

City Council Meeting Agenda June 26, 2023

In accordance with the Open Public Meetings Act (OPMA), the Vancouver City Council meeting will be open to in-person attendance. Options for viewing and/or participating in the meeting remotely will also be accommodated (see details below). The City Council will be attending this meeting in person.

All City Council workshops and meetings are broadcast (live closed captioning available) on www.cvtv.org, CVTV cable channels 23 / HD 323, and on the City's Facebook page, www.facebook.com/VancouverUS.

Public testimony will be accepted regarding any matter on the agenda below. ***Advance registration will be required (see details below).***

Unless otherwise announced by the Presiding Officer, each speaker may testify once for up to three minutes under each public testimony opportunity below and will be asked to provide their name and city of residence for the record.

Testimony will be accepted in the following manner:

- **Written comments submitted in advance**

Comments may be sent to council@cityofvancouver.us until 12:00 p.m. June 26. Comments will be compiled and sent to the City Council and entered into the record.

- **In-person or remote testimony during the meeting**

Register in-person at City Hall. In-person registration is open until 6:30 p.m. on June 26. Instructions will be provided on-site.

Register to testify online. Online registration is open until 12:00 p.m. on June 26

Visit the following website for more information and to register:

<https://www.cityofvancouver.us/citycouncil/webform/register-provide-council-meeting-testimony>, or call the City Manager's Office at (360) 487-8600.

Further instructions for accessing the virtual meeting (for remote testimony) will be provided upon registration.

WORKSHOPS

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

3:30-4:30 p.m. Vancouver Arts Hub

Stacey Donovan, Cultural Services Manager, 360-487-8630

4:30-5:30 p.m. Comprehensive Plan Update - Community Partnership Framework

Domenic Martinelli, Senior Planner, 360-487-7943

COUNCIL DINNER / EXECUTIVE SESSION RE: REAL ESTATE DISPOSITION pursuant to RCW 42.30.110(1)(b)-(d) (1 HR)

REGULAR COUNCIL MEETING

6:30 PM

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

Pledge of Allegiance

Call to Order and Roll Call

Approval of Minutes

Minutes - May 22, 2023

Proclamations: Pride Month; Recognition of Jim Moeller

Community Communications

This is the place on the agenda where the public is invited to speak to Council regarding any matter on the Agenda not already scheduled for Public Hearing. (Separate instructions are provided for offering testimony on Public Hearing when applicable.) This includes the option to testify about

Workshops. Members of the public addressing Council are requested to give their name and city of residence for the audio record. Speakers are to limit their testimony to a total of three minutes for all items combined.

Consent Agenda (Items 1-14)

The following items will be passed by a single motion to approve all listed actions and resolutions. There will be no discussion on these items unless requested by Council. If discussion is requested, the item will be moved from the Consent Agenda and considered separately - after the motion has been made and passed to approve the remaining items.

1. Final Construction Acceptance of the NW Daniels Water Main Replacement - 39th to 46th St Project, per ITB #22-43

Staff Report: 111-23

Request: On June 12, 2023, accept the NW Daniels Water Main Replacement – 39th St to 46th St project as constructed by Halme Excavating, Inc. of Battle Ground, Washington, and authorize release of retainage in the amount of \$21,744.77, subject to receipt of all documentation required by law.

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

2. Professional services agreements (PSAs) for on-call transportation engineering planning and design services

Staff Report: 112-23

Request: Authorize the City Manager or his designee to execute Professional Service Agreements in an amount not to exceed \$1,500,000 each with Consor North America Inc, Harper Houf Peterson Righellis Inc., Kittleson & Associates, MacKay Sposito Inc, and PBS Engineering and Environmental Inc., for transportation engineering planning and design services on an as-needed basis for four years with an optional one year extension. Council authorizes the City Manager to amend the contracts as needed to accomplish the objectives set forth above.

Ryan Miles, Engineering Program Manager, 360-487-7708

3. Award project to BCE Engineers a five (5) Year Contract, per RFQ # 22-23 Architectural Electrical Assessments and Services to include drawings and specifications for upgrades to City Buildings

Staff Report: 113-23

Request: Authorize the City Manager or their designee to execute a professional services agreement with BCE Engineers for the services referenced above in a contract with a not-to-exceed amount of \$1,000,000.

Mike Shrum, Facilities Contract Services Supervisor, 360-

4. **Directing City Staff to negotiate and execute a Lease Agreement with Washington State Department of Transportation (WSDOT) for temporary establishment of a Safe Stay Community**

Staff Report: 114-23

Request: Direct City Staff to finalize negotiations and execute a Lease Agreement with Washington State Department of Transportation, and commence work temporarily establishing a Safe Stay Community pursuant to the terms of the Lease and applicable provisions of City Code.

Jamie Spinelli, Homeless Response Manager, 360-487-8610

5. **Celebrate Freedom agreement with The Historic Trust**

Staff Report: 115-23

Request: Authorize the City Manager, or designee, to sign the Celebrate Freedom Programs Agreement.

Dave Perlick, Recreation Services Manager, 360-487-8314

6. **Approval of Purchase and Sale Agreement for 800 N. Devine Road (Heights District Acquisition)**

Staff Report: 116-23

Request: Approve the transaction contemplated by the Purchase and Sale Agreement and Commercial Lease Agreement and authorize the City Manager or their designee to sign the Purchase and Sale Agreement in substantially the form attached and, provided that the Purchase and Sale Agreement closes, sign the Commercial Lease Agreement in substantially the form attached, along with any other related transaction documents.

Amy Zoltie, Real Estate Project Manager, 360-487-7953

7. **Award of grant funds from the PEG Capital Support Fund to public users of the Comcast Business Services, for monthly transport costs**

Staff Report: 117-23

A RESOLUTION relating to cable television and to the award of Public, Educational and Governmental (“PEG”) capital contribution funds to designated access providers for the City of Vancouver and Clark County, and for public Institutional Network (“I-NET”) and Comcast Business Services users for certain expenditures.

Request: On June 26, 2023, adopt a resolution, under the terms of the interlocal agreement between Clark County and the City of Vancouver, authorizing \$226,200 of PEG Capital Support Funds to be used to reimburse authorized subscribers of Comcast Business Services monthly transport fees.

Aaron Lande, Program and Policy Manager, 360-487-8612

8. **Designation of TV ETC and CVTV respectively as the education and government access providers on the Comcast cable system**

Staff Report: 118-23

A RESOLUTION relating to cable television and to the designation of Clark Vancouver Television ("CVTV") as the governmental access provider on the Comcast cable system for Vancouver and Clark County.

A RESOLUTION relating to cable television and to the designation of the Vancouver Educational Telecommunications Consortium ("TV ETC") as the educational access provider on the Comcast cable system for Vancouver and Clark County.

Request: On June 26, 2023, adopt resolutions approving The Vancouver Educational Telecommunications Consortium (TV ETC) as the designated educational access provider and Clark Vancouver Television (CVTV) as the designated government access provider for Vancouver and Clark County on the Comcast cable systems.

Aaron Lande, Program and Policy Manager, 360-487-8612

9. **Adoption of the biennial report of the Telecommunications Commission regarding cable television franchise compliance by the cable television operator Comcast of Washington V, LLC ("Comcast")**

Staff Report: 119-23

A RESOLUTION adopting the City/County Telecommunications Commission ("Commission") Biennial Report regarding cable television franchise compliance by the cable operator Comcast of Washington V, LLC ("Comcast").

Request: On June 26, 2023, adopt a resolution approving, ratifying, and affirming the biennial report of the Telecommunications Commission (January 2021 – December 2022).

Jim Demmon, Video Services Manager, 360-487-8706

10. **MFTE Program- Target Areas Addition Resolution**

Staff Report: 120-23

A RESOLUTION of the City Council of the City of Vancouver regarding the City of Vancouver Multi-family Housing Tax Exemption Program and the modification of existing Residential Target Areas and designation of new Residential Target Areas to expand the program to other areas of the city.

Request: Adopt resolution of intent to add additional residential target areas, allowing the proposed changes the City Multi Family Housing Tax Exemption Program under VMC 3.22 to proceed to public hearing.

Bryan Monroe, Associate Housing Project Coordinator, 360-487-7958

11. **MFTE Program- Proposed VMC Ordinance Changes**

Staff Report: 121-23

AN ORDINANCE of the City of Vancouver relating to changes to the City's Multi-Family Housing Tax Exemption Program (MFTE); adopting legislative findings; amending Sections 3.22.010, 3.22.020, 3.22.030, and 3.22.040 of the Vancouver Municipal Code (VMC) to clarify code language, reflect changes in state law, and provide for new residential target areas as well as updated income-based and market-rate multi-family tax exemption options and associated eligibility and application requirements, fees, and procedures; providing for severability; and setting an immediate effective date.

Request: Following the 1st introductory reading of the ordinance on June 26, 2023, proceed on July 3, 2023, to hold a public hearing, consider public testimony, deliberate, and vote to approve the amended ordinance regarding VMC 3.22.

Bryan Monroe, Associate Housing Project Coordinator, 360-487-7958

12. **Short-Term Rental Ordinance**

Staff Report: 122-23

AN ORDINANCE of the City of Vancouver, Washington related to regulations and a permitting process for short-term rental of residential real property by amending Vancouver Municipal Code (VMC) 20.150, VMC 20.160, VMC 20.180.060, VMC 20.210, 20.410, VMC 20.420, VMC 20.430, VMC 20.440, and VMC 20.835; providing for savings, severability, and an effective date.

Request: On June 26, 2023, approve the Ordinance on first reading, setting the date of second reading and public hearing for July 10, 2023.

13. Appointments to Clark County Historic Preservation Commission

Request: Reappoint Heidi Mandler Huff and appoint John Zingale to the Clark County Historic Preservation Commission with terms beginning July 1, 2023, and expiring June 30, 2026.

Council Committee 1 (Hansen, Paulsen, Perez)

14. Approval of Claim Vouchers

Request: Approve claim vouchers for June 26, 2023.

Old Business (Item 15)

15. Animal Welfare Resolutions

Staff Report: 123-23

A. A RESOLUTION declaring City Council's position on retail fur sales in Vancouver.

B. A RESOLUTION declaring City Council's position on force-fed foie gras in Vancouver.

C. A RESOLUTION declaring the Vancouver City Council's position on the retail sale of cats and dogs by pet stores in Vancouver.

Request: On June 26, 2023, approve all or some of the following Resolutions; Resolution A (Fur Sales), Resolution B (Fois Gras), Resolution C (Retail Animal Sales).

Rebecca Small, Senior Policy Analyst, 360-487-8601

Public Hearings (Item 16-23)

The following item(s) are scheduled for public hearing. Members of the public addressing Council are requested to give their name and city of residence for the audio record. Unless otherwise announced by the Presiding Officer, speakers are to limit their testimony to three minutes for each public hearing.

16. Adoption of 2023-2029 Strategic Plan

Staff Report: 124-23

A RESOLUTION adopting the City's 2023-2029 Strategic Plan.

Request: On June 26, 2023, adopt the 2023-2029 Strategic Plan via resolution.

Aaron Lande, Program and Policy Manager, 360-487-8612

17. 2024-2029 Transportation Improvement Program

Staff Report: 125-23

A RESOLUTION adopting the City of Vancouver's Comprehensive Six-Year Transportation Improvement Program for 2024-2029 and the City's Arterial Street System and Classification Map.

Request: On June 26, 2023, following a public hearing, adopt a resolution approving the proposed 2024-2029 Transportation Improvement Program and the Arterial Street System and Classification Map.

Chris Malone, Public Works Finance and Asset Manager, 360-487-7711

18. MFTE Application- Fir Grove Apts

Staff Report: 126-23

A RESOLUTION of the City Council of the City of Vancouver approving a Multi-Family Housing Limited Property Tax Exemption with FIR GROVE QOZB, LLC ("Applicant") and any successors in interest or assigns, and the CITY OF VANCOUVER, a Washington municipal corporation ("City") for an 10-year Multi-Family Housing Limited Property Tax Exemption for the property located at constructed at 2902 Falk Road, Vancouver, WA. 98661 (Tax Lots 30240010, 30240150) as specifically described in Exhibit A.

Request: On June 26, 2023, following a public hearing, adopt a resolution authorizing the City Manager or designee to execute a multi-family housing limited property tax exemption certificate and take any and all action necessary to enforce the terms thereof.

Bryan Monroe, Associate Housing Project Coordinator, 360-487-7958

19. MFTE Application- 12th and Main Apts

Staff Report: 127-23

A RESOLUTION of the City Council of the City of Vancouver approving a development agreement with DST 150, LLC for an 8-year limited property tax exemption for market rate housing with a public benefit contribution, and green

building elements, for the property located at 1201 Main Street, Vancouver, WA 98660 (Exhibit A).

Request: On June 26, 2023, following a public hearing, adopt a resolution authorizing the City Manager or designee to execute a multi-family housing limited property tax exemption certificate and take any and all action necessary to enforce the terms thereof.

Bryan Monroe, Associate Housing Project Coordinator, 360-487-7958

20. MFTE Application-Waterfront Block 11 Apts

Staff Report: 128-23

A RESOLUTION of the City Council of the City of Vancouver approving a development agreement with HOLLAND ACQUISITION CO., LLC for an 8-year limited property tax exemption for market rate housing, providing a public benefit contribution, and green building elements, for the property located at 800 Waterfront Way, Vancouver, WA 98660 (Exhibit A).

Request: On June 26, 2023, following a public hearing, adopt a resolution authorizing the City Manager or designee to execute a multi-family housing limited property tax exemption certificate and take any and all action necessary to enforce the terms thereof.

Bryan Monroe, Associate Housing Project Coordinator, 360-487-7958

21. Larson Annexation

Staff Report: 109-23

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 Larson annexation.

Request: Following the public hearing proceeding on June 26, 2023, vote to approve and adopt the ordinance to annex the Larson property into the City of Vancouver.

Bryan Monroe, Associate Housing Project Coordinator, 360-487-7958

22. Renaissance Boardwalk Master Plan

Staff Report: 110-23

AN ORDINANCE conditionally approving a master plan, design review, shoreline substantial development permit, shoreline conditional use permit and zoning variance, subject to specified conditions of approval necessary to mitigate findings of potentially adverse impacts on surrounding properties, for the Renaissance Boardwalk development; and providing for an effective date.

Request: On Monday, June 26, 2023, subject to second reading and public hearing, approve the ordinance.

Keith Jones, Senior Planner, 360-487-7887

Communications

A. From the Council

B. From the Mayor

C. From the City Manager

Adjournment

City Hall is served by C-TRAN. Route information and schedules are available online at www.c-tran.com. You also may reach C-TRAN at (360) 695-0123 for more information on times, fares, and routes.

Anyone needing language interpretation services or accommodations with a disability at a Vancouver City Council meeting may contact the City Manager's staff at (360) 487-8600 (Voice/TTY 487-8602). Assistive listening devices and live Closed Captioning are available for the deaf, hard of hearing and general public use. Please notify a staff person if you wish to use one of the devices. Every attempt at reasonable accommodation will be made. To request this agenda in another format, please also contact the phone numbers listed above.