



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

March 7, 2022

WORKSHOPS

To be 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.

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

https://www.cvtv.org/vid_link/34453?startStreamAt=0&stopStreamAt=6863

4:00-6:00 p.m. Climate Strategies Review

Aaron Lande, Program and Policy Manager, 360-487-8612; Rebecca Small, Senior Policy Analyst, 360-487-8601

Summary

Staff provided Council with an update on the Climate Action Plan.

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 items were also facilitated via the GoToMeeting conference call.

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

https://www.cvtv.org/vid_link/34455?startStreamAt=0&stopStreamAt=3889

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 remotely over video conference.

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

Absent: Harless

Motion by Councilmember Hansen, seconded by Councilmember Stober, and carried unanimously to excuse Councilmember Harless.

Approval of Minutes

Minutes - February 14, 2022

Motion by Councilmember Paulsen, seconded by Councilmember Stober, and carried unanimously to approve the meeting minutes of February 14, 2022.

Proclamation: Red Cross Month

Mayor McEnerny-Ogle read and presented a proclamation to Michael Drake, Executive Director of the Red Cross Cascade Region-Southwest Washington Chapter, proclaiming March 2022 as Red Cross Month.

Community Communication (Items 1- 5)

Mayor McEnerny-Ogle opened Community Communication and receive the following testimony:

- Justin Forsman, Vancouver, spoke about Item 1 and expressed concerns about fluoride in the City's drinking water, as well as chemicals from items, like

pesticides seeping into the groundwater and pharmaceuticals flushed down the drain, and would like the City to look into safe water distillation.

- Kimberlee Elbon, La Center, Washington, spoke in regards to Items 1-5 and stated the agenda is a one world order agenda, and they are done talking and will be taking action.

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

Consent Agenda (Items 1-5)

Council requested Item 1 be pulled for discussion.

Councilmember Fox asked staff to address the practices and procedures to keep the drinking water safe in the City of Vancouver. She stated the City was part of a study for testing wastewater and reviewing what was going into the treatment plant. The City has a lot of innovation with wastewater and sewer systems and due to the issues raised by public comment, wanted staff to provide some feedback.

Tyler Clary, Water Engineering Program Manager, explained the city is supplied 100% by a groundwater system and not a surface water supply system. This means that everything people do out in the environment and what is dumped on the ground potentially can end up in the groundwater. That being said, there is a very rigorous wellhead protection program in place to delineate zones around the wellheads to ensure certain activities cannot take place. Roundup is not regulated by those used outside of the wellhead protection zones, but everything within the Clark County Critical Aquifer Recharge area is regulated and stipulates what can and cannot be done or used in the city. The project on the agenda is not a water treatment system project in terms of a filtration plant. It is a treatment system modification from the type of disinfection that is used. It is going from a gas chlorine system to a hyper-chloride generation on site, which is a very dilute bleach solution added to the water to disinfect and keep microorganisms out. Mr. Clary explained the city tests the water rigorously above and beyond the federal and state standards and requirements. The number one priority is to make sure the water is safe for customers and the City will do everything that it can to do that.

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

1. Bid Award for Water Station 7 Water Treatment Improvements

Staff Report: 031-22

Summary

Water Station 7 is a 3.7-acre site located at 11595 NE 16th St. Water Station 7 has been used for both water production and elevated water storage since the late 1960's. The City purchased the property in 1961.

There are two existing wells at this water station that will benefit from the upgraded treatment systems.

The project replaces existing fluoridation and disinfection equipment currently located in two, separate buildings. The new equipment will provide updated fluoridation and disinfection systems to meet our current standard. The new disinfection system utilizes salt, water and electricity to generate a low strength sodium hypochlorite disinfection solution. All new equipment will utilize existing buildings and no new structure are required for this project. This continues our efforts to install disinfection systems that were selected as our standard in 2015. This will be the fourth equipment installation under that contract.

On February 15, 2022, the City received three (3) responsive bids for the subject project. The bids are as follows:

SUMMARY OF RESPONSIVE BIDS	
BIDDER	AMOUNT
<i>Stellar J Corporation, Woodland, WA</i>	<i>\$687,701.64</i>
<i>McClure and Sons, Inc., Mill Creek, WA</i>	<i>\$851,488.47</i>
<i>Rotschy, Inc., Vancouver, WA</i>	<i>\$911,291.85</i>
<i>Engineer's Estimate with Tax</i>	<i>\$630,000.00</i>

Stellar J Corporation has completed projects of similar size and scope in the past and has met the requested supplemental responsible bidder criteria.

Stellar J Corporation acknowledges the City's desire for Apprenticeship Utilization on this project and is anticipating exceeding the 3% goal.

Request: On March 7, 2022, award a construction contract for the Water Station 7 Water Treatment Improvements project to the lowest responsive and responsible bidder, Stellar J Corporation of Woodland, WA at their bid price of \$687,701.64, which includes Washington State sales tax; and authorize the City Manager or designee to execute a contract with Stellar J Corporation for the same.

Tyler Clary, Water Engineering Program Manager, 360-487-7169

Motion approve the request.

2. **Award construction contract for ITB 22-12 the 2022 East Curb Ramps project (#072822)**

Staff Report: 032-22

Summary

The City is issuing three separate curb ramp contracts this year as part of its 2022 pavement management program. These contracts include the "2022 East Curb Ramps," the "2022 Central Curb Ramps" and the "2022 West Curb Ramps." The purpose of splitting the work into three contracts is to reduce each contract to a manageable size, which helps expedite ramp construction. From a construction sequencing standpoint, it is far more efficient to construct the new curb ramps in advance of the on-street pavement management resurfacing work.

This staff report and recommended action is to award the 2022 East Curb Ramps contract only. Recommendations for the the west and central curb ramp projects will follow at a later date.

On February 15, 2022, the City received three bids for the subject project. The bids ranged between \$906,000.00 to \$1,067,255.05 dollars. The low bidder was responsive. The bids are as follows:

SUMMARY OF BIDS	
BIDDER	AMOUNT
Advanced Excavating Specialists (AES), LLC, Kelso, WA	\$906,000.00
Western United Civil Group LLC, Yacolt, WA	\$941,227.00
MJ Hughes Construction, Vancouver, WA	\$1,067,255.05
Engineers' Estimate	\$880,000.00

There is a minimum apprenticeship goal of 3% of the utilized labor hours for this project. Advanced Excavating Specialists LLC Longview, WA has submitted an Apprenticeship Utilization Plan to meet or exceed this goal by using approximately 84 hours of apprentice time of the estimating total of 2,800 applicable labor hours for the project.

Request: On March 7, 2022, award a construction contract for the 2022 East Curb Ramps project to the lowest responsive and responsible bidder, and authorize the City Manager or his designee to sign a contract with Advanced Excavating Specialists LLC Kelso, WA, at their bid price of \$906,000.00, which includes Washington State sales tax.

Motion approve the request.

3. **2021 Joint Agency Slurry Seal Project Contract Amendment (#072821)**

Staff Report: 033-22

Summary

On March 9, 2021, the City received bids for the 2021 Joint Agency Slurry Seal Project, which was awarded to Blackline, Inc, of Vancouver, Washington with the City of Vancouver's portion of the work being approved for \$276,155.00. As part of the bid, the contractor executed a separate contract with each agency. In addition, the participating agencies reserved the right to extend the contract for two (2) one (1) year periods with the same terms and conditions and the option to review unit prices for adjustment due to inflation and amount of work.

At the end of 2021, the City and Clark County discussed a contract extension with Blackline for 2022 and decided that it was in our best interests to do so. All 2022 work quantities were sent to Blackline, Inc. and proposed 2022 pricing was agreed upon for the unit bid items. The 2022 City of Vancouver portion of the work is \$452,100.00.

Request: On March 7, 2022, amend the Blackline, Inc, of Vancouver, Washington construction contract for the 2022 Joint Agency Slurry Seal Project for sealing for one (1) additional year for their adjusted bid price of \$452,100.00, which includes Washington State sales tax.

Chris Sneider, Senior Civil Engineer, 360-487-8239

Motion approve the request.

4. **2022 Crack Sealing and Mastic Repair (PRJ072822)**

Staff Report: 034-22

Summary

This project is being constructed as part of the 2022 pavement management program. This project involves crack sealing streets that will receive preservation treatments, including AR chip seals, microsurfacing, and cape seals this summer. Pavement cracks need to be sealed before these treatments can be applied to the street. The project also involves crack sealing additional streets that will receive preservation treatments in

future years. Crack sealing extends pavement life by keeping water out of the cracks, resulting in less pavement deterioration. Mastic repairs will be performed on cracks and holes wider than one inch.

The City received bids for the 2021 Crack Sealing and Mastic Repairs project on April 20, 2021. The project was awarded to BVC Inc., of Wenatchee, Washington. The City reserved the right to extend the contract for two (2) one (1) year periods with the same terms and conditions and the option to review unit prices for adjustment due to inflation and amount of work.

At the end of 2021, the City discussed a contract extension with BVC and decided that it was in our best interests to do so. On February 10, 2022, the City received a quote from BVC to do this year's crack sealing and mastic repair work for \$371,500.00.

Request: On March 7, 2022, amend the BVC Inc, of Wenatchee, Washington construction contract for the 2022 Crack Sealing and Mastic Repairs for one (1) additional year for their adjusted bid price of \$371,500.00, which includes Washington State sales tax.

Chris Sneider, Senior Civil Engineer, 360-487-8239

Motion approve the request.

5. Approval of Claim Vouchers

Staff Report:

Request:

Approve claim vouchers for March 7, 2022.

Motion approved claim vouchers for March 7, 2022, in the amount of \$6,115,596.07.

Public Hearings (Item 6 and 7)

6. Amendments to VMC 2, 6, 9, 15, and 19, to update the Parking Code to reflect recent changes to recognized holidays and update all code sections to use current best practice for institutional language related to disability

Staff Report 029-22

AN ORDINANCE relating to the update of City recognized holidays, the enforcement of parking regulations, and updating outdated language in the Vancouver Municipal Code referring to persons with disabilities; providing for savings, severability and an effective date.

Summary

Council recently amended VMC 2.40.020 to include Juneteenth as a City holiday. As a result of the recent amendment, the parking code (VMC 19) needs to be updated to reflect the changes. Instead of adding "Juneteenth" to the list of holidays, the amendments proposed would replace individually named holidays with "City recognized holidays." This is consistent with other VMC's. Parking meters would still list the specific holidays, including Juneteenth, so that customers are aware that no payment is required.

The second aspect to the changes proposed is a change in terminology. The term "disabled parking" is outdated and the current best practice for institutional language related to disability is to use people first language. Therefore, it is proposed that "disabled" be replaced with "people with disabilities" in our municipal code where appropriate.

Request: On Monday, March 7, 2022, subject to second reading and public hearing, approve the ordinance.

Steve Kaspan, Parking Manager 360 487-8658.

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

Steve Kaspan, Parking Manager, provided an overview of the proposed VMC amendments.

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

- Kimberlee Elbon, La Center, Washington, stated the city is running an illegitimate form of government and they will be taking action.

There being no further testimony, Mayor McEnerny-Ogle closed the public hearing.

Motion by Councilmember Fox, seconded by Councilmember Stober, and carried unanimously to approve Ordinance M-4365.

7. Approval of amendment to VMC 2.63.20 to establish consistency with other Boards and Commissions candidate review

processes

Staff Report 030-22

AN ORDINANCE relating to the appointment of members to the Parking Advisory Committee; providing for savings, severability and an effective date.

Summary

VMC 2.63.20 directs the process of Parking Advisory Committee candidate review, and it is not consistent with how municipal code generally directs the process for reviewing candidates for other City Boards and Commissions. Further, this is not consistent with Council Policy 100-06 (Council Appointment of Community Members to Boards, Commissions, Advisory Committees and Task Forces), nor is it consistent with current practice for this committee. Currently, the code calls for candidates to be appointed by the Mayor and confirmed by Council. The change requested clarifies and aligns appointments to this committee to be made by the City Council.

Request: On Monday, March 7, 2022, subject to second reading and public hearing, approve the ordinance.

Steve Kaspan, Parking Manager, 360-487-8658

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

Steve Kaspan, Parking Manager, provided an overview of the proposed VMC amendments.

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

- Kimberlee Elbon, La Center, Washington, stated that they will be actively getting the Council out of office.

There being no further testimony, Mayor McEnerny-Ogle closed the public hearing.

Motion by Councilmember Stober, seconded by Councilmember Hansen, and carried unanimously to approve Ordinance M-4366.

Communications

A. From the Council

B. From the Mayor

C. From the City Manager

Congestion Pricing Update

Katherine Kelly, Senior Transportation Policy Advisor, provided Council with an update on the Oregon Toll Program.

Adjournment

7:33 p.m.

DocuSigned by:

Anne McEnerny-Ogle

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Anne McEnerny-Ogle, Mayor

Attest:

DocuSigned by:

Natasha Ramras

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Natasha Ramras, City Clerk

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