



CITY COUNCIL MEETING MINUTES

Vancouver City Hall | Council Chambers | 415 W. 6th St.

PO Box 1995 | Vancouver, WA 98668-1995

www.cityofvancouver.us

Anne McEnery-Ogle, Mayor

Bart Hansen • Ty Stober • Erik Paulsen • Sarah J. Fox • Diana H. Perez • Kim D. Harless

July 10, 2023

WORKSHOPS

Vancouver City Hall - Council Chambers - 415 W 6th Street, Vancouver WA

Workshops were conducted in person in the Council Chambers of City Hall. Members of the public were invited to view the meeting in person, via the live broadcast on www.cvtv.org and CVTV cable channels 23 or HD 323, or on the City's Facebook page, or www.facebook.com/VancouverUS.

View the CVTV video recording, including presentations and discussion, for workshops at:

https://www.cvtv.org/vid_link/35731?startStreamAt=0&stopStreamAt=7566

4:00-5:00 p.m. Fourth Plain for All

Shannon Williams, Senior Planner, 360-487-7898

Summary

Staff led Council through a discussion of Fourth Plain for All.

5:00-6:00 p.m. Transportation System Plan Update

Kate Drennan, Principal Planner, 360-487-7959

Summary

Staff led Council through a discussion of the Transportation System Plan Update.

COUNCIL DINNER/ADMINISTRATIVE UPDATES

COUNCIL REGULAR MEETING

This meeting was conducted as a hybrid meeting with in person and remote viewing and participation over video conference utilizing a GoToMeeting platform. Members of the public were invited to view the meeting in person, 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 items and under the Community Forum were also facilitated in person and via the GoToMeeting conference call.

Vancouver City Council meeting minutes are a record of the action taken by Council. To view the CVTV video recording, including presentations, testimony and discussion, for this meeting please visit:

https://www.cvtv.org/vid_link/35733?startStreamAt=0&stopStreamAt=2919

Electronic audio recording of City Council meetings are kept on file in the office of the City Clerk for a period of six years.

Pledge of Allegiance

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. This meeting was conducted as a hybrid meeting, including both in person and remotely over video conference.

Present: Councilmembers Harless, Perez, Fox, Paulsen, Stober, Hansen and Mayor McEnerny-Ogle

Absent: None

Community Communications

Mayor McEnerny-Ogle opened Community Communication and received testimony from the following community members regarding any matter on the

agenda not scheduled for a Public Hearing:

- Kimberlee Goheen Elbon, La Center, WA

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

Consent Agenda (Items 1-6)

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

1. Bid Rejection - Bid #23-25: W Fourth Plain Water & Sewer Improvements

Staff Report: 135-23

This project was bid on June 6, 2023, for the construction of water and sewer improvements in West Fourth Plain between Lincoln Avenue and Main Street and connecting side streets. The project limits are shown on the attached map. One bid was received and opened. The bid was \$3,249,594.23 which is 57% higher than the Engineer's Estimate of \$2,075,000. The lack of other bidders and a higher-than-expected construction cost can likely be attributed to the project having a short time frame for construction. Bidders were given a time constraint for the utility project to be completed by October 1, 2023, to get in front of a grant funded transportation project that will reconstruct the intersection of West Fourth Plain Boulevard and Franklin Street. The intersection to be reconstructed lies in the middle of the utility project route. It is important for the underground utilities to be constructed first to avoid impacting the intersection after it has been reconstructed.

After bid opening, further interdepartmental coordination has resulted in a shift in construction priorities that will allow the utility project a longer time frame for construction. The Transportation Group has agreed to delay the start of their grant funded intersection project to enable the utility project to have a construction time frame extending to May 1, 2024. The longer time frame should attract more bidders and alleviate construction costs associated with expediting the utility work. Rejecting the bid will allow the project to be rebid with the longer construction time frame.

Request: On July 10, 2023, reject the bid to facilitate changes to the construction time frame and allow the project to be rebid.

Michelle Henry, Senior Civil Engineer, 360-487-7155

Motion approved the request.

2. **Bid Award for East Orchards Fourth Plain Stormwater Retrofits per Bid # 23-03**

Staff Report: 136-23

Currently stormwater runoff from East Fourth Plain Blvd. flows untreated into several roadside infiltration systems constructed by the Washington Department of Transportation, which have reached the end of their useful life. This project uses Washington Department of Ecology grant funds to install 2 bioretention facilities and infiltration facilities in the public right of way to collect, treat, and infiltrate stormwater runoff. This will ultimately improve water quality in Burnt Bridge Creek.

On June 20, 2023, the City received 3 bids for the subject project. The bids ranged between \$2,028,894.00 and \$2,363,000.00. The low bidder was responsive. The bids are as follows:

SUMMARY OF BIDS	
BIDDER	AMOUNT
<i>Halme Excavating Inc, Battle Ground, WA</i>	<i>\$2,028,894.00</i>
<i>Advanced Excavating Specialists, LLC, Kelso, WA</i>	<i>\$2,327,532.00</i>
<i>Tapani, Inc., Battle Ground, WA</i>	<i>\$2,363,000.00</i>
<i>Engineers' Estimate</i>	<i>\$1,875,000.00</i>

The contractor intends to meet the 3% apprenticeship goal by utilizing 465 apprenticeship hours of the total 9,289 labor hours for the project.

Request: On 7/10/2023, award a construction contract for the East Orchards Fourth Plain Stormwater Retrofits project to the lowest responsive and responsible bidder, Halme Excavating Inc, of Battle Ground, WA, USA at their bid price of \$2,028,894.00, which includes Washington State sales tax, and authorize the City Manager or designee to execute the same.

Aron Rice, Civil Engineer, 360-487-7170

Motion approved the request.

3. **Approval to purchase a Bearcat vehicle under City of Vancouver contract C-101243; HGAC AM10-20 for Lenco Industries**

Staff Report: 137-23

The Police Department's SWAT Team has a 2005 Lenco Bearcat that is due for replacement this year. A Bearcat is an armored vehicle that uses a Ford F550 chassis as its platform. Reserves from the SWAT fund will be utilized to purchase the replacement vehicle. The purchase was approved by (LEC) on December 12, 2022. Staff is requesting authorization to purchase the Bearcat vehicle under the terms and conditions negotiated

between HGAC and Lenco Industries, Contract No. AM 10-20, including Amendment 1 to the contract, by piggybacking on the cooperative purchasing contract.

Armored vehicles allow the police department to align with the State of Washington and community's changing expectations of police responses to critical incidents. De-escalation tactics are now a consistent part of law enforcement training and practice throughout the region. These tactics include the concepts of increasing time, distance, and shielding so more options and resources are available to resolve an incident without a significant use of force (RCW 10.120.010). Current industry best practices often involve a police response which includes less lethal use of force tools, officers specially trained in mental health issues and negotiations, and medically trained officers.

The armored vehicle is used to transport a team of responders into a dangerous situation to take coordinated actions that are intended to minimize use of force during an incident. In addition to transport and shielding, the Bearcat vehicles provide upgraded lighting, which allows for responding officers to clearly see and better interpret the visual nuances of a particular situation. Amplified sound and public address systems are also a benefit of these vehicles, since they allow officers to communicate effectively with people in hard-to-reach locations, again increasing distance and slowing down the pace of the incident to help de-escalate the situation.

Request: Authorize the City Manager, or their designee, to approve purchases under contract C-101243 for the life of the contract with Lenco Industries up to the current authorized budget, which is \$341,000.

*Kathy McNicholas, Police Lieutenant, 360-487-7442;
Daphne Harris, Police Finance and Logistics Supervisor,
360-487-7498*

Motion approved the request.

4. Body Armor Purchase for Vancouver Police Department

Staff Report: 138-23

Body armor is associated with vests and helmets to provide ballistic protection to the vital organs in the torso and head. Generally, each vest contains two armor panels held in place by a carrier. Each sworn officer is issued a ballistic vest system and helmet. The ballistic vest system is used to protect personnel and is worn at all times when on duty. Vancouver Police Department also replaces all ballistic vests for officers as the vests near their five-year warranty expiration date. Southwest Washington SWAT Team also utilizes this contract to purchase and replace body armor.

Vancouver Police Department purchases body armor through the Washington State Contract #03720 with Municipal Emergency Services. The City has purchased \$252,471 under this contract since March 15, 2021. Purchases are expected to exceed the current \$300,000 threshold, shortly. The current state contract expires on November 10, 2024, with the opportunity for one additional extension to November 10, 2025. This request is to increase the City's not to exceed amount to \$800,000 to allow for continued purchases through the end of the state's contract term.

Request: Authorize the City Manager, or their designee, to allow for continued purchases utilizing the Washington State Contract #03720 with Municipal Emergency Services up to a maximum of \$800,000.

Jeff Mori, Chief of Police, 360-487-7472

Motion approved the request.

5. Approval of Contract with Keen Independent Research LLC to Conduct a Disparity Study

Staff Report: 139-23

In the 2023/2024 biennium budget, City Council approved a decision package to have a disparity study conducted. In March, staff issued a Request for Proposal to obtain proposals from individuals/firms/organizations with relevant experience and expertise in conducting comparable studies of discrimination and disparities in contracting and procurement.

The disparity study will (i) analyze utilization of Women & Minority Business Enterprises (WMBEs) in City contracts based upon the availability and utilization of ready, willing, and able WMBEs in the City's relevant market area over a five year period, (ii) evaluate the procurement and contracting practices of the City and identify barriers or impediments to the utilization of WMBE firms, (iii) make recommendations as to how the City can lawfully improve its contracting practices to be more inclusive of WMBEs, taking into consideration the requirements of applicable laws, including but not limited to RCW 49.60.400.

The City received five proposals in response to our Request for Proposals. After evaluation of the proposals by an evaluation committee, Keen Independent Research LLC was the highest scoring proposal. Keen has completed large disparity studies for the Oregon Department of Transportation, Oregon Department of Aviation, and the City of Atlanta, Georgia. In addition to their disparity study work, Keen Independent Research LLC has also complete a Workforce Equity Study for the City of Tacoma.

As work on the disparity study is completed, internal and external stakeholder groups will be engaged to review the work every two months. In addition to the external stakeholder groups, businesses throughout the City of Vancouver will be engaged with survey opportunities and a project website dedicated to providing the business community with updates on the status of the work being done. The public will also have an opportunity to provide additional comments and feedback through the study website and have access to the consultants through a dedicated email address and phone number.

At the completion of the disparity study, the final recommendations and report will be brought back to City Council, anticipated to be in July of 2024.

Request: Authorize the City Manager or designee to execute the contract with Keen Independent Research LLC, for the Disparity Study, in the amount of \$438,900 and take any and all action necessary to enforce the terms thereof.

Anna Vogel, Procurement Manager, 360-487-8429

Motion approved the request.

6. Approval of Claim Vouchers

Request: Approve claim vouchers for July 10, 2023.

Motion approved claim vouchers in the amount of \$20,917,060.38.

Communications

A. From the Council

B. From the Mayor

C. From the City Manager

Zoning Code Text Changes - Allowances for Commercial Dog Kennels

Bryan Snodgrass, Principal Planner, discussed the Zoning Code Text Changes - Allowances for Commercial Dog Kennels.

Adjournment

7:18 p.m.

DocuSigned by:

Anne McEnerny-Ogle

6C89D9089EC5424...

Anne McEnerny-Ogle, Mayor

Attest:

DocuSigned by:

BCF6734E40E94AE...
Natasha Ramras, City Clerk

The written comments below are those of the submitter alone and are not representative of the views of CVTV or the City of Vancouver, its elected or appointed officials, or its employees.

From: [City of Vancouver - Office of the City Manager](#)
To: [Dollar, Sarah](#)
Subject: FW: Please Read Comment into Public Record at tonites meeting July 10th, 2023. Re: Urgent Important Message time is at 4 pm today. The location is he second floor of the Clark County City Hall. (415 West 6th Street)
Date: Monday, July 10, 2023 10:20:19 AM

FYI

-Kristin

From: Stacey Valenz [REDACTED]
Sent: Monday, July 10, 2023 10:15 AM
To: City of Vancouver - Office of the City Manager <CMO@cityofvancouver.us>
Cc: [REDACTED]

[REDACTED]

Subject: Please Read Comment into Public Record at tonites meeting July 10th, 2023. Re: Urgent Important Message time is at 4 pm today. The location is he second floor of the Clark County City Hall. (415 West 6th Street)

You don't often get email from [REDACTED]. [Learn why this is important](#)

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 Clerk,

Please read my comment into public records. I am unable to attend tonite.

City Council,

Please set aside and include financial help for our most vulnerable..seniors and disabled, being

priced out of their homes, that they own, at Manufactured home Communities across Washington, by corporate investors. These investors are purchasing communities, behind and with failure to follow RCW59.20 requirements of " Good Faith", with purpose to resell homes, as homeowners are priced out, evicted and unable to relocate their homes.

My community was purchased by Collective Communities, late last year, whose management, both before and after purchasing, sent lot rent increases of 17-30%, the lot size 35'x65' to increase over \$900, as they attempt to set this rate across Washington, for our seniors, mostly on fixed disability income. Most communities in our area rent is \$770.

The Company boost learning from Manufactured Home Property Institute or University which teaches preying on the most vulnerable low income homeowners. They recently purchased 10 additional communities, the same way. They still fail to disclose the investor owners, which is another requirement of RCW59.20.

We need to keep our most vulnerable with fixed incomes, after working all their lives, of \$500-\$2000, housed and healthy!

Please hear and act on their well being, and concerns. We need you to act on this now, as daily additional seniors are being added to homelessness.

Thank you for consideration

Stacey Valenzuela

Kenmore MHP Advocate

On Mon, Jul 10, 2023, 8:58 AM Karen Morrison [REDACTED] > wrote:

Please see the following link. I am hoping with the later time frame that many of you will be able to attend.

<https://www.cityofvancouver.us/citycouncil/page/city-council-meeting-agendas-and-minutes> 4 PM.

Good morning beautiful souls Today Monday, July 10 at 4:00 pm in City Hall on the second floor Angelica, Shannon and Monica steering committee leaders for Fourth Plain For All, will be presenting a plan to City Council on how the 26 million funding dollars should be spent. We were able to advocate for rental assistance programs and adequate safe, sanitary, affordable permanent housing. I hope you will be able to attend I apologize for the late notice and the change of the time to 4 pm.

Peace, and Unity,

Respectfully,

Karen Morrison, Senior Executive Director

Odyssey World International Education Services

[REDACTED]
www.odysseyworld.org

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From: [Wynn Grcich](#)
To: [Rebecca Messinger](#); [Dollar, Sarah](#); [Harris, Rep. Paul](#)
Subject: Watch "Lawyer Files BILLION Dollar Lawsuit Over COVID Cover-up: Tom Renz w/Dr. Kelly Victory – Ask Dr. Drew" on YouTube
Date: Monday, July 3, 2023 5:16:54 PM

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.

https://www.youtube.com/live/pzE1Bf_8aOw?feature=share. Send to the councils and MELNECK. Put on public record. Confirm you did. Thanks from Wynn

From: [Wynn Grcich](#)
To: [Rebecca Messinger](#); [Dollar, Sarah](#)
Subject: Watch "EARLY ACCESS Dr David E Martin - Covid Was An Act Of War Against The Human Race" on YouTube
Date: Tuesday, July 4, 2023 10:51:03 AM

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<https://youtu.be/jPeeifwrd7w>.

Please, Send to councils and
MELNECK. Put on public record and confirm that you did. Thanks again, from Wynn

From: [Wynn Grcich](#)
To: [REDACTED]; [Rebecca Messinger](#); [Dollar, Sarah](#)
Subject: Watch "Covid Was An Act Of War Against The Human Race - Dr David E Martin | Part 1 of 2" on YouTube
Date: Wednesday, July 5, 2023 12:41:12 PM

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<https://youtu.be/EByeLhl9j1I>.

Please give this video to council members. PUT ON PUBLIC RECORD. confirm that you did. Thanks Wynn

From: [Wynn Grcich](#)
To: [REDACTED]; [Rebecca Messinger](#); [Dollar, Sarah](#)
Subject: Watch "Covid Was An Act Of War Against The Human Race - Dr David E Martin | Part 1 of 2" on YouTube
Date: Wednesday, July 5, 2023 12:41:12 PM

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.

<https://youtu.be/EByeLhl9j1I>.

Please give this video to council members. PUT ON PUBLIC RECORD. confirm that you did. Thanks Wynn

From: [Wynn Grcich](#)
To: [Dollar, Sarah](#); [Rebecca Messinger](#)
Subject: Watch "Millions Killed For Profit - Covid Was State Sponsored Genocide - Dr. David Martin To EU Parliament" on YouTube
Date: Thursday, July 6, 2023 2:46:58 PM

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.

<https://youtu.be/UwnqCzuug8I>.

I am sending this again because of the title. Share with council members and MELNECK. Put on public record. Thanks from Wynn. The title says it all

From: [Wynn Grcich](#)
To: [Rebecca Messinger](#); [Dollar, Sarah](#)
Subject: Watch " The Extinction Protocol: How We Are All Being Prepared for the End - David Icke" on YouTube
Date: Wednesday, July 5, 2023 1:07:41 PM

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.

<https://youtu.be/NxD9A6u6BNk>.

Please send to council members, put on public record and confirm you did. Thats from Wynn