



Anne McEnery-Ogle, Mayor
Bart Hansen · Ty Stober · Linda Glover
Laurie Lebowsky · Erik Paulsen · Sarah J. Fox

July 20, 2020 - Vancouver City Council Meeting Minutes

WORKSHOPS

Conducted remotely.

Workshops were conducted remotely over video conference utilizing a GoToMeeting platform. Members of the public were invited to view the meeting via the live broadcast on www.cvtv.org and CVTV cable channels 23 or HD 323, or on the City's Facebook page, www.facebook.com/VancouverUS, or listen via the GoToMeeting conference call.

4:00-5:00 p.m. Fourth Plain Forward Update

Rebecca Kennedy, Long Range Planning Manager, 487-7896; Shannon Williams, Associate Planner, 487-7898

Summary

Council received an update on the Fourth Plain Forward organization and initiatives from City staff and Fourth Plain Forward partners.

5:00-6:00 p.m. The Heights District Plan

Chad Eiken, Community and Economic Development Director, 487-7882; Rebecca Kennedy, Long Range Planning Manager, 487-7896

Summary

Staff provided Council with an update on the Heights District planning effort as part of a series of workshops prior to consideration of adoption of the Heights District Plan. This session focused on market analysis, redevelopment opportunities and implementation tools, demographic and socioeconomic analysis, housing and equitable development strategies, and fiscal impacts analysis.

REGULAR COUNCIL MEETING

This meeting was conducted remotely over video conference utilizing a GoToMeeting platform. Members of the public were invited to view the meeting via the live broadcast on www.cvtv.org and CVTV cable channels 23 or HD 323, or on the City's Facebook page, www.facebook.com/VancouverUS. Public access and testimony on Consent Agenda and Public Hearing items was also facilitated via the GoToMeeting conference call.

Call to Order and Roll Call

The regular meeting of the Vancouver City Council was called to order at 6:30 p.m. by Mayor McEnerny-Ogle. The meeting was conducted remotely over video conference.

Present: Councilmembers Fox, Paulsen, Lebowsky, Glover, Stober, Hansen, Mayor McEnerny-Ogle

Absent: None

Also present on the call were the following: Eric Holmes, City Manager; Jonathan Young, City Attorney; Amanda Delapena, Assistant to the City Council; Brian Carlson, Interim Deputy City Manager; Chad Eiken, Community and Economic Development Director; David Galazin, Assistant City Attorney; Aaron Lande, Senior Policy Analyst; Rebecca Kennedy, Long Range Planning Manager; Carrie Lewellen, City Treasurer; Lee Lofton, Employee and Labor Relations Analyst; Jeff Mori, Assistant Police Chief; Danell Norby, Community Development Programs Coordinator; Tom O'Connor, Deputy Fire Chief; Heidi Scarpelli, Fire Marshal; Natasha Ramras, Chief Financial Officer; Dan Swensen, Interim Public Works Director; Justin Monwai, Senior Vice President for Piper Sandler; Cynthia Weed, K&L Gates; members of the public.

Approval of Minutes

Minutes - July 6, 2020

Motion by Councilmember Paulsen, seconded by Councilmember

Glover, and carried unanimously to approve the meeting minutes of July 6, 2020.

Citizen Communications (Items 1-6) - see general protocol above

Mayor McEnerny-Ogle opened Citizen Communication and received the following testimony:

- Glen Yung, Vancouver, spoke regarding Items 2 and 3, impact fee waivers, expressing concerns about potential waiver of Park Impact Fees, given the deficit in park services.

Mayor McEnerny-Ogle noted the Council had also received written comments (attached) from Todd Boulanger, Vancouver, regarding Item 4, Collective Bargaining Agreement with the Vancouver Command Guild.

There being no further testimony, Mayor McEnerny-Ogle closed Citizen Communication.

Consent Agenda (Items 1-6)

Council requested Items 2-4 be pulled for separate discussion.

Councilmember Fox asked staff to discuss the fee waiver tool in response to Mr. Yung's concerns and how that tool ensures such housing units stay affordable for Vancouver residents.

Danell Norby, Community Development Programs Coordinator, explained the fee waiver program allows the City to exempt impact fees for parks and traffic for housing with people earning up to 80% of median income, and explained it is a service that can serve in different ways than the City's Affordable Housing Fund. She stated the City does have the option of waiving up to 100 percent of the park and traffic impact fee waivers. However, in order to waive more than 80 percent, the City would need to backfill that extra 20 percent with another funding source. However, to do so would require identification of another source to backfill the funds with, and the City recognizes the importance of receiving revenue for park and traffic infrastructure.

City Manager Eric Holmes added that the WXV Apartment project will target senior citizens who are earning at or below 50 percent of area median income; the Neals Lane project would be targeting households at or below 50 percent of area median income. Thus, these projects are aiming to serve some of the member of the community who would be most challenged to find affordable housing.

Councilmember Stober asked staff to provide some context around Item 4, the collective bargaining agreement with the Vancouver Command Guild, as it would include an increase to compensation and the City is looking at making some major budget cuts in the coming months, which would potentially require additional

negotiations with staff. He also asked for clarification regarding arbitration provisions in the agreement. He asked if an employee was terminated for just cause due to a number of specific items, and the employee files a grievance contesting one of those items, whether the arbitrator would be able to overturn the termination if only that one cause was overturned.

Mr. Holmes explained the City has been negotiating with the command guild since the middle of 2020 for this agreement, which runs 2020-22. He stated the economic terms before the Council are within the authority that Council provided heading into that bargaining process. He also explained that the compensation increase ensures compliance with an anticompression provision in the agreement with the police officers guild, which requires the City maintain a certain wage separation between officers and command staff. Mr. Holmes stated City staff elected to bring the agreement before Council now to honor the good faith bargaining process that occurred before the pandemic hit.

Regarding the arbitration process, Deputy City Manager Brian Carlson stated that if only one of multiple items is appealed and brought to arbitration, even if that cause was overturned, the others would stand as is.

Motion by Councilmember Paulsen, seconded by Councilmember Glover, and carried unanimously to approve the Consent Agenda.

1. Pearson Field Pavement Rehabilitation, PAPI and Sign Replacement - Construction Acceptance

Staff Report 085-20

Summary

The City of Vancouver owns and maintains Pearson Field Airport. The airport serves the local general aviation community with one runway; runway 8-26. The runway is surfaced with asphalt pavement which, although maintained in intervening years, had not be rehabilitated since 1991. With a design life expectancy of 20 years, the existing pavement had provided good service, but was ending the end of it's useful life. Rehabilitation was necessary to continue airport operations

The project called for the removal and replacement of the asphalt surface of the 60' x 3250' runway, the replacement of the Precision Approach Path Indicator (PAPI) pilot landing assistance system for runway 26, and the replacement of some field guidance signs.

The project was 90% funded from a grant from the Federal Aviation Administration (FAA), 5% funded by a WSDOTA grant, and 5% funded from the Pearson Airfield enterprise fund.

The work was completed satisfactorily in accordance with the plans and

specifications. Contract costs are summarized below:

TOTAL CONTRACT COSTS

<i>Labor, Equipment and Material</i>	<i>\$749,713.30</i>
<i>Sales Tax</i>	<i>\$62,975.92</i>
<i>Total</i>	<i>\$812,689.22</i>

The original contract amount, including sales tax, was \$742,197.46. The final project cost was \$812,689.22, which was \$70,491.76 (9.5%) more than the original contracted amount. The difference between original contract amount and final contract amount can be attributed to a one change order for work to remediate an area of unsuitable subgrade, a 17% addition to the planned asphalt paving quantities as directed in the field during construction, as well as the typical variances in quantities commonly encountered during construction.

As this project was funded by a federal grant, the City could not require apprenticeship goals.

Request: Accept as complete the improvements as constructed by Granite Construction Company subject to receipt of all project close-out documentation as required by law.

Dan Swensen, Interim Public Works Director, 487-7754

Motion approved the request.

2. WXV Apartments Impact Fee Waiver Request

Staff Report 086-20

A RESOLUTION of the City of Vancouver Washington partially exempting the collection of Traffic and Park development impact fees from \$135,120.45 down to \$27,024.09 (80% reduction) and a full exemption of school impact fees by restricting tenants to the age of 62 years or older.

Summary

The WXV apartment project is for 69 new multifamily units for people over 62 years of age and earning at or below 50% of the area median income. The project is located at 1501 Esther in downtown Vancouver. Upon completion the project will be owned and operated by WXV Senior Housing LLC with Vancouver Housing Authority as a general partner.

The developer is requesting an 80% exemption of Traffic and Park development

impact fees. The total Park impact fees for the development are \$113,091.00. The applicant is requesting a partial exemption of Park impact fees of 80% or \$90,472.80.

The total Traffic impact fee is \$22,029.45. The applicant is requesting a partial exemption of Traffic impact fees of 80% or \$17,623.56. If approved the total of the combined forgone Traffic and Park impact fees is \$108,096.36.

In return for the impact fee waivers the applicant is required to record a covenant against the property attesting that:

- The property is prohibited from being used for any purpose other than for low-income housing. Low-income housing is defined as housing for which the monthly housing expense is no greater than thirty percent of eighty percent of the median family income adjusted for family size for Clark County, as reported by the United States Department of Housing and Urban Development.*
- If the property is converted to a use other than for low-income housing, the current property owner must pay the applicable impact fees in effect at the time of conversion.*
- The development is exclusively restricted to persons sixty-two years of age or older.*

Request: Adopt a resolution granting a partial impact fee exemption for the WXV senior apartment development.

*Peggy Sheehan, Community Development Programs
Manager, 487-7852*

Motion adopted Resolution M-4080 to approve the request.

3. Neals Lane Apartments Impact Fee Waiver Request

Staff Report 087-20

A RESOLUTION of the City of Vancouver Washington partially exempting the collection of Traffic and Park development impact fees from \$20,455.15 down to \$4,091.03 (80% reduction) for the Neals Lane Apartment housing development.

Summary

The Neals Lane apartment project is for 9 multifamily units (1 existing / 8 new) for households earning at or below 50% of the area median income. The project is located at 2705 Neals Lane in central Vancouver. Upon completion the project will be owned and operated by Second Step

Housing.

The impact fee waiver is for 8 housing units. (One of the units is an existing single family residence that will be retained for a total of 9 units) Standard Park impact fees for the development are \$13,112.00. The applicant is requesting a partial exemption of Park impact fees at 80% or \$10,489.60. The resulting Park impact fee will be \$2,622.40. The standard Traffic impact fee is \$7,343.15. The applicant is requesting a partial exemption of Traffic impact fees at 80% or \$5,874.52. The resulting Traffic impact fee will be \$1,468.63. The total of the combined forgone Traffic and Park impact fees is \$16,364.12. Staff sent a request to the school district to waive impact fees for this project. The school district responded and declined to waive any portion of the impact fees.

In return for the impact fee waivers the applicant is required to record a covenant against the property attesting that:

- The property is prohibited from being used for any purpose other than for low-income housing. Low-income housing is defined as housing for which the monthly housing expense is no greater than thirty percent of eighty percent of the median family income adjusted for family size for Clark County, as reported by the United States Department of Housing and Urban Development.*
- If the property is converted to a use other than for low-income housing, the current property owner must pay the applicable impact fees at the rate in effect at the time of conversion.*

Request: Adopt a resolution granting partial Traffic and Park impact fee exemption for the Neals Lane Apartment Development.

*Peggy Sheehan, Community Development Programs
Manager, 487-7952*

Motion adopted Resolution M-4081 to approve the request.

4. Vancouver Command Guild Collective Bargaining Agreement

Staff Report 088-20

Summary

The labor group consisting of the police Lieutenants and Commanders petitioned and were approved by the Public Employment Relations Commission (PERC) to change their labor representation to a new bargaining unit, the Vancouver Command Guild. The change in representation caused the need to negotiate a new contract between the City and the Vancouver Command Guild. The parties worked through a collaborative process and reached consensus on a new three-year

agreement. The labor agreement is being brought to Council for approval.

Request: On July 20, 2020, authorize the City Manager or his designee to sign the 2020-2022 Collective Bargaining Agreement with the Vancouver Command Guild.

Lisa Takach, Human Resources Director, 487-8611

Motion approved the request.

5. Appointment to the Building/Fire Code Commission

The Building and Fire Code Commission advises City Council on building and fire codes and all proposed code changes; hears appeals of building official and fire code interpretations.

Council Committee 1 recently interviewed three candidates, including one seeking reappointment, for one upcoming vacancy on the Building and Fire Code Commission. They recommend the appointment of Matt Chaika. His appointment should begin July 31, 2020, and expire July 31, 2026

Request: Appoint Matt Chaika to the Building and Fire Code Commission, term beginning July 31, 2020, and expiring July 31, 2026.

Council Committee 1

Motion approved the request.

6. Approval of Claim Vouchers

Request: Approve claim vouchers for July 20, 2020.

Motion approved claim vouchers for July 20, 2020, in the amount of \$8,222,669.19.

Public Hearings (Items 7-10) - see general protocol above

7. Presbytery of the Cascades Annexation

Staff Report 076A-20

AN ORDINANCE relating to approval of an annexation pursuant to RCW

35.13.125; establishing the geographic extent, defining the comprehensive plan and land use designations, and determining the assumption of all or any portion of existing city indebtedness; accepting the certified petition supporting annexation; and providing for an effective date for the Presbytery of the Cascades annexation.

City staff has received a notice of intent to annex from a singular property owner. The Presbytery of the Cascades church is located at 16210 NE 20th Street (at 162nd Ave). The site is 4.4 acres in size. The site is currently served by City water, sewer, stormwater and fire (FD5) services. With the annexation the City would also accept approximately 620 linear feet of right-of-way in NE 20th Street from 162nd Avenue to 164th Ave. With the current owner being a nonprofit entity the property is currently exempt from property tax. Surrounding uses include both residential and commercial uses.

The current County Comprehensive Plan designation is Commercial (C) with a zoning designation of Community Commercial (CC). The applicant requested a change on the eastern two acres of the site to a City Comprehensive Plan designation of Urban High (UH) density and an R-18 zoning designation. On June 15, 2020 City Council approved these requested changes.

Council held first reading of the annexation ordinance on July 6, 2020, and set a public hearing for July 20, 2020, at that time. Due to scheduling conflicts, staff is requesting this public hearing be continued and will request final approval of the ordinance following another duly advertised hearing on Monday, August 3, 2020.

Request: On Monday, July 20, 2020, continue the public hearing to Monday, August 3, 2020.

Bryan Monroe, Associate Planner, 487-7958

Mayor McEnemy-Ogle read the title of the ordinance into the record.

Mayor McEnemy-Ogle opened the public hearing and, receiving no testimony, closed the public hearing.

Mr. Holmes explained that the first reading of this ordinance on July 6 established the public hearing for July 20; however, the staff members responsible for this project are currently furloughed, and as such, staff is requesting the public hearing be continued to August 3, 2020.

Motion by Councilmember Paulsen, seconded by Councilmember Lebowsky, and carried unanimously continued the public hearing to Monday, August 3, 2020.

8. **2020/21 Limited Tax General Obligation (LTGO) Refunding Bonds**

Staff Report 080-20

AN ORDINANCE of the City of Vancouver, Washington, providing for the issuance and sale of up to \$16,000,000 limited tax general obligation refunding bonds of the City in one or more series and delegating authority to approve the final terms of said bonds.

In December 2010, the City issued \$13,410,000 in Limited Tax General Obligation (LTGO) and Refunding bonds to partially refinance the 2001 LTGO bonds and to provide funding to purchase City Hall at 415 W. 6th Street. The bonds have an average interest rate of 4.502%, and currently \$7.99 million is outstanding. Of this, approximately \$7.65 million in existing bonds will be refunded by issuing approximately \$6.9 million in refunding bonds. Overall, by refinancing the bond issue, the City will realize more than \$2 million in debt service savings over the life of the bond issue, or about \$132,000 per year. The net present value savings is approximately \$1.77 million. The average interest rate on the refunding bonds is estimated to be 2.15% compared to approximately 4.5% on the old bond issue. General tax revenues in the General Fund support the debt service payments for this bond issue. The final maturity of this bond issue is December 1, 2035.

In June 2011, the City issued \$9,600,000 in LTGO bonds (2011A) and \$915,000 in LTGO taxable bonds (2011B) for a combined total of \$10,515,000. The 2011B taxable bonds were paid off in December 2015. The proceeds of both series were used to fund transportation projects, including the Waterfront Access Project. The bonds have an average interest rate of 3.93%, and currently \$8.03 million is outstanding. Of this, approximately \$7.29 million in existing bonds will be refunded by issuing approximately \$7.495 million in refunding bonds. Overall, by refinancing the bond issue, the City will realize more than \$870,000 in debt service savings over the life of the bond issue, or about \$60,000 per year. The net present value savings is \$719,000. The average interest rate on the refunding bonds is estimated to be 2.75% compared to approximately 3.93% on the old bond issue. Debt service is supported by the General Fund up to \$220,000 per year from the Local Revitalization Financing sales tax credit, and the remaining annual debt service is supported by the increased property and sales tax revenues from the Waterfront development. The final maturity of this bond issue is December 1, 2035. The new refunding bonds for this issue are anticipated to settle in 2021.

The ordinance allows for the not-to-exceed amount to be greater than the actual amount estimated to be issued, simply to provide flexibility for the

bond sales. Depending on market conditions, the City could elect to issue bonds through a public sale, or through private placement, or a combination of both to maximize the savings.

Request: On Monday, July 20, 2020, subject to second reading and public hearing, approve, and authorize the City Manager or delegate to sign all documents necessary to refinance the 2010 bond issue, refinance the 2011 bond issue, and bond agreements consistent with the points above.

Carrie Lewellen, City Treasurer, 487-8482

Mayor McEnerny-Ogle read the title of the ordinance into the record.

Carrie Lewellen, City Treasurer provided an overview of the ordinance.

Justin Monwai from Piper Sandler provided Council with a market update and refunding opportunities.

Councilmember Stober noted there is currently tremendous volatility in the market and asked what happens if this volatility still exists when the City is ready to sell the bonds. Mr. Monwai stated a discussion will happen with City staff when they are getting ready to price the bonds, and at that time there is an option to stay in a holding pattern and wait until the market improves before moving forward.

Cynthia Weed, bond counsel, stated the bond ordinance is good for 18 months. She explained it is a delegation ordinance that sets the minimum savings levels but the overall schedule can move faster or slower depending on market conditions.

Mayor McEnerny-Ogle opened the public hearing and, receiving no testimony, closed the public hearing.

Motion by Councilmember Paulsen, seconded by Councilmember Fox, and carried unanimously to approve Ordinance M-4301.

9. 2020 First Supplemental Budget

Staff Report 081-20

AN ORDINANCE relating to the 2019-2020 Biennial Budget and making various appropriations in various funds; declaring an emergency.

The first supplemental budget of 2020 includes mostly administrative, grant funded items and an appropriation to refinance one current bond issue in 2020 at lower rates.

The recommended expenditure appropriation increase for the City's Operating and Capital funds included in the 2020 First Supplemental Budget totals \$50.4 million. Of this amount, \$45.0 million is related to the Operating budget, and \$5.4 million relates to changes in the Capital budget and supporting transfers. The net impact on all City resources is a decrease of \$2.5 million in the City's resources; the net impact on the General Fund is a \$5 million decrease to the fund balance.

The total Operating budget appropriation change in the General, Street and Fire funds represents an increase of \$19.0 million. The remaining \$26.0 million increase relates to changes in other funds.

Cost-neutral appropriation adjustments include the following major items:

- Appropriation increase funded by the federal Coronavirus Aid, Relief, and Economic Security (CARES) Act funding, including new to the City COVID-related leave costs, additional janitorial costs for all City facilities and vehicles, information technology related costs to accommodate City staff working remotely, building modifications to enhance employee and customer safety and costs of managing this prolonged emergency. The total cost related to the General Fund is \$4.3 million, with the balance of the \$5.6 million funding going to other City operating funds that have incurred those costs and are anticipated to incur costs through the end of October 2020.*
- Appropriation increase of \$0.8 million funded by a state grant to cover pre-construction costs of the ground floor commercial space for a new building located in the Fourth Plain corridor. The building will serve as an incubator for developing future businesses in the corridor.*
- Appropriation increase of \$0.8 million funded by the Assistance to Firefighters (AFG) federal program to purchase replacement personal self-contained breathing apparatus (SCBA) units that are nearing their useful life.*
- Numerous other minor Fire grants totaling \$0.6 million including Hazmat training and the program Project Home Safe focused on fire prevention.*
- Funding from the Clark County Fire District 5 of \$0.6 million to continue Fire Academy for the remainder of 2020.*
- Numerous Police grants totaling \$0.7 million, including a new grant to enhance mental health field response in partnership with SeaMar.*

Major administrative adjustments include:

- Additional budget to cover the cost of labor contract settlements in Fire totaling \$3.1 million mostly attributed to increase in the cost of overtime resulting from a change in the length of the work week, cost of leaving adjustments for 2020 and the increased cost of health care coverage. The cost increase in Fire is funded by an increased transfer from the General fund.*

- *True-up of departmental budgets for grounds and facilities work totaling \$2.7 million. This dollar amount represents a two-year catch up in cost reimbursement for facilities and grounds maintenance.*
- *An accounting adjustment of \$2.6 million to record the capital lease obligation for the new Police Headquarters building.*
- *A one-time increase in energy costs budget resulting from the delays in the LED streetlight replacement project of \$0.9 million. The project is on track to be completed in August of 2020, so the savings will be reflected in the 2021 budget.*

The remaining total of \$26.0 million in appropriation increase relates to changes in other operating City funds. Major changes are summarized below:

- *An accounting adjustment of \$11.4 million, resulting from the updated way of reporting the school impact fees that the City collects on behalf of the school districts. A recent change in Governmental Accounting Standards Board resulted in the need for the City to reflect School Impact Fees as revenues and expenditures in the City's General Ledger. The result is the need to increase an appropriation for a two year time period by \$11.4 million. There is no net impact from this change to the City.*
- *The recessionary environment has created an opportunity to refinance one of the outstanding City bonds at lower rates. The supplemental includes an appropriation increase of \$8.05 million to refund the bonds. The City is anticipated to realize significant savings of \$2.3 million, (or \$2.1 million in net present value (NPV)) over the remaining life of the bonds.*
- *An administrative budget true-up in Storm Water City Utility tax payment to General Fund of \$1.1 million, reflecting actual appropriation need.*
- *Additional budget of \$0.8 million in the Community Development Block Grant (CDBG) fund, funded by the CDBG - CV CARES Act grant allocation.*
- *Other grant related increases totaling \$0.9 million across CVTV, CDBG and Solid Waste's Talking Trash programs.*

The total Capital Budget appropriation of \$5.4 million (including internal transfers) is included in the First Supplemental of 2020. Expenditures by project are outlined in Attachment C to the ordinance. Following are some major projects included by functional area:

- *General/Facilities major capital projects totaling \$2.7 million*
 - *\$0.5 million to replace roofs on Officer's row offset with a grant from the Washington State Historical Society.*
 - *Pearson Airport taxiway and Apron Rehabilitation project funded fully with federal aviation and CARES grants of \$1.7 million.*
 - *Land Bridge Maintenance project of \$0.5 million, funded by the*

franchise fees from the Historic Trust.

- *Parks capital projects totaling \$1.2 million for:*
 - *True-up of the Dubois and Summers Walk projects totaling \$0.3 million funded with parks impact fees.*
 - *True-up of \$0.9 million for North Image Neighborhood Park Expansion funded with parks impact fees.*
- *Transportation capital projects changes totaling \$1.2 million include:*
 - *A reduction of \$2.9 million in a number of projects due to the impact of the passing of the I-976 initiative. Major projects impacted are:*
 - *Traffic Signal and Lighting Sustainability of \$0.9 million*
 - *Transportation System Plan Update of \$0.6 million*
 - *NE 18th St – 97th Ave to 107th Ave of \$0.5 million*
 - *Non-Programmed Safety reduction of \$0.2 million*
 - *Evergreen Highway Trail Phase II and Chelsea to Image reduced by \$0.1*
 - *An increase to current projects totaling \$4.0 million is highlighted:*
 - *SE 1st St – 164th to 192nd of \$2.0 million, funded by the Transportation Benefit District*
 - *Devine Pedestrian Improvements - Mill Plain to 18th of \$1.0 million, fully funded by a grant from the Transportation Improvement Board (TIB) and a state grant for pedestrian safety.*
 - *NW Neighborhood Connectivity (NW 43rd Street to NW 53rd Street Lincoln Sidewalks) of \$0.5 million, funded by a federal grant for the construction phase.*
 - *Mill Plain Blvd – 104th to NE Chkalov Dr. of \$0.4 million being funded by the pavement management program.*
- *Appropriation adjustments totaling \$0.8 million in Surface Water projects all supported by grant funding. The largest of those is a grant for \$0.4 million for improving water quality and habitat conditions in the Burnt Bridge Creek watershed with support from the Lower Columbia Fish Recovery Board Grant.*

Attachment B of the ordinance outlines changes to FTEs, with an overall increase of 0.75 FTE recommended in the First Supplemental of 2020. Major changes from the Attachment B are listed below:

- *Extend 0.75 limited-term FTE to support Commute Trip Reduction program supported by grant revenue. The grant funding was renewed through June 2021.*
- *Transfer of 1.0 limited term FTE (Code Compliance Officer), created as a new position in the 2019-2020 budget as part of HART team, from the Community & Economic Development Department to Public Works.*

Request: On Monday, July 20, 2020, subject to second reading and public hearing, approve ordinance.

Natasha Ramras, Chief Financial Officer, 487-8484

Mayor McEnerny-Ogle read the title of the ordinance into the record.

Mayor McEnerny-Ogle opened the public hearing and, receiving no testimony, closed the public hearing.

Motion by Councilmember Lebowsky, seconded by Councilmember Glover, and carried unanimously to approve Ordinance M-4302.

10. **Public hearing on resolution in support of temporary moratorium prohibiting the establishment of new, or expansion of existing, large-scale fossil fuel facilities**

Staff Report 089-20

A RESOLUTION making findings of fact in support of the adoption of Ordinance No. M-4295 declaring an emergency and adopting a six-month temporary moratorium prohibiting the establishment of new, or expansion of existing, large-scale fossil fuel facilities.

The moratorium prohibits the acceptance, processing, and granting of applications for permits for establishment of new, or expansion of existing, large-scale fossil fuel facilities until December 8, 2020. This provides time for work to continue on updates to the Strategic Plan, VCCV, Title 20 updates, and the drafting of a Climate Action Plan.

Request: On Monday, July 20, 2020, subject to public hearing, adopt a resolution making findings of fact in support of Ordinance M-4295.

Aaron Lande, Senior Policy Analyst, 487-8612

Aaron Lande, Senior Policy Advisor, provided an overview of the moratorium, the historic context of related action taken in the past, as well as upcoming related initiatives.

Mayor McEnerny-Ogle opened the public hearing and received the following testimony:

- Jean Avery, Vancouver, spoke in support of the moratorium.
- Victoria Bickford, Vancouver, spoke in support of the moratorium.
- Tina Brakefield, Vancouver, spoke in support of the moratorium.

- Cathryn Chudy, Vancouver, representing the Sierra Club and Alliance for Community Engagement, spoke in support of the moratorium.
- Heidi Cody, Vancouver, representing Climate Toothpaste, spoke in support of the moratorium.
- Ann Donnelly, Vancouver, spoke in opposition to the moratorium.
- Mike Ellison, Vancouver, representing the Sierra Club, spoke in support of the moratorium.
- Phillip Englund, Vancouver, representing the Sunrise Movement SW WA, spoke in support of the moratorium.
- Shelly Ferina, Vancouver, representing the International Teens Upholding Nature Association (iTUNA), spoke in support of the moratorium.
- Stan Freidberg, Vancouver, spoke in support of the moratorium.
- Lisa Gay, Vancouver, representing Citizens Climate Lobby, spoke in support of the moratorium.
- Janet Hedgepath, Vancouver, spoke in support of the moratorium.
- Liyu Huang, Vancouver, representing iTUNA, spoke in support of the moratorium.
- Julissa Krause, Vancouver, spoke in support of the moratorium.
- Derya Ruggles, Vancouver, spoke in support of the moratorium.
- Susan Saul, Vancouver, representing the Audubon Society, spoke in support of the moratorium.
- Alona Steinke, Vancouver, spoke in support of the moratorium.
- Don Steinke, Vancouver, spoke in support of the moratorium.
- Fred Suter, Vancouver, spoke in support of the moratorium.
- Ryan Welch, Vancouver, representing iTUNA, spoke in support of the moratorium.
- Linda Whittingham, Vancouver, spoke in support of the moratorium.
- Monica Zazueta, Vancouver, spoke in support of the moratorium.
- Sharon Bucher, Battle Ground, WA, spoke in support of the moratorium.

- Jesyca Hernstadt, Camas, WA, spoke in support of the moratorium.
- Caroline Ceravolo, Ridgefield, WA, spoke in support of the moratorium.
- Tracy Ceravolo, Ridgefield, WA, spoke in support of the moratorium.
- Olivia DesRochers, Ridgefield, WA, spoke in support of the moratorium.
- Caleb Ceravolo, Ridgefield, WA, spoke in support of the moratorium.
- Pat Freiberg, Ridgefield, WA, spoke in support of the moratorium.
- Rebecca Ponzio, Seattle, WA, representing the Washington Environmental Council, spoke in support of the moratorium.
- Tim Holbert, Portland, OR, spoke in support of the moratorium.
- Bonnie McKinlay, Portland, OR, spoke in support of the moratorium.
- Regna Merritt, Portland, OR, spoke in support of the moratorium.
- Kate Murphy, Portland, OR, representing Columbia Riverkeeper, spoke in support of the moratorium.
- Jenny O'Connor, Portland, OR, spoke in support of the moratorium.
- Rick Rappaport, Portland, OR, spoke in support of the moratorium.
- Theodora Tsongas, Portland, OR, spoke in support of the moratorium.
- Ann Turner, Portland, OR, spoke in support of the moratorium.
- Kathryn Williams, Portland, OR, representing NW Natural, spoke in opposition to the moratorium and summarized the requests of NW Natural outlined in a letter (attached) submitted for the record.

Mayor McEnery-Ogle noted the Council had received numerous written comments regarding this item (attached). There being no further testimony, Mayor McEnery-Ogle closed the public hearing.

Councilmember Stober asked whether there is anything in the moratorium that would prohibit an existing facility from upgrading its current facilities to newer technologies. City Attorney Jonathan Young confirmed that would not be prohibited; an exemption is provided for facilities to upgrade their facilities to keep those facilities safe, but expansion of the existing uses would be prohibited. Fuel facilities that serve end users, such as gas stations or hook-ups to residential dwellings, would also be exempt.

Motion by Councilmember Lebowsky, seconded by Councilmember

Stober, and carried unanimously to approve Resolution M-4082.

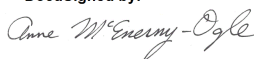
Communications

- A. From the Council**
- B. From the Mayor**
- C. From the City Manager**

Adjournment

9:48 p.m.

DocuSigned by:

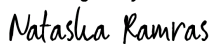


50CB15C0032F403...

Anne McEnerny-Ogle, Mayor

Attest:

DocuSigned by:



BCF6734E40E94AE...

Natasha Ramras, City Clerk

Meetings of the Vancouver City Council are electronically recorded on audio and video files. The audio files are kept on file in the office of the City Clerk for a period of six years.

From: [Urbane Streets](#)
To: [City of Vancouver - Office of the City Manager](#)
Subject: 2020.07.19 CoV - Monday Council Meeting - Consent #4 - Public Comment - SR 088-20
Date: Monday, July 20, 2020 1:19:44 AM

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear City of Vancouver City Council,

Please pull Consent #4 (Staff Report 088-20) for public discussion regarding **Vancouver Command Guild Collective Bargaining Agreement**. There are some questions that I could not find addressed in the Staff Report and other materials.

Question 01: the redlines for RATES OF PAY section 12.2 show that the initial proposed salary adjustment (increased) rate was set for 2.54% (effective January) but then this was increased to 4.0% (effective May), is this correct?

Question 02: if the answer to Question #1 was yes, then why would the City be negotiating (and agreeing) to a wage increase during COVID19 when the City is furloughing other staff and planning to cut services, etc?

Question 03: What will need to be cut to cover this (and the earlier wage increases for rank and file VPD members?) as discussed at the Retreat? Or can the City realistically claw back any wage increases in the next biennium?

[The optics of a wage increase for VPD is very 'poor' this year and next given the national discussion of "defunding police" etc.]***

Question 04: Or can this consent item be split into 2 votes: (1) vote on the administrative changes for a new union to be recognised. (2) And the other will deal with the wage increase question.

If "yes", then I would recommend to Council that the Consent item #4 be modified to approve all "administrative changes" relating to the adoption of the new union but that the wage changes not be agreed to or be tabled for much more public discussion**: per 'police defund', police [increase] fund, or police [re]fund trends....

**As the council retreat materials mentioned: the City cannot rely on its Community Survey this year for trend spotting...as it identified that there are likely two strong disconnects from survey output to reality: it does not reflect COVID19 well and that the sample was too narrow (too rich, too old, too white(?) etc.).

Thank you,

Todd Boulanger



Vancouver WA 98666

PS. I am still reading through the council retreat materials.... **There is also going to be**

additional very difficult optics...if the City is building new police [and PW operations] facilities...while cutting parks and rec facilities / services [things voters see and use greatly, especially when they are unemployed] while COVID19 impacts reach deeper into the community.

***Especially optically challenged will be the proposed new VPD facility (vs the OPS facility funded by utility fees), as it will be funded from debt placed onto the general fund...and thus competing with services that the unemployed and persons of color (youth especially) will need even more due to COVID19 issues: unemployment filing/ training need, loss of access to school/ library computers, recreation as day care for kids learning from home, and private services (free coffee shop wifi).

PSS. The City really needs to double down and focus on any viable "profit centers" its has...it should not just be "good enough" that Pierson Airpark is covering its [out of pocket] costs...it should priced accordingly with the value it has especially in a time when convenient and socially distant travel is very important for VIPs, wealthy and business leaders.

Perhaps the new motto could be "Fly Pierson Air Park and Help Fund Parks!"



July 17, 2020

Vancouver City Council
415 W 6th St
Vancouver, Washington 98660

Dear Mayor McEnerney-Ogle and Council Members:

Thank you for the opportunity to offer our comments on Ordinance No. M-4295, which declared an emergency and adopted a six-month moratorium on the establishment of new, or the expansion of existing, large-scale fossil fuel facilities. These comments are offered on behalf of Columbia Riverkeeper, Washington Physicians for Social Responsibility, Climate Action of SW Washington, Oregon Physicians for Social Responsibility, Cascadia Wildlands, Sierra Club Loo Wit Group, The Lands Council, Oregon Conservancy Foundation, Stop Zenith Collaborative, Stop Fracked Gas PDX, Climate Action Coalition, Alliance for Community Engagement (ACE), Friends of the Columbia Gorge, Washington Environmental Council, Washington Conservation Voters, Stand.earth, and Puget Soundkeeper Alliance. We appreciate and support the City of Vancouver's efforts to adopt a moratorium on the construction of new, or expansion of existing, large-scale fossil fuel facilities. The moratorium is consistent with the City of Vancouver's

climate policies and plans as well as the laws and policies of the state of Washington. Additionally, the moratorium on the construction of large-scale fossil fuel facilities is consistent with the City's obligation to provide for the health and well-being of the public as the existence of these facilities pose numerous threats to the City and its residents. We offer the following comments as general support for Ordinance No. M-4295 and to provide additional evidence that we believe will support the Council's decision.

I. The Ordinance is Consistent with Prior Climate Commitments Made by the City

Through sustainability planning and its opposition to the massive proposed Tesoro-Savage oil train project, the City of Vancouver has demonstrated its commitment to mitigate the harms caused by the combustion of fossil fuels and the global climate crisis. The current moratorium on large-scale fossil fuel facilities is consistent with the City's earlier efforts to mitigate climate harm. Over the last decade, Vancouver has taken significant steps towards achieving a more sustainable community—particularly with the adoption of its 2009 report, “Creating a More Sustainable Vancouver.”¹ As part of this effort, the city pledged to prioritize reducing emissions from large emission sources over which it has the greatest control.² The moratorium on new or expanded development of large-scale fossil fuel facilities is clearly consistent with this pledge. Furthermore, Vancouver is a signatory to the U.S. Mayors Climate Protection Agreement, under which the City has pledged to meet the Kyoto Treaty requirements—including a commitment to reduce its greenhouse gas emissions to seven percent below its 1990 levels.³ Ordinance No. M-4295 is a necessary step toward meeting the City's climate obligations and commitments.

Vancouver's continuing efforts to reduce emissions and to provide a healthy environment for its residents is reflected in the City's 2016-2021 Strategic Plan.⁴ The fossil fuel moratorium is consistent with the priorities and goals set forth in the Strategic Plan, the first goal of which is to “ensure our built urban environment is one of the safest, most environmentally responsible and well maintained in the Pacific Northwest.”⁵ The moratorium on the development of new large-scale fossil fuel facilities is a vital and necessary step for the City to meet its goals and remain consistent with its stated climate policies.

¹ See e.g., *Creating a More Sustainable Vancouver* (2007) (<https://bit.ly/2OvCpa0>).

² *Id.* at 27.

³ U.S. Mayors Climate Protection Agreement (<https://www.usmayors.org/mayors-climate-protection-center/>).

⁴ City of Vancouver, 2016-2021 Strategic Plan (<https://www.cityofvancouver.us/sites/default/files/2018StrategicPlan/index.html>)

⁵ *Id.* at 13.

II. The Fossil Fuel Moratorium is Consistent with the Laws, Policies and Climate Plans espoused by the State of Washington

Vancouver's moratorium on large-scale fossil fuel facilities is consistent with the state of Washington's larger efforts to provide for the health and well-being of its citizens by transitioning away from fossil fuels. The laws and policies of Washington State clearly show that responding to, and mitigating the harm of, climate change is a state priority of the highest importance. The elected leaders of Washington State have consistently signaled that transitioning away from fossil fuels is an effort vital to the health and long-term well-being of the state's residents. For example, the Washington State Legislature has statutorily mandated that the state reduce greenhouse gas emissions in the state by forty-five percent below 1990 levels by 2030 and achieve net-zero emissions by 2050. RCW 70.235.020. Additionally, Governor Jay Inslee has consistently recognized the harm caused by climate change and has called for state agencies to enact policies with the aim of reducing greenhouse gas emissions.⁶ Vancouver's moratorium is necessary to align the City with these broader state policies and directives.

In a 2012 report, the Washington State Department of Ecology (Ecology) acknowledged that "rising levels of carbon dioxide and other heat-trapping gases have warmed the earth and are already causing wide-ranging impacts," including rising sea levels, melting snow and ice, as well as drought and incidences of extreme rainfall.⁷ Moreover, the document acknowledged that these effects—if allowed to continue unabated—pose significant risks to human health, forest health, agricultural activities, freshwater supplies, the state's coastlines, and to other natural resources vital to the State's economy, environment, and way of life.⁸ Studies cited by Ecology estimated that the potential economic costs to Washington from climate change impacts might reach nearly \$16 billion per year by 2040.⁹ These economic and environmental costs pose a significant threat to the State of Washington and City of Vancouver. The devastating long-term impacts of climate change show that inaction is not an option. The City of Vancouver must take action, consistent with the laws and policies of Washington State, to protect its residents from the harmful externalities of climate change. The City's moratorium on fossil fuel facilities is a necessary step toward achieving these goals by creating a long-lasting reduction of greenhouse emissions.

⁶ Executive Order 14-04, Washington Carbon Pollution Reduction and Clean Energy Action (April 2014) (https://www.governor.wa.gov/sites/default/files/exe_order/eo_14-04.pdf) (recognizing that the impacts associated with climate change will bring about significant negative consequences for the state's economy, infrastructure, natural ecosystems, and to human health and establishing a "Carbon Emissions Reduction Taskforce.")

⁷ WA Dept. of Ecology, *Preparing for a Changing Climate* (April 2012) (<https://fortress.wa.gov/ecy/publications/publications/1201004.pdf>).

⁸ *Id.*

⁹ *Id.* at 17.

III. The Moratorium is Consistent with the City's Obligation to Provide for the Health and Safety of its Residents

The City of Vancouver has an obligation to provide for the health and well-being of its residents.¹⁰ Since the City is geographically located near several active fault lines, the siting of large-scale fossil fuel facilities within the City puts the health and safety of its residents at even greater risk. Even a minor leak or failure at one of these facilities as the result of a large earthquake would pose a critical threat to the city's water supplies.

The Washington Department of Natural Resources (DNR) has recognized that “damaging earthquakes much larger than any in the historical record are possible [in the Vancouver area] and that it will be necessary to employ a wide variety of mitigation measures to minimize economic losses and casualties resulting from these future earthquakes.”¹¹ DNR's research makes it clear that it is not a matter of if Vancouver will face a damaging earthquake, but when: “[i]t is certain . . . that damaging earthquakes will be a part of the Vancouver area's future.” Furthermore, a report issued by the United States Geological Survey (USGS) suggested that the geography of the Portland/Vancouver area—specifically the abundance of loose sand, silt and clay deposits—would likely amplify the damaging effects of any large earthquake.¹² The Clark County “Hazard Identification and Vulnerability Analysis” has also recognized the dangers posed to the area by earthquakes, including “hazards such as pipeline leaks and ruptures, hazardous materials releases, train derailments, and fires.”¹³

As the Clark County Hazard Report recognizes, a large-scale earthquake would almost certainly cause extensive damage to any fossil fuel facilities in the area. Such damage would most likely result in the release of hazardous materials from pipelines and other fossil fuel facilities. This poses a special risk to Vancouver because the city's water is entirely supplied from groundwater.¹⁴ The U.S. Environmental Protection Agency (EPA) lists a number of potential contaminants of Vancouver's source water, including “petroleum products, metals, and chemical contaminants.”¹⁵ EPA has stated that, even in the absence of an earthquake, “commercial and industrial hazardous substances pose the largest threats to Vancouver's drinking

¹⁰ See Article XI, section 11 of the Washington State Constitution, which provides state municipalities the authority to enact ordinances in furtherance of the public safety, health and welfare.

¹¹ Relative Earthquake Hazard Map for the Vancouver, Washington Urban Region (Dec. 1994) (https://www.dnr.wa.gov/Publications/ger_gm42_eq_haz_urban_vancouver_24k.pdf).

¹² USGS, Assessing Earthquake Hazards and Reducing Risk in the Pacific Northwest, Volume 2 (1998) at 61 (<https://pubs.usgs.gov/pp/p1560/p1560po.pdf>).

¹³ Clark County Hazard Identification Vulnerability Analysis (2011) at 19 (<http://cresa911.org/wp-content/uploads/2014/06/ClarkHIVA2011.pdf>).

¹⁴ U.S. EPA, Washington: Vancouver, Local Water Protection in Vancouver (Jan. 2010) (<https://bit.ly/3ezGp41>).

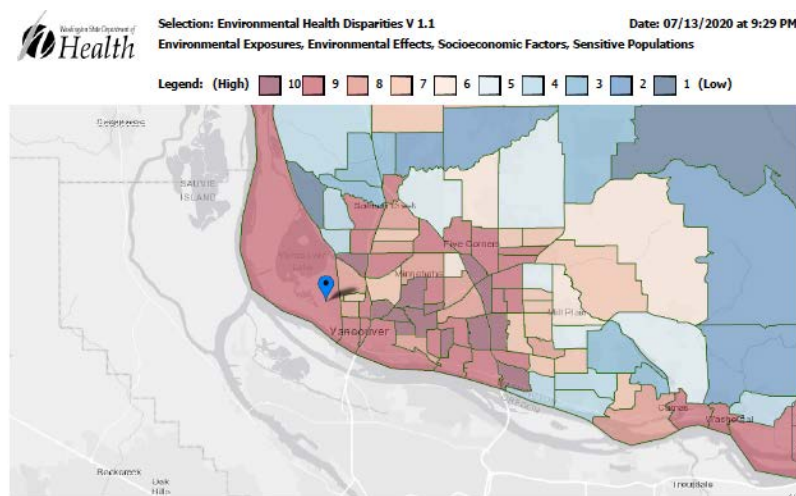
¹⁵ *Id.*

water.”¹⁶ In the event of a large earthquake these existing threats to Vancouver’s water supply would certainly be exacerbated.

The geological facts are incontrovertible. Together, the existence of fossil fuel facilities and the threat of an earthquake pose a significant threat to Vancouver’s drinking water, which in turn threatens the health and safety of all Vancouver residents. These facts strongly support the City’s decision to impose a moratorium on new or expanded, large-scale, fossil fuel facilities.

IV. The Moratorium Would Help Vancouver Avoid Pollution That Would Contribute to Environmental Justice Concerns in The City

In introducing the moratorium resolution, Council Member Lebowsky observed that large-scale fossil fuel facilities and the pollution they create most often impact low-income communities and communities of color. This environmental justice impact is a key concern for Vancouver, where data from the Washington Department of Health suggest that environmental health disparities are already pronounced for low-income communities and communities of color. Visualizations available from the Washington Department of Health’s Health Disparities Mapping Tool help to demonstrate that certain areas of Vancouver—notably the same areas that would likely see major impacts from a large-scale fossil fuel facility—face elevated environmental health risks.¹⁷



Environmental Health Disparities Map. Pin centered on Fruit Valley Elementary.

Source: <https://fortress.wa.gov/doh/wtn/WTNIBL/>

¹⁶ *Id.*

¹⁷ Washington Department of Health. Environmental Health Disparities Map. Version 1.0. January 2019. <https://fortress.wa.gov/doh/wtn/WTNIBL/>.

The Department of Health describes its model for environmental health disparities, explaining that the model factors in both pollution as well as other risk factors that contribute to the negative impact of the pollution:

Threat is represented by indicators that account for pollution burden, which is a combination of environmental effects and environmental exposures in communities. Environmental effects include indicators that account for adverse environmental quality generally, even when population contact with an environmental hazard is unknown or uncertain. Environmental exposures include the levels of certain pollutants that populations come into contact with.

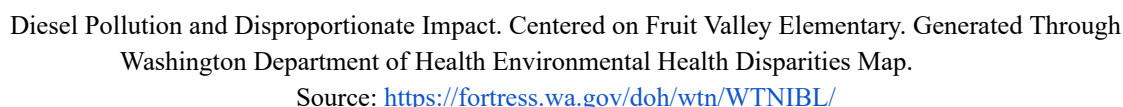
Vulnerability is represented by indicators of socioeconomic factors and sensitive populations for which there is clear evidence that they may affect susceptibility or vulnerability to an increased pollution burden. Indicators in socioeconomic factors measure population characteristics that modify the pollution burden itself. Sensitive populations refer to those who are at greater risk due to intrinsic biological vulnerability to environmental stressors.

In the model, threat is multiplied by vulnerability in order to reflect the scientific literature that indicates population characteristics often modify and amplify the impact of pollution exposures on certain vulnerable populations. The rankings help to compare health and social factors that may contribute to disparities in a community.¹⁸

In Vancouver's case, the map shows that parts of the city face significant environmental health disparities. Some of these areas of Vancouver would face increased air, noise, and water pollution risks if a large-scale fossil fuel facility were to be constructed and operated in the city, particularly those areas closest to the Columbia River and potential fossil fuel train routes. Information from the Washington Department of Health provides a compelling basis to sustain the moratorium and to consider a permanent policy restricting new large-scale fossil fuel facilities, which can be major sources of NO_x, SO_x, VOCs, low-level ozone (smog), particulate matter, diesel exhaust, and toxic air pollutants.

In public testimony, several commenters expressed concern about the Fruit Valley Neighborhood. Fruit Valley's exposure to air pollution and other environmental risk factors, combined with demographic data showing a high proportion of low-income and minority communities present in the neighborhood, makes a strong case that Vancouver should avoid projects that increase environmental health disparities in this area of the city. During its review of the controversial Tesoro-Savage oil train terminal in 2017, the Washington Energy Facility Siting Council (EFSEC) concluded that the Fruit Valley neighborhood is an environmental justice

¹⁸ *Id.*



7

V. The Local Benefits of the Moratorium Far Outweigh Any Potential Impact on Interstate Commerce

Based on the City of Portland's experience with its own Fossil Fuel Terminal Zoning Amendments, it is possible that opponents of this policy will argue that Vancouver's moratorium conflicts with the Dormant Commerce Clause—an analysis that requires a balancing of the local goals and benefits expected from the action against any effects that action may have on interstate commerce.²²

As discussed at length above, Vancouver has numerous compelling reasons to prohibit the development of new fossil fuel infrastructure within the City—all of which outweigh any negative effects the moratorium may have on interstate commerce. The moratorium will not only assist the state in meeting its broader greenhouse gas emissions goals, but it is also directly connected to the City's desire to protect the health and safety of its residents—particularly those environmental justice communities that will be most directly impacted by the construction of these facilities.

We strongly support the Council in adopting a permanent moratorium on new or expanded fossil fuel infrastructure within the City of Vancouver and thank you for the opportunity to provide these comments.

Sincerely,



Erin Saylor
Staff Attorney
Columbia Riverkeeper

On behalf of:

Columbia Riverkeeper

Don Steinke, Climate Action of SW Washington

Nick Manning, Climate & Health Program Organizer, Washington Physicians for Social Responsibility

²² See *Pike v. Bruce Church, Inc.*, 397 U.S. 137, 90 S.Ct. 844 (1970) (noting that the state or local legislation must not be “clearly excessive in relation to the putative local benefits.”)

Damon Motz-Storey, Healthy Climate Program Director, Oregon Physicians for Social Responsibility

Dylan Plummer, Grassroots Organizer, Cascadia Wildlands

Mark Leed, Chair, Sierra Club Loo Wit Group

Matt Krogh, Campaign Director, Stand.earth

The Lands Council

Rebecca Ponzio, Washington Environmental Council/Washington Conservation Voters

Ryan Rittenhouse, Conservation Organizer, Friends of the Columbia Gorge

Stop Zenith Collaborative

Stop Fracked Gas PDX

Climate Action Coalition

Alliance for Community Engagement (ACE)

Oregon Conservancy Foundation

Puget Soundkeeper Alliance



Thursday, July 16, 2020

**Attn: Mayor Anne McEnerny Ogle
Members of the City Council
PO Box 1995
Vancouver, WA 98668-1995**

RE: Port of Vancouver USA Comments on Ordinance M-4295

Madam Mayor and Members of the City Council,

Thank you for the opportunity to provide comments related to Emergency Ordinance M-4295. The Port of Vancouver shares the City's strong commitment to environmental leadership and an aggressive response to climate change. This is evidenced in part by the Port Commission's adoption of Resolution 1-2019 adopting a renewable/clean energy policy. Furthermore, the port's recently adopted Strategic Plan established a vision to "build a community connected to a world of economic opportunity that supports a healthy environment, trade and living wage jobs" with the specific goal to "Develop a Climate Action Plan through analysis of internal programs and policies, regulatory and voluntary emission programs, and best practices, consistent with the port's commitment to sustainability."

The port competes globally with trading partners for clients who have many options in North America for importing to and exporting from key markets. Investments in infrastructure from Canada to the Panama Canal have put pressure on the port's marketing team to retain the geographic competitive advantage we have historically enjoyed. For a port that provides more than 3.8 billion dollars in economic impact and over 24,000 jobs to the region, it is critical to the livelihood of our citizenry to take a systems-based approach in balancing the need to provide environmental leadership while fostering continued economic growth.

The Port is currently in the process of creating our climate action plan in close consultation with constituents and key partners, including the City of Vancouver. Because the details of such a plan and associated actions can have a significant impact on tenant operations and overall competitiveness, our environmental team has been leading a robust analysis to understand how we can create a plan that reflects the need to act in the current situation, while allowing for the reasonable continued operation and growth of our existing and prospective tenants.

In addition, the port has taken an aggressive approach to pursuing clean energy opportunities, including a successful effort to secure a record number of wind components through our port, creating and sustaining much needed jobs in a time of crisis. Additionally, the economic development team has been exploring the evolution of clean energy sources, such as hydrogen and biodiesel as ways to reduce the port's fossil fuel footprint and profile while sustaining revenues. In short, the port is a leader in the transition to a clean energy future for Washington.

We appreciate the engagement City of Vancouver staff and leadership has had with the Port of Vancouver in ensuring a collaborative approach to implementing our mutual commitment to a more sustainable future for our community. While we are not aware of any specific project today that would fall under the prohibitions articulated in this moratorium, we continue to stress the importance of being thoughtful and intentional in crafting ordinances that are narrowly defined to create the desired outcome, while minimizing unintended outcomes.

For over 100 years, the Port of Vancouver has served as a key economic driver in our community by supporting the growth and needs of our tenants and trading partners, while balancing our desire to improve the quality of life in Southwest Washington. In conversations with our tenants and other partners, concerns were expressed over the broad definition of fossil fuels described in Ordinance M-4295. We know that our businesses and partners share our commitment to transitioning away from fossil fuels to a cleaner energy future. For these businesses to successfully implement this goal, the ability to pursue transitional product opportunities is critical.

The City of Vancouver's land use code (VMC 20.440.030) presently prohibits the development of bulk crude storage and handling facilities and petroleum/oil refineries outright, anywhere in the city. A bulk crude storage and handling facility is "any structure, group of structures, equipment, or device that stores or transfers any naturally occurring liquid petroleum extracted from geological formations beneath the earth's surface which requires further refinement before consumer use, including but not limited to; conventional crude oil, extra heavy oil, and bitumen. The term does not include facilities that store and handle finished products derived from petroleum including but not limited to asphalt." Notably, there is no minimum volume in the City code and thus, presumably, no bulk storage of any volume of unrefined liquid petroleum has been permitted in the city since 2016.

We respectfully encourage the City to consider limiting the facilities prohibited in this ordinance to those purely or primarily dedicated to fossil fuels. For those facilities that would support a transition to a cleaner future, while still requiring some blending or combination of fossil fuels and non-fossil fuel sources, we would recommend some type of review opportunity to ensure that the facility would contribute to the advancement of our mutual climate goals. The Port of Vancouver has been actively engaged in conversations about how to reduce the global carbon footprint of the maritime industry. This is an opportunity for the City of Vancouver and port to work together as leaders in this space.

Some additional questions the port has regarding this moratorium are as follows:

1. Would improvements to existing facilities to improve safety and seismic stability be allowed under this moratorium?
2. How would the moratorium apply to replacement of existing tanks?
3. Will new facilities that handle petroleum products be allowed under this moratorium if they are not burned for energy?
4. Would the permitting of anything that supports an existing and vested facility be allowed under this moratorium? Or will all improvements or modifications to a vested site be

disallowed as well? Referencing VMC 20.210.110. In other words, can you confirm that the moratorium does not apply to projects that improve the infrastructure that serves existing storage facilities?

5. Does Section 2.B.1 of the moratorium apply to all facilities described AND those over the two million gallon (47,000 barrel) threshold, OR only the facilities described that are over the threshold? The language of the moratorium is unclear whether it applies only to bulk fossil fuel facilities or all facilities associated with activity related to the movement and production of fossil fuel. A broad interpretation of this language could have a significant and negative impact on normal business operations across our community.

Clear guidance is essential to attracting and retaining the types of businesses and activities mutually supported by our respective agencies. Thank you again for the opportunity to provide feedback on this moratorium and for your consideration of our questions and comments.

Respectfully,

A handwritten signature in black ink, appearing to read 'Mike Bomar', with a stylized, cursive script.

Mike Bomar
Director of Economic Development

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Tuesday, July 14, 2020 12:54 PM
To: Delapena, Amanda
Subject: FW: In support of Vancouver's moratorium on large-scale fossil fuel facilities

For council

Kerry Peck | Support Specialist III



CITY OF VANCOUVER, WASHINGTON
City Manager's Office/Administrative Support
P: (360) 487-8616

www.cityofvancouver.us | www.cityofvancouver.us/socialmedia



[LEARN ABOUT VANCOUVER'S COVID-19 RESPONSE HERE](#)

From: Lila Berman [REDACTED]
Sent: Monday, July 13, 2020 8:00 PM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that

values clean water and a stable climate.

Thank you,

Sincerely,
Lila Berman



Tucson, AZ 85750



Johan Hellman
Executive Director of Public Affairs

BNSF Railway Company
2454 Occidental Ave. South, Bldg. 1A
Seattle, WA 98134

July 20, 2020

Vancouver City Council
415 West 6th St.
Vancouver, WA 98668-1995

Sent electronically to: cmo@cityofvancouver.us

Re: Temporary Moratorium on Fossil Fuel Facilities

Dear Councilmembers:

Thank you for the opportunity to comment on the proposed temporary moratorium on fossil fuel facilities.

While we appreciate the opportunity to comment, we have some initial concerns about the council's process. It should be recognized that the moratorium was passed in June following minimal review by the council and without the benefit of formal process or public comment. It was only after the moratorium passed that public testimony was taken. Furthermore, while the very first line of the measure declares an emergency, it is difficult to imagine what this emergency might be since the measure does not specifically identify a clear and imminent threat facing the city with regard to fossil fuels. Rather, the measure makes broad assertions about these commodities. This is all the more confounding since the measure targets a group of commodities that are absolutely legal, carefully regulated by state and federal authorities, and used ubiquitously on a daily basis by the vast majority of people in the city of Vancouver.

Passing a temporary, six-month moratorium infers that whatever the immediate unidentified concern might be it will be alleviated within the established timeframe, so we trust the measure will be allowed to sunset rather than becoming a rolling series of temporary moratoria that have the cumulative effect of long-term policymaking. Using short-term tools to achieve long-term policy goals undermines the certainty and predictability on which business investments and capital improvements are based. As a result, this approach to policymaking is uniquely corrosive.

Moving beyond process, moratoria of this kind have a chilling effect on business investment even beyond the industries they target. Industry remains a critical sector in both Washington



state and the city of Vancouver. In difficult economic times, cornerstone Northwest industries (such as agriculture, natural resources, shipping and maritime) power our local economies through economic downturns as they have for more than a century. These industries provide family-wage jobs that support hundreds of main street businesses. However, a trade policy that picks winners and losers by restricting certain commodities undermines all industry.

We urge you to reject the moratorium for the following reasons:

First, at this critical time, as the local economy struggles towards recovery, it is essential that government and industry work together to support working families. The proposed moratorium introduces unnecessary economic uncertainty at a time when many families and businesses are struggling. The industrial sector provides good paying jobs with benefits throughout Clark County and around the state. These are the kinds of jobs that have sustained economic activity through the current downturn and will power the local economy towards future prosperity. However, local measures such as the proposed moratorium introduce needless uncertainty and undermine prospects for growth.

Second, the idea that this moratorium will only affect the targeted industries is a myth. Passing such a measure is akin to posting a sign over the whole county that says "closed for business." The reason is because it creates uncertainty for all industries. Although the measure specifically targets fossil fuels, it speaks more broadly of hazardous materials. Let's be clear about the wide range of commodities that may be considered hazardous. This includes items such as: chlorine, which is used to purify municipal drinking water; fertilizers, which are used to grow more verdant and abundant food crops; and, chemicals used to manufacture plastics, glass, medicines and numerous other products used every day in homes, businesses, hospitals, and schools. Targeting one set of commodities opens the door to attacking any commodity, which makes investment in your community seem much more risky. In short, it puts businesses in a position where they find it less risky to divert resources (and jobs) to more business-friendly cities and towns.

Third, the moratorium is specifically designed to limit capital investment, which is central to job growth and future opportunity. At a time when families and businesses are facing so much uncertainty, it is unfathomable that a community would intentionally stifle opportunities for companies to make private investments in local infrastructure. In addition to supporting existing jobs and future opportunities, these capital investments have a multiplier effect which reverberates through the economy. In other words, a dollar spent on infrastructure benefits numerous local businesses as it is re-spent at the hardware store, the local café, and a half dozen other businesses around the community. By creating artificial barriers to this kind of

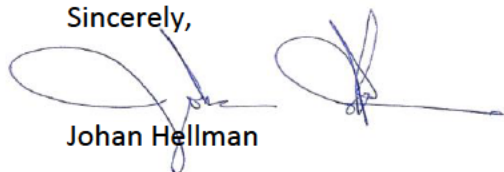


local investment, the city of Vancouver is not only closing off a set of industries, but is actually reducing opportunity for all local businesses.

In closing, I would just add that BNSF has been a proud member of the state's industrial trade sector for more than 150 years. Freight rail supports more than 342,000 jobs in Washington state. Rail service supports numerous cornerstone industries (including aerospace, agriculture, and building products) and hundreds of small businesses. Through the decades, Washington has benefitted from the diversity of its economy and the strength of its trade routes. However, the diversity and resilience of the entire economy diminishes each time a community restricts specific sectors from investing. For these reasons, we strongly urge you to reject the moratorium on fossil fuel development.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read "Johan Hellman". The signature is stylized with a large loop at the beginning and a long horizontal stroke at the end.

Johan Hellman

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Tuesday, July 14, 2020 12:56 PM
To: Delapena, Amanda
Subject: FW: In support of Vancouver's moratorium on large-scale fossil fuel facilities

For council

Kerry Peck | Support Specialist III



CITY OF VANCOUVER, WASHINGTON
City Manager's Office/Administrative Support
P: (360) 487-8616

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From: Andrea Burlingame [REDACTED]
Sent: Monday, July 13, 2020 6:15 PM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that

values clean water and a stable climate.

Thank you,

Sincerely,
Andrea Burlingame


Portland, OR 97221

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 8:48 AM
To: Delapena, Amanda
Subject: FW: Support expanding Vancouver's Fossil Fuel Moratorium

For council

Kerry Peck | Support Specialist III

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-----Original Message-----

From: Diane Chan [REDACTED]
Sent: Thursday, July 16, 2020 11:34 AM
To: City of Vancouver - Office of the City Manager
Subject: Support expanding Vancouver's Fossil Fuel Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Whom it May Concern,

I have been a resident of Clark County for more than 17 years. One of my biggest fears is that we live in an earthquake zone where we are overdue for a large earthquake. Having a terminal with fossil fuels would be disastrous if an earthquake hit. It would compound an already scary and disastrous situation. We don't need this eminently dangerous situation hanging over our county.

I'm also concerned that the terminal would be near our poorer communities who often don't have a voice. Climate and social justice are linked. We don't need to suppress these communities more.

Please expand the moratorium indefinitely for the safety of our city!

Thank you,
Diane Chan

Sent from my iPhone

Delapena, Amanda

From: marcella chandler [REDACTED]
Sent: Friday, July 17, 2020 7:52 PM
To: City of Vancouver - Office of the City Manager
Subject: Extend the Fossil Fuel Moratorium in Vancouver!

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Council members and Madame Mayor:

My name is Marcella Chandler. I live in the Esther Short Park neighborhood. I am a mother and retired Medical floor Nurse. I have been working for the last eight years to protect the safety and health of our community and environment. Especially against the large-scale Coal, Oil and Gas companies.

This moratorium will allow the city to plan and develop a permanent policy that will address large-scale-Fossil facilities, while addressing the environmental justice challenges now facing Vancouver.

I ask you to extend the Moratorium on Large-Scale-Fossil Fuel facilities to continue to protect the health and vibrancy of Vancouver.

Thank you

Marcella Chandler

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Thursday, July 16, 2020 11:21 AM
To: Delapena, Amanda
Subject: FW: In support of Vancouver's moratorium on large-scale fossil fuel facilities

For council

Kerry Peck | Support Specialist III



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From: Aaron Choate [REDACTED]
Sent: Wednesday, July 15, 2020 10:51 PM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that

values clean water and a stable climate.

Thank you,

Sincerely,
Aaron Choate



Portland, OR 97202

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 8:48 AM
To: Delapena, Amanda
Subject: FW: Fossil fuel facilities moratorium

For council

Kerry Peck | Support Specialist III



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From: Katharine Cotrell [REDACTED]
Sent: Thursday, July 16, 2020 1:32 PM
To: City of Vancouver - Office of the City Manager
Subject: Fossil fuel facilities moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I stand in strong support of this proposed moratorium. I would be there in person to testify but the COVID-19 pandemic prevents me from attending.

While I am not a Vancouver resident (I live in Washougal), the effects of building any fossil fuel facility in Vancouver will directly affect me and my family in a number of ways, i.e., potential for catastrophic oil by rail accidents nearby, negative impact of fossil fuels on climate change and air and water quality, environmental justice in that there are a number of low rent dwellings along the train tracks that run through Washougal.

Indeed, the plethora of negative effects of fossil fuels transportation, infrastructure, and trade pose wholly unacceptable effects for the entire planet and its population, human, flora and fauna. Clearly, Vancouver must meet the Port of Vancouver's development plans.

Please take this opportunity to use more time to study this highly critical issue.

Thank you for your time and consideration.

Sincerely,
Katharine Cotrell

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 4:17 PM
To: Delapena, Amanda
Subject: FW: Written comments for July 6 Council meeting

For Council

Kerry Peck | Support Specialist III

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-----Original Message-----

From: Enid Cox [REDACTED]
Sent: Friday, July 17, 2020 2:29 PM
To: City of Vancouver - Office of the City Manager
Subject: Written comments for July 6 Council meeting

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I strongly support continuing the moratorium by the City of Vancouver on large-scale fossil fuel facilities. Your constituents spoke loud and clear that they wanted their health and safety protected by not having large scale fossil fuel facilities built in Vancouver in the Port Commissioner's election.

Enid Cox
[REDACTED]
Vancouver, WA 98683

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 8:45 AM
To: Delapena, Amanda
Subject: FW: Comment regarding: City of Vancouver temporary moratorium against new bulk facilities for fossil fuels

For council

Kerry Peck | Support Specialist III



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From: Kristin Edmark [REDACTED]
Sent: Friday, July 17, 2020 7:27 AM
To: City of Vancouver - Office of the City Manager
Subject: Comment regarding: City of Vancouver temporary moratorium against new bulk facilities for fossil fuels

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Comment regarding: City of Vancouver temporary moratorium against new bulk facilities for fossil fuels
Respectfully submitted by: Kristin Edmark, private citizen, 7611 NE 296th Way, Battle Ground, WA 98604,
(360) 666-1285

Please do not be discouraged by bullying and threats by oil companies or by Western States Petroleum because

1. they will have much bigger problems if there is a new federal administration;
2. actually acting against the moratorium would be very bad publicity for them and could make it easier for other cities to take similar measures;
3. you are not alone. Earthjustice has stepped in to help Kalama. You would get similar help. Organizations would quickly back you and help similar to what we have seen in Kalama and Tacoma.

For example, some of the organizations listed on the website nomethanol360.com which submitted comments opposing the world's largest methanol refinery in Kalama are: Columbia Riverkeeper, Sierra Club, the Center for Biological Diversity, Stand.earth, Oregon Physicians for Social Responsibility, Food and Water Watch, Washington Physicians for Social Responsibility, 350 PDX, Rogue Climate, 350 Seattle, 350 Tacoma, 350 Eastside, Bark, Green Energy Institute, Center for Sustainable Economy and Cascadia Wildlands.

Thank you for passing a temporary moratorium against new bulk facilities for fossil fuels. The people of Vancouver and Clark County want this step. You are doing the right thing. Most people in the US believe climate change is real and needs to be addressed now.

Delapena, Amanda

From: Judy Arielle [REDACTED]
Sent: Sunday, July 19, 2020 10:51 PM
To: City of Vancouver - Office of the City Manager
Subject: Written comments for July 6 Council meeting

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Greetings!

I am a 71 year old retired educator residing in Portland for 5 decades. What happens in Vancouver affects us across the river. We are all part of the same ecosystem. I am writing to you to urge you to support the moratorium. The moratorium offers the City of Vancouver an opportunity to plan ahead and develop a permanent policy that addresses large-scale fossil fuel facilities and your commitment to address climate change.

I urge you to be bold and act to protect all of ours health, safety, and welfare.
Thank you for your consideration.

Judy Arielle Fiestal
Portland, Oregon

To: Vancouver City Council and Staff
Re: Fossil Fuel Moratorium
July 20, 2020

My name is Cathryn Chudy and I have offered citizen comment at City Council meetings over the past several years, encouraging our city to act on establishing protections for our environment and the health, safety and well being of our community.

Reducing emissions and ensuring a healthy and sustainable environment has been written into Vancouver's strategic planning commitments for more than a decade, and this Moratorium on large-scale fossil fuel facilities demonstrates that the City Council and staff are now taking concrete and visible action steps to follow through on these longstanding commitments.

The past several months have focused the city's attention on significant health risks that our community as a whole is facing, and I appreciate Council Member Lebowsky's reminder that the city has an urgent obligation to ensure environmental justice for our low-income communities and communities of color who face elevated environmental health disparities that would only be made worse should large-scale fossil fuel facilities be located in proximity to their neighborhoods. Such facilities are inconsistent with our city's equity priorities.

In the ongoing efforts of the many voices in our community urging our City Council to make meaningful policy related to climate change, the voices of our young people that have appeared before you are hopefully most persuasive. They have told you that catastrophic climate change is a threat to their future, and that they see their future resting in your hands. Your Moratorium document cites the findings in the 9th Circuit Court of Appeals January 2020 majority opinion in Juliana v. United States, which reluctantly concluded that the case for their future must be made to you, their elected representatives.

You will not be letting them down by continuing this Moratorium and ultimately making the ban on new or expanded fossil fuel infrastructure in Vancouver permanent.

Thank you,

Cathryn Chudy
Vancouver, WA 98663


Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 8:49 AM
To: Delapena, Amanda
Subject: FW: Moratorium on Large-Scale Fossil Fuel Facilities

For council

Kerry Peck | Support Specialist III



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From: Steve Foster [REDACTED]
Sent: Thursday, July 16, 2020 8:22 PM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium on Large-Scale Fossil Fuel Facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Vancouver City Council:

I'm writing to ask that the Council make permanent the moratorium on large-scale fossil fuel facilities in Vancouver.

Vancouver could become an attractive target for such developments, posing major health, safety and sustainability issues, similar to the controversial Tesoro-Savage oil train proposal. This should not happen.

Currently the moratorium protects the health and safety of Vancouver. And it protects critical water resources and infrastructure. This needs to stay that way for a better Vancouver.

Thank you,
Steve Foster
Vancouver, WA

Delapena, Amanda

From: Pat Freiberg [REDACTED]
Sent: Monday, July 20, 2020 4:14 PM
To: City of Vancouver - Office of the City Manager; Pat Freiberg
Subject: M-4295

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good evening, I am Pat Freiberg, a resident of Ridgefield, WA. I appreciate the opportunity to add my 2 cents to this discussion.

Four months ago when many of us began isolating at home to avoid Covid 19, we heard about broken supply chains. People suddenly needed bleach, clorox wipes, hand sanitizer and toilet paper. As these items became scarce and grocery shelves emptied, not to be quickly restocked, I had a sense of foreboding, Was this a foreshadowing of life to come in say, 2030 or 2035?

While I didn't need any of the aforementioned items, I thought about my visit to Zimbabwe in 2002. I saw people standing in line for hours just to buy a bottle of cooking oil. Could such a thing happen here?

Well, yes, I think it could. If climate disruption is not soon reversed, our food surpluses will disappear as too much heat and too little water decimate the U.S. midwest and California's San Joaquin Valley.

According to NOAA, our use of fossil fuel products has raised atmospheric CO2 a full 80 ppm in the last 40 years. 350 ppm is considered the top of the safety zone to preserve life as we've known it. Currently the CO2 rate is 412 ppm and we can expect it to be 430 ppm in 2030, 440 ppm in 2035. These numbers indicate a threat to human existence.

Because of these facts, I support the moratorium. It will give the city time to develop a permanent fossil fuel policy and lay the groundwork for a climate action plan. The moratorium addresses the health, safety and natural resources of our citizens and our region.

Life is bumpy for all of us right now and it's going to become seriously more difficult in the near future. We need to plan for upcoming challenges---existential challenges that will be borne by our children, grandchildren, and those not yet born.

Adopt ordinance M-4295. Declare an emergency and adopt a 6 month moratorium to ban the establishment of new large scale fossil fuel facilities and prevent the expansion of existing one.

Respectively submitted,
Patricia Freiberg
Ridgefield WA

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Tuesday, July 14, 2020 12:56 PM
To: Delapena, Amanda
Subject: FW: In support of Vancouver's moratorium on large-scale fossil fuel facilities

For council

Kerry Peck | Support Specialist III



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From: Cheryl Gavin [REDACTED]
Sent: Monday, July 13, 2020 5:41 PM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that

values clean water and a stable climate.

Thank you,

Sincerely,
Cheryl Gavin



Vancouver, WA 98686

Delapena, Amanda

From: [REDACTED]
Sent: Monday, July 20, 2020 6:34 PM
To: City of Vancouver - Office of the City Manager
Subject: Statement Against Fossil Fuels

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

City Counsel:

I am disheartened and disappointed to learn that this has become an issue once again. I thought we, Clark County citizens, made it clear that fossil fuels are not welcome here. We value our quality of life, our environment, and the health of our county now, and well into the future. That means NO to fossil fuels, and YES! to clean energy.

Thank you,
D. Gibson
Vancouver, 98881

Sent from my iPhone

Delapena, Amanda

From: Michael Hall <[REDACTED]>
Sent: Sunday, July 19, 2020 10:54 AM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I support continuing the Moratorium indefinitely. Keep Vancouver safe and clean... Michael Hall, Milwaukie
OR

City of Vancouver Testimony 7.20.20 re: Fossil Fuel Moratorium

Hello Mayor and City Council members.

My name is Heidi Cody. I am testifying tonight in support of the City of Vancouver's efforts to expand the moratorium on new fossil fuel infrastructure to six months, and eventually establish a ban. These projects threaten our health, our environment and our economy.

I've been reading recently about the fracked gas industry, where a lot of the flammable, explosive trains we see rolling through Vancouver come from. It's hard to believe, but the fracked gas industry has never been very profitable. Now demand has wilted during the pandemic. Some fracked gas companies are in such dire straits that they are going belly-up and declaring bankruptcies...but not before giving their executives millions or even tens of millions of dollars in bonuses.

Typically these companies do not have enough money to clean up their own mess when they shut down, leaving taxpayers on the hook for cleanup. The same is true when a bad oil or gas train accident happens: taxpayers get stuck with the enormous cost of cleanup. This phenomenon is known as "privatizing the profits and socializing the loss." Vancouver does not need to get stuck on the business end of this terrible, extractive business model.

Vancouver is a beautiful city and we've invested heavily in our waterfront. Any big fossil fuel projects around here would mean a lot of pollution, toxic fumes, dangerous risk of fire and explosion--to say nothing of our high earthquake risk. There is no reason to be supporting the dying fossil fuel industry by putting our community in harm's way.

This is a challenging process, to extend a moratorium and establish a ban of fossil fuel infrastructure projects. But the effort we are all putting in now, is nothing compared to the price tag of being unprepared when a disaster strikes, or when climate change shows up in earnest.

I'd like to thank the Mayor and City Council for pursuing this process. I am so grateful to learn that you have been listening to us about preventing these projects. Given the current state of our federal government, it is a BIG deal to feel that the Mayor and City Council are operating from a sense of the "greater good."

Thank you.

Delapena, Amanda

From: Teresa Hardy [REDACTED] >
Sent: Monday, July 20, 2020 11:56 AM
To: City of Vancouver - Office of the City Manager
Subject: Stand up to Oil Coalition

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Last week almost 30 environmentalist, climate activist groups, concerned students, parents, and grandparents, called in to **support the moratorium**. This week the Council will hear from more concerned members of the community to pass the moratorium to protect the health and safety of Vancouver residents and to allow Vancouver to hone its approach to the climate crisis. The moratorium includes **strong findings** demonstrating the urgency of taking action.

This is a time that the Council can take **Bold Action**.

Don Steinke, Alona Steinke, and Cathryn Chudy have been diligently working with a task force to gather community support to pass the moratorium and to turn the six month freeze into a **permanent ban**.

Other communities around the country have been stepping up.

"Passing local laws might seem small potatoes when our environmental challenges are so large, but Holden Slottie of New York says that they can be a way of laying groundwork for larger victories. She should know.... she won the Goldman Environmental Prize in 2014 with no experience or background for her work helping towns across New York State ban fracking. There are now more than 170 towns and cities with organized, determined residents who are fans of clean water and know how to keep them that way."

San Luis Obispo Mayor, Heidi Harmon, in 2018 considered a bold move for the City: becoming the first to have Net Zero by 2035 and it passed. Harmon says "going slow on this issue is the same as doing nothing."

In 2018 Supervisor Scott Haggerty who represented the region believed that oil wells in Livermore, Ca (Alameda County) poised a potential danger. Jason Pfeifle, a climate campaigner at the Center for Biological Diversity, said "Alameda County showed what real climate leadership looks like when they voted to deny an extension of a conditional permit for oil producing in the county."

The front cover of the May/June 2020 **SIERRA MAGAZINE**

VOTE

Like the

Planet

Depends

On It

(Because

It does)

Delapena, Amanda

From: Craig Heverly [REDACTED]
Sent: Sunday, July 19, 2020 4:44 PM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I support Clean Air and Safe communities, I support the moratorium, Thank you.

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 8:46 AM
To: Delapena, Amanda
Subject: FW: In support of Vancouver's moratorium on large-scale fossil fuel facilities

For council

Kerry Peck | Support Specialist III



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From: Linda Horst [REDACTED]
Sent: Thursday, July 16, 2020 8:38 PM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

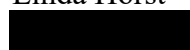
This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that

values clean water and a stable climate.

Thank you,

Sincerely,
Linda Horst


Kelso, WA 98626

Delapena, Amanda

From: Stan Isley [REDACTED]
Sent: Friday, July 17, 2020 5:42 PM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that values clean water and a stable climate.

Thank you,

Sincerely,
Stan Isley

[REDACTED]
Yakima, WA 98902

Delapena, Amanda

From: Mark Leed <[REDACTED]>
Sent: Monday, July 20, 2020 7:57 AM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium; Climate Action

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am a 15-year homeowner in the Maplewood neighborhood of Vancouver, and I support the moratorium on new and expanded large-scale fossil fuel facilities.

The moratorium offers the City of Vancouver an opportunity to plan ahead and develop a permanent policy on large-scale fossil fuel infrastructure.

The moratorium is consistent with the Port of Vancouver's development plans, protects critical water resources, and is important for addressing environmental justice challenges in Vancouver. The moratorium wisely builds on the previous policy restricting petroleum terminals within the City.

Mark Leed

[REDACTED]
Vancouver, WA 98661
(360) 735-9451

Delapena, Amanda

From: Frank Marré [REDACTED]
Sent: Sunday, July 19, 2020 7:22 PM
To: City of Vancouver - Office of the City Manager
Subject: City Council's Fossil Fuel Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Sirs:

I writing to thank the City Council for initiating a Fossil Fuel Moratorium and to ask the City Council to make the moratorium permanent.

There are many reasons to extend the moratorium to a permanent ban. As a public health and preventive medicine physician I will limit my remarks to just one of the many health hazards associated with fossil fuel transport, storage and use. Large-scale fossil fuel facilities pose unique and significant health hazards due to air pollution which is directly linked to the prevalence of asthma and other chronic respiratory diseases with a concomitant increase in physician office visits, hospital admissions and deaths in children and adults.

The economic argument for fossil fuels is a false one. Fore example Germany produces 46% of its electricity from renewable sources (2019). Over a 6 year period (2004 to 2010) Germans employed in the clean energy sector more than doubled from 160,000 to 370,000. Why would we trade the health of our community for a few dirty jobs of the past when we can move our community and economy into the future with clean energy? Let's opt for more jobs, better jobs, better health and clean air.

Thank you for leading our community into the future.

Sincerely

Frank Marre DO MS FAOCOPM

Delapena, Amanda

From: Katy Mcfadden [REDACTED]
Sent: Sunday, July 19, 2020 11:38 AM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

No more expansion for any fossil fuel folly. Both the Arctic and Antarctica are melting at a frightening rate. Scientists have shown it is a direct result of our use of fossil fuel. This will affect all living things on this planet. We must move to a fair, equitable and sustainable form of energy - not tomorrow - NOW. Time is running out.

Delapena, Amanda

From: Mona McNeil [REDACTED]
Sent: Saturday, July 18, 2020 6:08 PM
To: City of Vancouver - Office of the City Manager
Subject: fossil fuel facilities moratorium

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My name is Mona McNeil, Ph.D. and I live in Mt. Vista. I am a retired Clinical Psychologist, educated at UW and WSU and a Vancouver resident since 1988, when my late husband, Randy Kleinhesselink, was the first undergraduate professor at what would become WSUV.

We moved here because of the beauty, the mountains, the Columbia and the exciting promise of a new university to serve SW Washington. We both fell in love with Vancouver, and I intend to spend the rest of my life here.

I thank you for all you have done to make Vancouver even more beautiful and vibrant, with an even better future if the right decisions continue to be made.

I want you to continue to look into the future for our children, grandchildren and generations to come.

Making a permanent decision to ban large-scale fossil fuel facilities would free Vancouver from the constant worry of being invaded by a dying industry that has contributed so much to climate change and harm to our environment and health. The risk is borne by all of us, but the financial rewards go to very few in comparison. This is morally wrong.

Large fossil fuel facilities degrade quality of life and create health risks for Vancouver. The people of color and low income families living nearby, or along the rail tracks, should not be burdened with exposure and daily threat of environmental risk. The earth is in peril, and bold leadership is needed to try and turn it around.

Please make a permanent commitment to focus on renewable and safe energy, which will provide more jobs and better living conditions for our community and begin to heal the world's damage from fossil fuels.

We have no more time to go about business as usual. If, in 1988, Vancouver had been an "oil town" we would never have moved here.

Thanks for your efforts.

Mona McNeil, Ph.D., Retired Licensed Clinical Psychologist and WSU adjunct.

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 8:48 AM
To: Delapena, Amanda
Subject: FW: Support for Moratorium on expansion of fossil fuel facilities

For council

Kerry Peck | Support Specialist III



CITY OF VANCOUVER, WASHINGTON
City Manager's Office/Administrative Support
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From: SANDRA MEUCCI [REDACTED]
Sent: Thursday, July 16, 2020 1:48 PM
To: City of Vancouver - Office of the City Manager
Subject: Support for Moratorium on expansion of fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear City Council members -

I am writing to express my support for extending the moratorium on the expansion or establishment of new large scale fossil fuel facilities in Vancouver, WA. I believe we are at a moment in history deserving of a more thoroughgoing consideration of the energy policies we want to promote. It is obvious that our planetary health and future of our children requires a far more robust effort to puzzle through renewable energy possibilities. Each region has a unique matrix of natural energy generating capabilities (combinations of wave, wind, hydro, solar are just the starting points for this) that require exploration and development. Our energy dollars need to be rebalanced in that direction and if we continue to build fossil fuel infrastructure that is a guarantee that we will not be equipping ourselves for the new and renewable sources.

Thank you for your consideration.

Sandra Meucci, Ph.D.
Tobacco Policy Specialist
[REDACTED]
Portland, Oregon 97213
[REDACTED]

My name is Kame Murphy I am a community organizer for Columbia Riverkeeper based out of Portland, Oregon. I have a Master's in Public Health with a focus on Environmental Systems and Human Health, and I am writing to offer my support of the moratorium for the following reasons.

- ***This moratorium protects the health and safety of Vancouver residents while it is in effect.*** Large-scale fossil fuel facilities impose unique health and safety hazards, including air pollution impacts, fire hazards, and water pollution hazards. These concerns provide a compelling basis for extending the moratorium for the full 6 months. Large-scale fossil fuel facilities can contribute fine particulate matter air pollution, diesel exhaust, as well as low-level ozone (smog) to the local airshed. Fossil fuel facilities can also introduce toxic air pollutants into local neighborhoods. Lastly, large-scale fossil-fuel facilities like LPG or LNG facilities could create major fire hazard and safety risks in Vancouver that overwhelm the emergency response capabilities of local first responders. These are compelling reasons to extend the moratorium, and the City is right to assert in the moratorium that “the storage, transfer, processing and handling of other fossil fuels within the City pose risks to safety, health, and livability, including mobility of people, other freight, and other commercial vehicles which are potentially catastrophic in magnitude.”
- ***The moratorium is important for addressing environmental justice challenges in Vancouver.*** In passing the moratorium in June, the City Council acknowledged that fossil fuel processing or storage facilities are often located in close proximity to low income communities or communities of color, causing disproportionate negative health outcomes for these communities. Other rail-dependent large-scale fossil fuel facilities would trigger similar environmental justice concerns. This moratorium is a step towards a more equitable Vancouver.
- ***The moratorium offers the City of Vancouver an opportunity to plan ahead and develop a permanent policy that addresses large-scale fossil fuel facilities.*** The moratorium isn't permanent. It is meant to create time for the City to develop a more permanent approach to addressing the safety, public health, and climate-changing pollution issues raised by large-scale fossil fuel terminals, something our communities desperately need. The moratorium also creates an opportunity for the City of Vancouver to consider its broader plans for climate change and resiliency planning for the city.
- ***Vancouver could continue to be an attractive target for large-scale, polluting fossil fuel developments.*** Although Vancouver sent a clear message that the City is not open to major new oil train terminal facilities by rejecting the Tesoro-Savage project, the city remains located near major rail lines and a deep-water port. As a result, **Vancouver would likely be an attractive target for major new LPG-by-rail, LNG-by-rail, coal-by-rail, or other fossil fuel proposals.** As the “whereas” statements in the moratorium correctly acknowledge, these types of projects could pose major health, safety, and sustainability challenges for Vancouver, similar to the controversial Tesoro-Savage oil train proposal.

- ***The moratorium is consistent with the Port of Vancouver's development plans.***

The Vancouver community and the region are eager to see the Port and the City Council move in the same, sustainable direction. In June 2019, the Port resolved not to pursue new bulk fossil fuel terminals on port-owned industrial property. In the wake of the five-year controversy surrounding the Tesoro-Savage oil train terminal, the City's moratorium is an opportunity for the City and the Port to be on the same page, again, about a common vision for Vancouver's future.

- ***The moratorium protects critical water resources and infrastructure in the City of Vancouver.***

Large-scale fossil fuel facilities pose unique risks to clean water, transportation, and other public resources within the City of Vancouver. As the moratorium acknowledges, Vancouver relies on local water sources for drinking water, and large-scale fossil fuel facilities could contribute to pollution to these water sources. Further, the moratorium shows that the City's shorelines and other areas are susceptible to soil liquefaction that could exacerbate risks of fossil fuel releases in a large seismic event. The City's moratorium wisely builds on the previous policy restricting petroleum terminals within the City.

- ***The moratorium is necessary to allow Vancouver to hone its approach to the climate crisis.***

In July, the World Meteorological Organization forecasted that the world is increasingly likely to cross the threshold of 1.5 degrees Celsius warming within the next five years, a "screaming warning signal," according to Anders Levermann, a scientist at the Potsdam Institute for Climate Impact Research. The moratorium cites a recent Ninth Circuit Court of Appeals decision stating, "The problem is approaching 'the point of no return.'" The moratorium also cites extensively to Washington State Executive Order No. 14-04, which demonstrates that Washington is already experiencing negative impacts from climate change and will face increased costs in future years. And the City's moratorium correctly asserts that fossil fuels have "a demonstrated nexus to climate change and environmental pollution." The moratorium is urgent and timely.

- ***The moratorium includes strong findings demonstrating the urgency of taking action.***

The moratorium states, "(T)he University of Washington has found that Washington State has experienced long-term warming, a lengthening of the frost-free season, more frequent nighttime heat waves, rising sea levels along most of Washington's coast, increased coastal ocean acidity, declining glacial area and spring snowpack, and changes in the peak stream-flows in many rivers to earlier in the year; such that three key areas of risk, specifically changes in the natural timing of water availability, sea level rise and ocean acidity, and increased forest mortality, will likely bring significant consequences for the economy, infrastructure, natural systems, and human health of the region." Many of these impacts will directly impact the quality of life, economy, and health of Vancouver residents. Again, the moratorium is urgent and timely.

In times like these, we need bold leadership that is protective of the health and safety of our communities and our environment. Thank you for stepping forward toward a cleaner, healthier future.

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Thursday, July 16, 2020 11:21 AM
To: Delapena, Amanda
Subject: FW: In support of Vancouver's moratorium on large-scale fossil fuel facilities

For council

Kerry Peck | Support Specialist III



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From: Mary Neptune [REDACTED]
Sent: Wednesday, July 15, 2020 12:56 PM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that

values clean water and a stable climate.

Thank you,

Sincerely,
Mary Neptune

[REDACTED]

Vancouver, WA 98683

Delapena, Amanda

From: Jane Nicolai [REDACTED]
Sent: Monday, July 20, 2020 8:51 AM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Vancouver City Council,

None of this is new news or has any reason to be controversial:

- The transport of fossil fuels is dangerous; where it comes out of the ground, as it is transported, and as it is burned
- The storage facilities vent harmful pollutants that cause birth defects, respiratory illness, and cancers
- We cannot fight climate change if we make the problem worse

This is an opportunity to make the world a better, safer, healthier, more welcoming home - or to increase the defilement and destruction of our life-giving environment.

The quality of life, economy, and health of Vancouver residents (and the world by extension) is at stake here, and you have a say in the well-being of all of us.

Please support and extend the Moratorium. do what you can to make it permanent.

Thank you,
Jane Nicolai
Life-long Washington Resident

Delapena, Amanda

From: Willocks, Paul [REDACTED]
Sent: Monday, July 20, 2020 8:34 AM
To: McEnerny-Ogle, Anne; Hansen, Bart; Stober, Ty; Glover, Linda; Lebowsky, Laurie (City Council); Paulsen, Erik; Fox, Sarah
Cc: City Attorney Emails; City of Vancouver - Office of the City Manager; Lande, Aaron; Nelson, Darrell; Yocom, Jennifer; Willocks, Paul
Subject: City of Vancouver Temp Moratorium on New or Expanded Large-Scale Fossil Fuel Processing & Storage Facilities (Ordinance M-4295)
Attachments: NWNatural_VANCFossilFuelMoratLetterFINAL071720.pdf
Importance: High

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning Mayor Anne McEnerny-Ogle, Vancouver City Council, & Staff,

Over the last couple of weeks I have had the privilege of chatting with most of you in regards to subject City of Vancouver Temp Moratorium on New or Expanded Large-Scale Fossil Fuel Processing & Storage Facilities (Ordinance M-4295). My apologies if we have not spoken yet, as abbreviated timeframes/schedules have not allowed me to touch base prior to this transmittal of attached written comments for this evening's City Council Meeting, specifically Public Hearing Item #10 (below). (cmo@cityofvancouver.us has been cc'd)

10. [Public hearing on resolution in support of temporary moratorium prohibiting the establishment of new, or expansion of existing, large-scale fossil fuel facilities](#)
Staff Report 089-20

A RESOLUTION making findings of fact in support of the adoption of Ordinance No. M-4295 declaring an emergency and adopting a six-month temporary moratorium prohibiting the establishment of new, or expansion of existing, large-scale fossil fuel facilities.

Request: On Monday, July 20, 2020, subject to public hearing, adopt a resolution making findings of fact in support of Ordinance M-4295.

Aaron Lande, Senior Policy Analyst, 487-8612

Not for inclusion in the moratorium but for additional research and context – in the fourth Whereas, there is notable discussion of the need for resiliency in our energy system. You might be interested in this recent study by Portland State University that finds that the regional natural gas system could provide a transportation sector backup that would be helpful for post-disaster recovery plan:

- Press release: <https://www.nwnatural.com/AboutNWNatural/PressRoom/2020PressReleases/PSUEarthquakeResilienceStudy>
- Full study at: <https://www.pdx.edu/cps/profile/renewablecompressed-natural-gas-rcng-transportation-system-resilience>

I am also tracking down research/data (as asked by some of you) on inadvertent impacts related to housing (specifically lower income) here in SW Washington if we move away from natural gas. I will forward this on to you all as soon as it is available, my apologies for not including it in this transmittal.

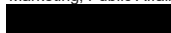
Lastly, I am available all day today (my cell is listed below) if any of you have any questions or concerns before tonight's hearing & I thank you all for the opportunity to collaborate with you all on this very important topic for our community's safety & well-being, for the near & long-term future.

Best Regards,

Paul M. Willocks

NW Natural

Marketing, Public Affairs & Channel Development

 | nwnatural.com



250 SW Taylor Street
Portland, OR 97204

503-226-4211
nwnatural.com

July 20, 2020

Re: City of Vancouver's Temporary Moratorium on New or Expanded Large-Scale Fossil Fuel Processing and Storage Facilities

Dear Mayor McEnerny-Ogle, Vancouver City Council, Staff,

NW Natural appreciates the opportunity to provide comments on the City of Vancouver's temporary moratorium on new or expanded large-scale fossil fuel processing and storage facilities. NW Natural is a 161-year-old local distribution company (LDC) that provides natural gas directly to customers in Oregon and Washington. We provide natural gas to more than 2.5 million people through 750,000 connections in the region.

We recognize, along with Council and the community, that there is a climate imperative and that we must work together to address this future. In addition, safety is one of NW Natural's core values. We share the Council's desire to plan for and build a resilient community and mitigate infrastructure concerns related to seismic events. It is in this light that NW Natural submits these comments to the record around the Temporary Moratorium and any possible related future moratoriums. Our goal with this letter is to help clarify the current language so that we do what we believe could lead to unintended consequences in the current language.

NW Natural is working on projects now that will flow renewable natural gas (RNG) into our pipeline system and we are working on a renewable hydrogen project as well. **Renewable natural gas^a is produced from organic materials like food, agricultural and forestry waste, landfills and wastewater. Renewable hydrogen^b is made from wind, hydro-electric, or solar energy that would otherwise go to waste.** The future of renewable energy coming onto our system to reduce greenhouse gas emissions as well as our need to maintain safe gas infrastructure for the community and our customers, indicates that:

- All forms of renewable energy should be explicitly excluded from "fossil fuel" as defined in the moratorium and any future zoning code amendments.
- The City should avoid language that could hinder investment in the production of, and storage capacity for renewable energy such as renewable natural gas, biogas, renewable hydrogen, and synthetic methane created from renewable hydrogen.
- Structures like compressed natural gas (CNG) fueling stations should be explicitly exempted from the moratorium as they are key to lowering emissions in the

transportation sector and more. These structures are akin to gas stations that are expressly exempted from the moratorium and they may blend renewable fuels and traditional natural gas.

- New temporary structures like CNG trailers (used in short-term maintenance or cold weather situations for customers) or other storage equipment used in the maintenance of gas distribution system should be explicitly allowed.

BACKGROUND:

NW Natural's Business: Throughout the region, the company owns a modern pipeline system that delivers gas to homes and businesses for water and space heating, cooking, and industrial processes.

NW Natural Environmental Values: As a 161-year-old company, NW Natural takes climate action very seriously. Environmental stewardship is one of our core values.

That is why we are committed to pursuing a carbon neutral pipeline by 2050. We see no technical barrier to achieving this and we embrace challenges that come with that change. Not only do we see no technical barriers, this will be required. Why? Simply put, the gas system delivers too much energy for our region to meet its climate goals without putting this existing reliable and safe infrastructure to use in new ways – there isn't enough money or time to meet the goals any other way.

This is a realization European countries have come to understand and why they have begun the transformation to achieve carbon neutrality in their gas system, which they now embrace rather than question.¹

Backed by studies by the Oregon Department of Energy² and ICF International³ the technical potential for RNG production is significant: respectively, the reports conclude there is enough to supply RNG to every home using natural gas in Oregon today and there is enough national supply that can be produced at a competitive cost using known technologies to meet a 95% reduction in emissions associated with natural gas use from the national residential sector. Additional analysis conducted by Washington State University and the Department of Commerce in 2018,⁴ shows additional technical potential of RNG in Washington characterized as 3-5% of total natural gas consumption consumed in the state, that includes power production (about equivalent to the direct use NW Natural provides) but does not consider forest waste or power to gas.

NW Natural is uniquely positioned to deliver RNG, renewable hydrogen, and synthetic methane created from renewable hydrogen. These forms of energy are newer than wind and solar, but offer similar climate benefits. In 2019, Washington Governor Jay Inslee signed HB 1257, which allows us to deliver RNG to our customers and have additional voluntary options for customers who would like to go above and beyond. Also, in 2019,

Oregon Governor Kate Brown signed Senate Bill 98 into law, creating a path for renewable natural gas to become an increasing part of the state’s energy supply.

We can do all this by leveraging our existing system, which is one of the newest and tightest in the country. NW Natural took early action and completed our pipeline replacement program in 2015. We can also do this with help from customers who offset their energy use through our Smart Energy carbon offset program, which was one of the first voluntary emission reduction programs offered by an LDC in the nation.

SPECIFIC COMMENTS ON THE MORATORIUM:

While the moratorium does not appear to be specifically directed at our operations within the City of Vancouver, we note several areas that could be clarified to prevent unintended consequences.

SECTION	NW NATURAL COMMENTS
On Page 5 – Second full Whereas	Coal, petroleum and natural gas are lumped together and their nexus with climate pollution is summarized. While we agree that all of these are fossil-based resources, fossil-based natural gas has a significantly lower carbon content than coal or petroleum fuels. Please consider: • Natural gas emits about 50% less carbon than coal⁵ • Natural gas vehicles (NGVs) run cleaner than gasoline or diesel, reducing GHGs by up to 30%, carbon monoxide by 70 to 90%, and nitrogen oxide (NO_x) emissions by 74 to 99%⁶ While we understand and agree that traditional fossil-based natural gas should be defined as a fossil fuel, the City’s findings should recognize and expressly distinguish between the effects of traditional natural gas and the effects of coal and petroleum. This becomes especially needed as organizations consider the benefits of a compressed natural gas (CNG)/RNG blend for heavy-haul vehicle applications as a replacement for diesel.
Definition of Large-Scale Fossil Fuel Facility (LSFFF)	We note here that “large-scale fossil fuel facilities” (LSFFF) is defined very broadly (e.g., no actual scale limitation), and what is expressly included and excluded from this definition would benefit from clarification to avoid confusion or unintended consequences.

	Relating to what is excluded from the definition of LSFFF: • “[F]acilities that <u>solely</u> provide direct sales or distribution to consumers (e.g., gas stations are not large-scale fossil fuel facilities)” (Sec. 2(B)(2)) – emphasis added). While NW Natural believes that this exclusion from the LSFFF definition would encompass our entire distribution system, including supporting facilities and appurtenances, within the City, we want to ensure that to avoid any parts of our system from being unintentionally outside this exclusion. For example, certain parts of our system, such as facilities used during system maintenance, support distribution to consumers but do not themselves provide that distribution. We request that the City add “natural gas distribution systems and associated facilities and appurtenances” to the parenthetical to make it clear that the entire distribution system to consumers is excluded. In addition, the transportation sector is the largest and fastest growing sector for greenhouse gas emissions (GHGs). While much of this sector may consider electrifying, some heavy haul vehicle applications such as concrete and aggregates, waste haulers, or bus fleets and Pursuit Rated Vehicles, are operating on or are well positioned for CNG and RNG. As mentioned above, natural gas vehicles (NGVs) run cleaner than gasoline or diesel, reducing GHGs by up to 30%, carbon monoxide by 70 to 90%, and nitrogen oxide (NO_x) emissions by 74 to 99%. According to NGV America, running NGVs on renewable natural gas derived from organic methane from dairies, landfills, wastewater treatment plants and more, has the ability to reduce GHGs by 382% over diesel. While 100% RNG is not yet available in the pipeline, to reduce GHG emissions from transportation, fueling infrastructure that offers CNG or a blend of CNG and RNG or renewable hydrogen) should not be prohibited. CNG and RNG fueling infrastructure often includes a blend of fossil-based and renewable fuels and requires a certain amount of local, onsite storage much like a gas station. Accordingly, we request that CNG fueling stations be referenced with gas stations, as both provide similar services directly to consumers, recognizing, of course, that CNG fueling stations are the better option from a GHG
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	perspective. Relating to what is included in the definition of LSFF, unless otherwise excluded: • “Fossil fuels.” The moratorium’s definition of “fossil fuels” relies on “prehistoric organic matter” and thereby excludes RNG, renewable hydrogen, and synthetic methane, as it should. However, the moratorium should also reflect that these renewable fuels are increasingly blended within traditional natural gas and encourage or at least not hinder the development of facilities than can deliver blended fuels. We request that the definition be modified so that development of facilities that handle a blend of traditional natural gas and renewable gas are not deemed simply as “fossil fuel” facilities. The structure and language of the moratorium wholly fails to consider the blended nature of natural gas – fossil and renewable derived – that is used in facilities covered by the moratorium. From a practical perspective, facilities for those non-fossil fuels and facilities for “fossil” methane are often one in the same. At a minimum, renewable natural gas in its various forms needs to be explicitly excluded from the definition of fossil fuels. Additionally, this general provision in Sec 2(B)1(a) should be clarified to exclude natural gas facilities which distribute a blend of fossil fuel-derived and renewable gas. How can the City acknowledge the need for blending and clarify this point? • “[A]ny structure, group of structures, equipment, or devices that stores or transfers natural gas for use in the production of electricity or power, or for further processing (excluding facilities that create energy from landfill gas)” (Sec. 2(B)(1)(f)) – This would seem to prohibit combined heat and power (CHP) facilities, is that intended and if not, can it be clarified? In addition, while there’s a carveout for landfill gas, it is unclear if the exception is just for power generation facilities that use landfill gas or also applies to landfill gas collection systems and facilities, such as at landfills or wastewater treatment plants, that handle and process biogas into RNG. We request that this be revised to prohibit new or expanded “structure(s), group(s) of structures, equipment, or devices that stores or transfers natural gas for use in the utility scale production of electricity or
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	<u>power, or for further processing (excluding facilities that handle biogas or create electricity, power or renewable fuels from biogas).</u> • “[A]ny facility which . . . [p]roduces natural gas suitable for transport (i.e., pipeline quality dry natural gas), or . . . processes natural gas to create methanol or other chemical products.” (Sec. 2(B)(1)(e)) – Notwithstanding the exemption in the prior category for “facilities that create energy from landfill gas,” there’s no corresponding exemption here. Consequently, production of RNG in any form appears likely to be swept up in this category. Accordingly, we request that the following exclusion be added for clarity and consistency: “(excluding facilities that produces renewable fuels from biogas)”.
Section 4	In order to maintain the natural gas distribution system, in addition to the currently listed exemptions for “upkeep, repair, or maintenance of existing buildings and properties”, the moratorium should also expressly include upkeep, repair or maintenance for “existing infrastructure and equipment.”

We appreciate the opportunity to offer comments on this Moratorium. We’re available to answer any questions you may have. Additionally, we would appreciate the opportunity to present our Low Carbon Pathway and our vision for 2050 to you. Please let us know when a deeper briefing on this is possible.

Sincerely,



Kathryn Williams, VP of Public Affairs and Sustainability

DEFINITIONS

^a Renewable Natural Gas, as defined by the Renewable Natural Gas Coalition. www.rngcoalition.com/about-rng

Renewable Natural Gas (“RNG”) is an ultra-clean and ultra low-carbon natural gas alternative. As organic waste breaks down it emits methane gas, called biogas, that can be processed to meet natural gas pipeline quality specifications. Biogas is a mixture of carbon dioxide and hydrocarbons, primarily methane gas, from the biological decomposition organic materials.

RNG is sometimes referred to as 'biomethane,' a related term. Biomethane is biogas-derived, high-BTU gas that is predominantly methane after the biogas is upgraded to remove most of the contaminants and majority of the carbon dioxide and nitrogen found in biogas.

Renewable natural gas is biomethane that is upgraded to natural gas pipeline quality standards such that it may blend with, or substitute for, geologic natural gas.

^b Renewable Hydrogen, as defined by Renewable Hydrogen Alliance with NWN addition of “hydroelectric.” www.renewableh2.org/

Electricity passing through water splits the water molecules into hydrogen and oxygen. Hydrogen produced from this process can be used as a fuel directly, or as a building block to make other energy-intensive products such as ammonia and methane. Using renewable electricity for this process can reduce dependence on fossil fuels and extend the reach of wind and solar [and hydroelectric] power beyond the confines of the electric grid.

REFERENCES

- ¹ Fairley, Peter (2020, February): The H₂ Solution. Scientific American, 37-43. <https://www.scientificamerican.com/article/solar-and-wind-power-could-ignite-a-hydrogen-energy-comeback/>
- ² “Biogas and Renewable Natural Gas Inventory SB 337 (2017),” 2018. <https://www.oregon.gov/energy/Data-and-Reports/Documents/2018-RNG-Inventory-Report.pdf>
- ³ “Renewable Sources of Natural Gas,” 2019. www.gasfoundation.org/2019/12/18/renewable-sources-of-natural-gas/
- ⁴ “Promoting Renewable Natural Gas in Washington State,” 2018. https://app.leg.wa.gov/ReportsToTheLegislature/Home/GetPDF?fileName=COMMERCE-RNG_c47500a3-7441-4998-93bb-30660473bf5c.pdf.
- ⁵ National Energy Technology Laboratory (NETL). 2019. [Cost and performance baseline for fossil energy plants, Volume 1: Bituminous coal and natural gas to electricity.](#)
- ⁶ “Ultra-Low NO_x Near-Zero Natural Gas Vehicle Evaluation ISX12N 400,” 2018. ucrtoday.ucr.edu/wp-content/uploads/2018/08/CWI-LowNOx-12L-NG_v03.pdf

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Wednesday, July 15, 2020 10:00 AM
To: Delapena, Amanda
Subject: FW: In support of Vancouver's moratorium on large-scale fossil fuel facilities

Follow Up Flag: Follow up
Flag Status: Completed

Response.

Kerry Peck | Support Specialist III



CITY OF VANCOUVER, WASHINGTON

City Manager's Office/Administrative Support

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From: Patricia Page [REDACTED]
Sent: Wednesday, July 15, 2020 9:13 AM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively

impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that values clean water and a stable climate.

Thank you,

Sincerely,
Patricia Page


Vanouver, WA 98665

Delapena, Amanda

From: C Parks [REDACTED]
Sent: Friday, July 17, 2020 10:33 PM
To: City of Vancouver - Office of the City Manager
Subject: Testimony on the Fossil Fuels Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I would like to submit the following written testimony for the July 20 hearing on the Fossil Fuels Moratorium:

My name is Carrie Parks. I am a long-time resident of Clark County with children and grandchildren who also live here. I am testifying today because my kids and grandkids will be strongly affected by any decisions made on allowing further fossil fuel infrastructure into our community.

By not locking us in to any further fossil fuel infrastructure, and by pursuing renewable and sustainable energy sources and industries, you will be setting our community up for a strong economic future. That will benefit all of Clark County's citizens, economically as well as environmentally.

To allow fossil fuel facilities here today is like supporting more horse-shoeing businesses once the automobile was being mass produced.

Washington and Clark County have always been forward thinking. Let's focus our economic development with good jobs that will last a long time, like manufacturing, transporting and repairing wind turbines, solar panels and strengthening the electric grid. Let's invite electric car manufacturers to build plants here like Spokane has done. Let's foster the development of devices that can turn ocean wave energy into electricity, like Portland has done.

The current corona virus pandemic is teaching us a valuable lesson about how harsh a mistress Mother Nature can be. Not wearing masks and ignoring other precautions to dampen the infection has caused a spike in new cases and more deaths. We have been ignoring the warning signs of the climate crisis for 80 years. We will pay a price for that, and the longer we wait, the higher the price will be.

The signs are getting clearer. We've had months-long and ever more intense forest fires; we've had this pandemic; we're losing our coastal fishing industry to ocean acidification and overfishing; we're losing our salmon and orcas. Thousands of species of all kinds are going extinct.

We know there are only 10 years left to reduce our reliance on fossil fuels before we have a cataclysmic event that will extinguish all life on this planet. Vancouver and Clark County need to develop comprehensive climate action plans and radically reduce the use of fossil fuels NOW. Please extend the moratorium and make the ban permanent after that.

Respectfully Submitted by

Carrie Parks,
[REDACTED]

Vancouver, WA 98682



--

"We are the first generation to see the effects of Climate Change, and the last generation that can do something meaningful about it." --Jay Inslee, Washington Governor and 2020 Presidential Candidate

Delapena, Amanda

From: James Plunkett [REDACTED]
Sent: Monday, July 20, 2020 11:44 AM
To: City of Vancouver - Office of the City Manager
Subject: fossil fuels moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am so proud that Vancouver planners and government protect their city in this way. I support the Fossil Fuel Moratorium. Leadership is critical. Thank you.
Jim Plunkett

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Thursday, July 16, 2020 11:22 AM
To: Delapena, Amanda
Subject: FW: Extend the Ban

For council

Kerry Peck | Support Specialist III



CITY OF VANCOUVER, WASHINGTON
City Manager's Office/Administrative Support
P: (360) 487-8616

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From: Mary Lou Ritter [REDACTED]
Sent: Wednesday, July 15, 2020 1:37 PM
To: City of Vancouver - Office of the City Manager
Subject: Extend the Ban

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thank you for unanimously passing a six-month moratorium that strengthens the current ban on bulk oil terminals to apply to bulk fossil fuel terminals. I urge you to continue the ban for another six months.

I have nearly 30 acres of land just east of Vancouver in the Columbia Gorge. And, I urge you to take your time to develop a more permanent approach to addressing the safety, public health, and climate-changing pollution issues raised by large-scale fossil fuel terminals.

We still remember the train derailment near Moser and how close the rails are to the Columbia River. It makes sense to pause new applications while this planning occurs. The moratorium also creates an opportunity for the City of Vancouver to consider its broader plans for climate change and resiliency planning for the city.

In the wake of the five-year controversy surrounding the Tesoro-Savage oil train terminal, the City's moratorium is an opportunity for the City and the Port of Vancouver to be on the same page, again, about a common vision for Vancouver's future.

Mary Lou Ritter

Mary Lou

Compassion is a verb.

"Regard your neighbor's gain as your own gain,
and your neighbor's loss as your own loss."

VANCOUVER AUDUBON SOCIETY

P.O. Box 1966 Vancouver, WA 98668-1966
www.vancouveraudubon.org



July 18, 2020

Vancouver City Council
cmo@cityofvancouver.us

Testimony regarding moratorium on establishment of new, or expansion of existing, large-scale fossil fuel facilities

The Vancouver Audubon Society urges the Vancouver City Council to extend the temporary moratorium on the “acceptance, processing, and granting of applications for permits for establishment of new, or expansion of existing, large-scale fossil fuel facilities” for the full six months while continuing to develop a permanent policy addressing the safety, public health, and climate-changing pollution issues created by these facilities.

We thank the Vancouver City Council for taking this initial step and we look forward to supporting permanent policies regarding large-scale fossil fuel facilities and climate change.

This moratorium protects the health and safety of our community while it is in effect. It protects us from the adverse effects of air and water pollution, fine particulate matter, diesel exhaust, and major hazards of fires, explosions and spills. In addition, it also protects the health and safety of our birds, fish and wildlife from these same health and habitat impacts.

In the longer term, a permanent City of Vancouver policy prohibiting these climate-changing facilities is vital to protect our birds. The science is clear — over one-third of North American bird species are in need of urgent conservation action and another half require serious attention. Since 1970 we’ve lost 3 billion birds — nearly one of every three — across almost all regions, habitats and groups of birds in North America.

Two-thirds of North American birds are at increasing risk of extinction from global temperature rise. National Audubon Society’s ground-breaking report, *Survival by Degrees: 389 Bird Species on the Brink*, shows that the majority of North American bird species are at risk of extinction from climate change. The report also shows that if we take action now we can help improve the chances for the majority of species at risk—but we have to move quickly.

By stabilizing carbon emissions and preventing additional warming above pre-industrial levels, 76 percent of vulnerable species will be better off, and nearly 150 species would no longer be vulnerable to extinction from climate change.

We look forward to the City of Vancouver adopting climate-friendly policies and practices that include a permanent ban on new or expanded large-scale fossil fuel facilities.

Sincerely,

A handwritten signature in black ink, reading "Susan M. Saul". The signature is written in a cursive, flowing style.

Susan Saul
Conservation Chair

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 8:48 AM
To: Delapena, Amanda
Subject: FW: Extend the Fossil Fuel Moratorium in Vancouver!

For council

Kerry Peck | Support Specialist III



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From: Ben Shafton [REDACTED]
Sent: Thursday, July 16, 2020 12:53 PM
To: City of Vancouver - Office of the City Manager
Subject: Extend the Fossil Fuel Moratorium in Vancouver!

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

The fossil fuel moratorium put in place by the City of Vancouver was a very good idea. We simply don't need fossil fuels now. We need non carbon emitting sources to be emphasized. There is also a safety component. We've seen derailments of trains carrying fossil fuels. It appears that the only people supporting fossil fuels are people who own companies whose business is fossil fuel exploration or processing. They say that it is a question of "jobs." It is not. Renewable energy sources are seeing a great job growth. One of these jobs is technician on wind turbines.

I want to live and work in a community that is free from the dangers and environmental degradation that would be caused by a use that emphasizes fossil fuels. The moratorium should be kept in place indefinitely.

Thanks.

Ben Shafton
Caron, Colven, Robison & Shafton
[REDACTED]
Vancouver, WA 98660
[REDACTED]

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RESTRICTED USE: You may not use the information in this transmission in any way if you are not the intended recipient. Do not read any part of this transmission if you are not the person it was directed to. Call us immediately to arrange for a return of the documents if you receive this transmission in error.

Delapena, Amanda

From: Howard Shapiro [REDACTED]
Sent: Sunday, July 19, 2020 12:15 PM
To: City of Vancouver - Office of the City Manager
Subject: Fossil Fuel Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am in favor of the city's fossil fuel moratorium. The safety and well being of people and property must have a careful and effective mitigation plan which delineates and tracks responsibilities and enforcement.

We live in Portland and what happens across the Columbia River certainly affects, us both directly and indirectly.

--

Howard Shapiro

[REDACTED]

Portland OR 97201

Delapena, Amanda

From: Dorethea Simone [REDACTED]
Sent: Sunday, July 19, 2020 4:35 PM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium on Fossil fuel

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am a Retired Registered Nurse and a Grandmother and live in Camas. I believe that the moratorium is timely. We are in the middle of a Pandemic so have time to stop and think of more ways to bring healthy choices to this area and find solutions .

Removing Diesel exhaust, and contamination of dangerous, explosive trains should be the wave of the future. Also, remember that the polluters have a record of refusing to acknowledge facts that don't bring them extra money, so that is an obstacle to Health and Safety.

Thank-you so much!

Dorethea Simone

[REDACTED]

Camas, Wa 98607

[REDACTED]

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Tuesday, July 14, 2020 12:54 PM
To: Delapena, Amanda
Subject: FW: In support of Vancouver's moratorium on large-scale fossil fuel facilities

For council

Kerry Peck | Support Specialist III



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From: Mary Steller [REDACTED]
Sent: Monday, July 13, 2020 7:18 PM
To: City of Vancouver - Office of the City Manager
Subject: In support of Vancouver's moratorium on large-scale fossil fuel facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor McEnerny-Ogle,

Dear Mayor McEnerny-Ogle and Councilmembers,

Thank you for passing the moratorium that prohibits the establishment or expansion of large-scale fossil fuel facilities in the City of Vancouver. Your action is important for the health, safety, and sustainability of our community. I urge you to affirm the moratorium and to enact it for a full 6 months.

This moratorium creates an opportunity for the City to pursue the development of its own climate and resilience planning without the threat of a new major bulk fossil fuel project, and it is consistent with the Port of Vancouver's June 2019 policy of not pursuing bulk fossil fuel terminals. The moratorium ordinance safeguards Vancouver's water resources while protecting the health and safety of communities that could be negatively impacted by the potential location of a large-scale coal, oil, or fracked gas facility in the City.

In this way, the City Council is reinforcing Vancouver's vision of itself: a vibrant, healthy, just community that

values clean water and a stable climate.

Thank you,

Sincerely,
Mary Steller



Rosburg, WA 98643

Delapena, Amanda

From: Linny Stovall [REDACTED]
Sent: Sunday, July 19, 2020 8:22 AM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Vancouver City Council,

We applaud the City of Vancouver's temporary moratorium on new large-scale fuel facilities. We support Clean Air and Safe communities, and this moratorium is in line with the vision of the Port of Vancouver not to pursue fuel terminals on port-owned industrial property.

Sincerely,
Dennis & Linny Stovall

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Thursday, July 16, 2020 11:22 AM
To: Delapena, Amanda
Subject: FW: Moratorium

For council

Kerry Peck | Support Specialist III



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From: CASEY SUNDERMANN [REDACTED]
Sent: Wednesday, July 15, 2020 2:36 PM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thank you for instituting a six month moratorium on bulk oil terminals. I look forward to the day when our region puts a permanent stop to any further fossil fuel infrastructure. Fossil fuels are killing our planet. Renewable energy sources are our hope for the future of our planet and our children.

Kathryn Sundermann

[REDACTED]
Portland, OR 97211

[REDACTED]

Delapena, Amanda

From: FRED SUTER [REDACTED]
Sent: Sunday, July 19, 2020 2:40 PM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello City of Vancouver,

My name is Fred Suter. I live at [REDACTED] Vancouver - 98965. I'm retired from the military.

I was pleased to hear that the Vancouver City Council has banned new fossil fuel projects. I support this moratorium.

Given all that the Covid-19 pandemic has done to our discourse, sometimes it's hard to remember that climate change is an existential threat to our way of life as well.

From rising temperatures to the growing demand for water and the impact on key agricultural regions and the food chain, the need to reduce green house gas emissions is imperative for our survival.

It's localities like Vancouver that are making a difference addressing this imperative. You have my full support. I thank you for taking this important step forward and I urge you to keep working on a climate action plan for our community.

Sincerely,

Fred Suter

Delapena, Amanda

From: Madison Syverson [REDACTED]
Sent: Monday, July 20, 2020 11:30 AM
To: City of Vancouver - Office of the City Manager
Subject: Supporting the moratorium in Vancouver, WA

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

My name is Madison Syverson. I am writing to provide a written statement regarding the moratorium for the City Council meeting tonight, July 20th. I recently graduated with a B.S. degree in Cell and Molecular Biology. In the future I plan to go to school for Genetic Counseling and raise a family here. I grew up in Vancouver and care deeply about my city's environmental security. I strongly support the moratorium, for the well being of the health and safety of my fellow citizens.

Thank you,
Madison Syverson



Johan Hellman
Executive Director of Public Affairs

BNSF Railway Company
2454 Occidental Ave. South, Bldg. 1A
Seattle, WA 98134

July 20, 2020

Vancouver City Council
415 West 6th St.
Vancouver, WA 98668-1995

Sent electronically to: cmo@cityofvancouver.us

Re: Temporary Moratorium on Fossil Fuel Facilities

Dear Councilmembers:

Thank you for the opportunity to comment on the proposed temporary moratorium on fossil fuel facilities.

While we appreciate the opportunity to comment, we have some initial concerns about the council's process. It should be recognized that the moratorium was passed in June following minimal review by the council and without the benefit of formal process or public comment. It was only after the moratorium passed that public testimony was taken. Furthermore, while the very first line of the measure declares an emergency, it is difficult to imagine what this emergency might be since the measure does not specifically identify a clear and imminent threat facing the city with regard to fossil fuels. Rather, the measure makes broad assertions about these commodities. This is all the more confounding since the measure targets a group of commodities that are absolutely legal, carefully regulated by state and federal authorities, and used ubiquitously on a daily basis by the vast majority of people in the city of Vancouver.

Passing a temporary, six-month moratorium infers that whatever the immediate unidentified concern might be it will be alleviated within the established timeframe, so we trust the measure will be allowed to sunset rather than becoming a rolling series of temporary moratoria that have the cumulative effect of long-term policymaking. Using short-term tools to achieve long-term policy goals undermines the certainty and predictability on which business investments and capital improvements are based. As a result, this approach to policymaking is uniquely corrosive.

Moving beyond process, moratoria of this kind have a chilling effect on business investment even beyond the industries they target. Industry remains a critical sector in both Washington



state and the city of Vancouver. In difficult economic times, cornerstone Northwest industries (such as agriculture, natural resources, shipping and maritime) power our local economies through economic downturns as they have for more than a century. These industries provide family-wage jobs that support hundreds of main street businesses. However, a trade policy that picks winners and losers by restricting certain commodities undermines all industry.

We urge you to reject the moratorium for the following reasons:

First, at this critical time, as the local economy struggles towards recovery, it is essential that government and industry work together to support working families. The proposed moratorium introduces unnecessary economic uncertainty at a time when many families and businesses are struggling. The industrial sector provides good paying jobs with benefits throughout Clark County and around the state. These are the kinds of jobs that have sustained economic activity through the current downturn and will power the local economy towards future prosperity. However, local measures such as the proposed moratorium introduce needless uncertainty and undermine prospects for growth.

Second, the idea that this moratorium will only affect the targeted industries is a myth. Passing such a measure is akin to posting a sign over the whole county that says "closed for business." The reason is because it creates uncertainty for all industries. Although the measure specifically targets fossil fuels, it speaks more broadly of hazardous materials. Let's be clear about the wide range of commodities that may be considered hazardous. This includes items such as: chlorine, which is used to purify municipal drinking water; fertilizers, which are used to grow more verdant and abundant food crops; and, chemicals used to manufacture plastics, glass, medicines and numerous other products used every day in homes, businesses, hospitals, and schools. Targeting one set of commodities opens the door to attacking any commodity, which makes investment in your community seem much more risky. In short, it puts businesses in a position where they find it less risky to divert resources (and jobs) to more business-friendly cities and towns.

Third, the moratorium is specifically designed to limit capital investment, which is central to job growth and future opportunity. At a time when families and businesses are facing so much uncertainty, it is unfathomable that a community would intentionally stifle opportunities for companies to make private investments in local infrastructure. In addition to supporting existing jobs and future opportunities, these capital investments have a multiplier effect which reverberates through the economy. In other words, a dollar spent on infrastructure benefits numerous local businesses as it is re-spent at the hardware store, the local café, and a half dozen other businesses around the community. By creating artificial barriers to this kind of



local investment, the city of Vancouver is not only closing off a set of industries, but is actually reducing opportunity for all local businesses.

In closing, I would just add that BNSF has been a proud member of the state's industrial trade sector for more than 150 years. Freight rail supports more than 342,000 jobs in Washington state. Rail service supports numerous cornerstone industries (including aerospace, agriculture, and building products) and hundreds of small businesses. Through the decades, Washington has benefitted from the diversity of its economy and the strength of its trade routes. However, the diversity and resilience of the entire economy diminishes each time a community restricts specific sectors from investing. For these reasons, we strongly urge you to reject the moratorium on fossil fuel development.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read "Johan Hellman". The signature is stylized with a large loop at the beginning and a long horizontal stroke at the end.

Johan Hellman

Delapena, Amanda

From: Thomas Gordon [REDACTED]
Sent: Monday, July 20, 2020 2:27 PM
To: City of Vancouver - Office of the City Manager
Subject: Comment to City Council from Anita J. Thomas

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Honorable Mayor and Members of the City Council:

I deeply appreciate the care and consideration you have given to the moratorium on fossil fuels for the last couple of years. I applaud your sustainable development plan, and heartily endorse your policy of rejecting large scale fossil fuel installations for Vancouver in perpetuity.

Sincerely,

Anita J. Thomas
[REDACTED]

Vancouver, WA 98660

P.S. I am sending this through a friend since my computer is not currently speaking to me. I am grateful for the reasonable accommodation. I checked with the City Manager's Office this morning.

Delapena, Amanda

From: Nina T [REDACTED]
Sent: Sunday, July 19, 2020 11:23 AM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium Fossil Fuel

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor and Council members

I am supporting the continuation of another six months moratorium on large scale fossil fuel facilities. Amongst several other reasons, large scale fossil fuel facilities create particular risks to clean water, transportation and other public resources in the city of Vancouver, and its environs.

Thank you for your support of this important measure

Yours sincerely, Nina Thrun

Delapena, Amanda

From: Shelley Walker [REDACTED]
Sent: Monday, July 20, 2020 9:08 AM
To: City of Vancouver - Office of the City Manager
Subject: Written comments for July 6 Council meeting

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Vancouver City Council:

Thank you for your efforts in keeping dangerous oil out of the community. We support safe communities, clean air, and the moratorium.

Sincerely,

Shelley and Bryan Walker
[REDACTED]
Vancouver WA

Delapena, Amanda

From: k wallway [REDACTED]
Sent: Monday, July 20, 2020 9:22 AM
To: City of Vancouver - Office of the City Manager
Subject: moratorium on fossil fuels

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am writing to voice my absolute support for the moratorium on fossil fuel infrastructure development in Vancouver. I support sustainable development. Vancouver should be forward thinking, not double down on old, dirty technology that endangers our community. Thank you!

Kristen Wallway,
City of Vancouver resident
[REDACTED] Vancouver WA 98663

Delapena, Amanda

From: Emily Waters [REDACTED]
Sent: Monday, July 20, 2020 8:17 AM
To: City of Vancouver - Office of the City Manager
Subject: Extend the Fossil Fuel Moratorium in Vancouver!

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

I am writing to thank the City Council for it's moratorium on large-scale fossil fuel facilities, and to urge them to continue the moratorium for the full six months. Climate change, COVID, and the recent civil-rights protests have demonstrated that we are in a critical moment in history, and we have an unprecedented opportunity to re-envision a sustainable, equitable future for Vancouver. The new waterfront development is ushering in an era of revitalization to downtown Vancouver, and allowing large-scale fossil fuel infrastructure, such as coal, oil, and fracked-gas facilities to develop at the Port and in other places in the City pose direct threats to the Columbia river and other water resources in and around the City. What use is a redeveloped waterfront if just downstream are fossil fuel facilities and the risk of contamination in both air and water? Please extend the moratorium for the full six-months, and during that moratorium, work on developing a robust, sustainable, and equitable climate action plan for the City.

Sincerely,

Emily Waters

23 year resident of Clark County, current resident of the City of Vancouver, hydrologist, volunteer, environmental law student.

Delapena, Amanda

From: Linda Whittingham [REDACTED]
Sent: Monday, July 20, 2020 9:52 AM
To: City of Vancouver - Office of the City Manager
Subject: Please Extend Moratorium on Large-Scale Fossil Fuel Facilities

CAUTION: This email originated from outside of the City of Vancouver. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Vancouver City Council,

I strongly support the temporary moratorium on new or expansion of existing large-scale fossil fuel facilities. I strongly urge you to extend the moratorium for a full six months to protect our community and promote the healthiest environment possible in Vancouver and surrounding communities.

It is clear that we ignore scientific warnings of global warming and the effects of fossil fuel on our public health (air quality, water temp and quality) at our own peril. This is a case of "pay now" or "pay more later" decision making. I came of age in the 60's, in the era of "love canal" and other pollution disasters. If we wait to take action to "clean things up later" we will significantly increase the bill for a healthy environment to our children, and potentially accelerate the sixth extinction already in process.

We understand from scientists that global warming is causing more severe storms, more severe droughts and our sea levels are rising, potentially displacing many worldwide in the future. We see the effects locally : of river temperatures rising on our salmon runs, and global warming changes to our snowpack affecting water availability.

We already have significant increase in public health risk due to COVID19, and it is imperative the City Council have the time to address development plans that move us in a sustainable direction that improves our local environment and our public health. We are already late taking action in USA to stop climate change. I applaud the moratorium, ask that it be extended and that the City Council develop a plan for sustainable development.

Take care and stay safe,

Linda Whittingham
[REDACTED]



Holli Johnson
Manager NW Region

July 20, 2020

Via Email:
cmo@cityofvancouver.us

Mayor Anne McEnerny-Ogle and
Vancouver City Council Members
Post Office Box 1995
Vancouver, Washington 98668-1995

**Re: Western States Petroleum Association Comment on Temporary Moratorium
Resolution Prohibiting the Establishment of New, or Expansion of Existing, Large-
Scale Fossil Fuel Facilities and Ordinance M-4295**

Dear Mayor McEnerny-Ogle and City Council Members:

The Western States Petroleum Association ("WSPA") appreciates the opportunity to provide comments on the Resolution regarding Temporary Moratorium Prohibiting the Establishment of New, or Expansion of Existing, Large-Scale Fossil Fuel Facilities and Ordinance M-4295 (the "Resolution"). WSPA is a nonprofit trade association representing companies that explore for, produce, refine, transport, and market petroleum and petroleum products in five western states, including Washington. WSPA members operate petroleum terminals in the City of Vancouver (the "City") and oppose the Resolution.

WSPA members have operated in the City for years. This area provides key energy and emergency infrastructure as recognized by various city, state, and federal documents. WSPA members are concerned that the Resolution will constrain existing operations and projects for current and near-future regional needs for energy, including the need for lower-emission fuels. With the current economic uncertainty surrounding the COVID-19 crisis, any additional and unnecessary regulations should be minimized to allow economic recovery to occur.

**The Resolution Would Cause Significant Adverse Impacts on Regional Energy
Supply, Transition to Lower-Emission Fuels, and Seismic and Groundwater Safety**

The Resolution is counterproductive. It would create barriers to fuel facility upgrades, including fuel facilities' use of evolving fuel types as the region grows, technology advances, and fuel standards change. Each time fuels with lower emissions are developed or required by a governmental entity, new or updated infrastructure is needed to provide that fuel. The Resolution prohibits improvements and beneficial innovation to the City's fuel infrastructure. Its effect would be to freeze the current fuel supply system in place.

Mayor Anne McEnerny-Ogle and
Vancouver City Council Members
July 20, 2020

Specifically, the Resolution would affect the City's fuel facilities in the following ways:

- Prevent fuel facility equipment upgrades necessary to meet market demand or comply with lower-emission federal and state fuels law;
- Discourage fuel facility safety upgrades, which most often occur concurrently with market-based infrastructure expansion and improvement;
- Prevent fuel facility efficiency upgrades that generally reduce greenhouse gas emissions, in contravention to the Resolution's climate change prevention goals;
- Discourage the City's fuel facilities' transition to newer, lower-carbon-fuel sources;
- Thwart the introduction of future technologies that do not fit within the current fossil fuel infrastructure framework;
- Prevent new fuel facilities that can deliver fuel more efficiently and with lower emissions.
- Prevent new fuel tanks for blended fuels that transition toward lower-carbon-fuel sources;
- Prevent fuel facility upgrades that would trigger seismic safety improvements and retrofits; and

In short, the Resolution freezes existing infrastructure in place and prohibits beneficial changes to fuel infrastructure. If the Resolution was passed 20 or 30 years ago, the City would have missed out on years of safety and emission improvements, which would have resulted in higher emissions and less-safe facilities today. The effect of the Resolution would increase emissions and decrease safety over time. The Resolution would fail to deliver, and in fact would hinder, its intended benefits of reducing emissions and increasing local safety.

The Resolution creates substantial barriers to the progressive evolution of the fuel industry in the City. The Resolution suffers from an incorrect understanding of how greenhouse gas emissions occur in the fuel supply chain and how seismic improvements and other safety improvements occur within this type of critical energy infrastructure.

The Resolution does not reduce the regional demand for fuel. Fuel is a product with inelastic demand. There are few to no supplements for most types of fuel, so consumers will continue to demand fuel, even if it must be delivered through less-efficient modes with greater cost and emissions. As regional demand for fuel quantity grows, and demand for types of fuel changes (including increased demand for fuel with less carbon), that fuel will need to be supplied through a new facility or by additional fuel trucks on the road coming from existing facilities. Forcing fuel distribution through older facilities and trucks increases the cost and emissions of fuel distribution while discouraging seismic, environmental, and safety upgrades.

Mayor Anne McEnerny-Ogle and
Vancouver City Council Members
July 20, 2020

Thank you for your consideration of WSPA's comments. If you have any questions or comments, please contact me at hjohnson@wspa.org or 360-239-2248.

Sincerely,

A handwritten signature in blue ink that reads "Delli Johnson". The signature is written in a cursive, flowing style.

cc: Eric Holmes, City Manager (eric.holmes@cityofvancouver.us)
Jonathan Young, City Attorney (vanlaw@cityofvancouver.us)
Jessica Spiegel, WSPA
Jodie Muller, WSPA

Delapena, Amanda

From: City of Vancouver - Office of the City Manager
Sent: Friday, July 17, 2020 8:48 AM
To: Delapena, Amanda
Subject: FW: Moratorium on fossil fuels in Vancouver

For council

Kerry Peck | Support Specialist III



CITY OF VANCOUVER, WASHINGTON

City Manager's Office/Administrative Support

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From: Gary Zacny [REDACTED]
Sent: Thursday, July 16, 2020 2:37 PM
To: City of Vancouver - Office of the City Manager
Subject: Moratorium on fossil fuels in Vancouver

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Dear City Council,

I grew up in a refinery town. Wood River, IL had three major refineries -- Shell Oil, Amoco (Standard) and Sinclair. Townsfolk liked the money the fuel refineries brought in, even though the air was often foul with pollution. Visitors used to say, when stepped out of their cars, "What's that smell?" -- and townsfolk would answer, "That's money!"

When I returned to that town for my 50th year high school reunion, my classmates took an informal survey, noting which classmates had died and which neighborhoods they came from. By far the most deaths were concentrated in the homes closest to the refineries. It was clear that early death and proximity to fuel pollution were linked.

Please vote to keep Vancouver free from such subtle, long term, inexorable harm.

Best,

Gary Zacny