judgement for I-976 will be held tomorrow.

#### 11. REPORT OF DEPARTMENT HEADS

Public Works Director Dorsey thanked Council for the chimes repair.

Community Development Director Bond asked council preference on scheduling the joint meeting of council with Planning Commission at January's work study, which agreed to schedule then.

Police Chief Brown stated that the bear spotted in town earlier has been captured and relocated.

#### 12. CITIZEN COMMENTS

Bob Bonjukian expressed frustration towards the amount of long-term parking available downtown.

#### 13. EXECUTIVE SESSION

No executive session was held.

#### 14. ADJOURNMENT

The meeting adjourned at 8:18 p.m. No other action was taken. Audio/Visual was successful.

  
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Brandy Rinearson, MMC, City Clerk

  
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Robert Putaansuu, Mayor

