



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

January 11, 2021 - Vancouver City Council Meeting Minutes

WORKSHOPS

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.

5:00-5:30 p.m. Vancouver COVID-19 Community Testing Site Update

Julie Hannon, Parks and Recreation Director, 360-487-8309; Dave Perlick, Recreation Services Manager, 360-487-8314; Melody Burton, Parks and Recreation Communications Specialist, 360-487-8306; Ryan Lopossa, Streets and Transportation Manager, 360-487-7706

5:30-6:00 p.m. Fourth Plain Commons Update

Rebecca Kennedy, Long Range Planning Manager, 360-487-7896; Peggy Sheehan, Community Development Programs Manager, 360-487-7882

Summary

Staff provided Council with an update on the Fourth Plain Commons project and sought feedback on the proposed funding mechanism.

COUNCIL CONSENT AGENDA 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 CTV 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 Citizen Forum were also facilitated via the GoToMeeting conference call.

Call to Order and Roll Call

The consent agenda 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 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; Melody Burton, Communications Specialist; Brian Carlson, Interim Deputy City Manager; Annette Griffy, Engineering Program Manager; Julie Hannon, Parks and Recreation Director; Rebecca Kennedy, Long Range Planning Manager; Chris Malone, Public Works Finance and Asset Manager; Peggy Sheehan, Community Development Programs Manager; Kris Olinger, Senior Civil Engineer; Cara Rene, Communications Director; Dan Swensen, Interim Public Works Director; Anna Vogel, Procurement Manager; and members of the public.

Proclamation - Human Trafficking Awareness and Prevention Month

Mayor McEnerny-Ogle read and presented a proclamation to Robin Miller, member of the Human Trafficking Task Force of Clark County and Case Manager at Janus Youth, proclaiming January 2021 as Human Trafficking Awareness and Prevention Month and January 11, 2021, as Human Trafficking Awareness Day.

Special Presentation - DuBois Neighborhood Park: Virtual Grand Opening

Following COVID-19 safety guidelines, a small group of DuBois Park residents were invited to explore their newly remodeled park and celebrate the completion of this collaborative project between neighbors and Vancouver Parks and Recreation. DuBois Neighborhood Park is located at Palo Alto Dr. & California Way.

Citizen Communication (Items 1-7)

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

- Glen Yung, Vancouver, spoke regarding Item 6 and expressed concerns that a provision in Title 14 that lots sharing a utility meter require separate accounts may be in conflict with current zoning code pertaining to ADUs and should be reviewed as part of the amendments.

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

Consent Agenda (Items 1-7)

Regarding Item 1, Councilmember Stober asked why there was a delay between when construction on the park was finished and this point where Council is being asked to accept construction completion and release the retainage bond.

Julie Hannon, Parks and Recreation Director, stated there were some issues with the lawn at the park that the City requested the contractor address prior to accepting the construction.

Terry Snyder, Senior Park Developer, explained that the lawn had a weed problem when it came in and so City staff requested the developer address that, and the new lawn took some time grow in due to the time of year, which contributed to the delay in accepting the construction.

Regarding Item 2, Councilmember Stober asked if staff could address the question raised by Mr. Yung under Citizen Communication. Dan Swensen, Interim Public Works Director, stated staff would look into the section he had brought up and determine whether future amendments may be required.

Councilmember Fox asked whether Council could hold off on moving the ordinance forward until the next Council meeting so staff could determine whether those amendments could be incorporated now. Mr. Swensen clarified that the section of code Mr. Yung referred to is not part of the amendments being brought forward at this time and staff would need to conduct research on that section of code.

Motion by Councilmember Stober, seconded by Councilmember Lebowsky, and carried unanimously to approve the Consent Agenda.

1. **Construction acceptance of First Place Neighborhood Park and release of retainage bond.**

Staff Report 007-21

Summary

The original construction contract bid amount was \$452,669.19. Change orders and quantity adjustments during construction increased the contract amount by 13% to \$519,168.99. The largest changes were associated with correcting drainage within the play area and replacing two acres of turf that were originally not in the plan documents.

Improvements to the park included a new gazebo, new playground, inclusion of a new ADA-compliant pathway as well as new benches and picnic tables.

Advanced Excavating Specialties of Longview, Washington, has satisfactorily completed the subject improvements in accordance with the plans and specifications.

Request: On January 11, 2021, accept the First Place Neighborhood Park project as constructed by Advanced Excavation Specialties of Longview Washington, and authorize release of the retainage bond, subject to receipt of all documentation required by law.

Julie Hannon, Parks and Recreation Director, 360-487-8309

Motion approved the request.

2. **Construction Acceptance - Southside Interceptor Rehabilitation**

Staff Report 008-21

Summary

Allied Trenchless of Chelan, Washington, has completed construction of the Southside Interceptor CIPP Rehabilitation project. The project installed a 42-inch UV Cured-In-Place Liner within 2,173 feet of an interceptor which conveys a large percentage of the total wastewater into the Westside Reclamation Facility.

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>\$1,158,031.67</i>
<i>Sales Tax</i>	<i>\$97,274.66</i>
<i>Total</i>	<i>\$1,255,306.33</i>
<i>Retainage</i>	<i>\$57,901.58</i>

The original contract amount, including sales tax, was \$1,083,037.41. The final project cost was \$1,255,306.33, which was \$172,268.92 (over 13%) more than the original contracted amount; \$164,000 of the difference between original contract amount and final contract amount can be attributed to unforeseen circumstances during the execution of the project's large diameter bypass pumping system. The remaining additions are attributed to the typical variances in unit prices and/or quantities commonly encountered during construction.

The contract amount fell within the \$500,000 to \$1,500,000 range requiring a minimum 3% apprenticeship utilization. The contractor did not utilize any hours on this project and was therefore assessed a penalty of \$10 for each of the 68 unmet apprenticeship labor hours. This project had very low labor hours and high material costs. Had this contract been bid under the apprenticeship policy as recently modified, it would have qualified for an apprenticeship policy waiver.

Request: On January 11, 2021, accept the facilities as constructed by Allied Trenchless of Chelan, Washington, and authorize release of the retainage subject to receipt of all documentation required by law.

Sheryl Hale, Senior Engineering Supervisor, 360-487-7151

Motion approved the request.

3. Construction Acceptance - Central Vancouver North Phase 1 Sewer Improvements

Staff Report 009-21

Summary

Advanced Excavating Specialists of Longview, Washington, has completed construction of the Central Vancouver North PH 1 Sewer Connection Incentive Program (SCIP) project. The project provided reliable sewer service to 26 parcels by installing over 2,725 linear feet of 8-inch gravity sewer main and 120 linear feet of 2-inch pressure main in the following roadways: NE 22nd Ave, NE 22nd Ct, NE 46th St, NE 54th St and NE Drexel Ave in the West Minnehaha neighborhoods.

A coordinated effort with Pavement Management on this project resulted in some road restoration beyond the limits of the utility trenches.

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>\$614,528.14</i>
<i>Sales Tax</i>	<i>\$44,489.57</i>
<i>Total</i>	<i>\$659,017.71</i>
<i>Retainage</i>	<i>Bond</i>

The original contract amount, including sales tax, was \$670,847.73. The final project cost was \$659,017.71, which was \$11,830.02 (approx. 2%) less than the original contracted amount. The difference between original contract amount and final contract amount can be attribute to typical variances in unit prices and/or quantities commonly encountered during construction.

The contract amount fell within the \$500,000 to \$1,500,000 range requiring a minimum 3% apprenticeship utilization. The contractor utilized enough apprenticeship hours (12%) to meet the requirement.

Request: On January 11, 2021, accept the facilities as constructed by Advanced Excavating Specialists of Longview, Washington, and authorize release of the retainage bond subject to receipt of all documentation required by law.

Sheryl Hale, Senior Engineering Supervisor, 360-487-7151

Motion approved the request.

4. Award of contract for the purchase of City Apparel RFP 33-20

Staff Report: 010-21

Summary

On October 21, 2020, the City received 8 proposals for evaluation. After an evaluation of the proposals by a team made up of representatives from across the City, it was determined that DVL Enterprises Inc was the highest scoring firm.

The contract duration will be for five (5) years. It is anticipated that over the next 5 years, the City will spend more than \$300,000 for department apparel needs, which is above the threshold requiring Council approval.

Request: Authorize the City Manager or his designee to award the apparel contract and approve purchases by City departments to the most responsive bidder, DVL Enterprises, DBA MPG Tandem. Contract will be for all schedules, A – D.

Anna Vogel, Procurement Manager, 360-487-8429

Motion approved the request.

5. Interagency Agreement with Washington Department of Ecology for Pollution Prevention Assistance

Staff Report 011-21

Summary

Washington Department of Ecology recently awarded \$105,000 to the City of Vancouver to participate in the Pollution Prevention Assistance Partnership overseen by Washington Department of Ecology Hazardous Waste and Toxics Reduction Program.

The City of Vancouver Public Works Department conducts inspections in accordance with VMC 14.26 of industries that manage large quantities of hazardous materials. These industries typically utilize in-house environmental professionals to properly manage materials and educate employees.

These grant funds allows the City to focus efforts to small generators who do not have in-house expertise by offering technical assistance and education, providing spill kits, and offering voluntary waste audits.

The funds will also be used to conduct webinars and develop marketing materials for pollution prevention tips expanding Wash Right campaign and Safe Pest Control workshops to Vancouver residents and businesses. These programs provide environmentally responsible information for pressure washing and pest control that protect surface and ground water resources.

Request: Authorize the City Manager or his designee to to execute an Interagency Agreement with the State of Washington, Department of Ecology to disburse grant funds to conduct pollution prevention activities per the Agreement.

Annette Griffy, Engineering Program Manager 360-487-7190; Kris Olinger, Senior Civil Engineer 360-487-7188

Motion approved the request.

6. Amendments to VMC Title 14

Staff Report 012-21

AN ORDINANCE related to the sewer and surface water utility user charges, amending Vancouver Municipal Code Sections 14.04.190, 14.04.230 and 14.09.060; providing for a savings clause, and providing for an effective date.

Summary

Staff continually proposes code updates, clarifications, and changes as needed. The reasons for the changes included with this ordinance are as follows:

- Section 14.04.190 (K) 2 - Increases maximum customer emergency assistance from \$200 to \$400 per household to keep pace with recent rate increases. The amount has not been adjusted since 2011. Adds a provision to allow for future increases to be done administratively.*
- Section 14.04.230 (A) 1 - Decreases the single-family fixed sewer rates to be based on an average monthly usage of 8 CCF from 10 CCF when no usage history is available. This reduction better reflects usage trends over the past several years.*
- Section 14.04.230 (A) 2 - Updates language for calculating residential year-round sewer usage based on winter average to reflect current utility billing business practices and policies. Updated text to be gender neutral.*
- Section 14.04.230 (A) 4 - Adjusts septage rate from \$140.00 to \$155.00 per 1,000 gallons to reflect operating and capital increases since 2019. Removes references to tipping fees, Clark County Health District, and Septic System Preventative Maintenance Program since they are no longer applicable. Adds sentence back into ordinance allowing annual administrative adjustments to the septage rate. The sentence was inadvertently left off the November 2020 ordinance update.*
- Section 14.09.060 (C) 2 - Adds sentence back into ordinance clarifying how the surface water rate is calculated for mobile homes. The sentence was inadvertently left off the November, 2020 ordinance update.*
- Clarifies that Phase 1, Phase 2, or Secondary Permittees qualify for surface water rate reductions provided certain criteria are met as listed in the ordinance.*

Request: Approve ordinance on first reading, setting date of second reading and public hearing for Monday, January 25, 2021.

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

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

Motion approved the request.

7. **Approval of Claim Vouchers**

Request: Approve claim vouchers for January 11, 2021.

Motion approved claim vouchers for January 4, 2021, in the amount of \$2,981,412.74.

Citizen Forum

Mayor McEnemy-Ogle opened the Citizen Forum and received the following testimony:

- Cathryn Chudy, Vancouver, urged the City to actively support state legislation that addresses the climate crisis.
- Peter Bracchi, Vancouver, expressed concerns about unauthorized camping and safety issues in Arnold Park.
- Don Steinke, Vancouver, urged the Council to oppose fossil fuel terminal projects in the Pacific Northwest and support the Clean Fuel Standard legislation being considered by the Washington Legislature.
- Alona Steinke, Vancouver, urged the Council to support legislative priorities to reduce carbon emissions, including the Clean Fuel Standard, the Healthy Homes and Buildings Act, and Growth Management Act amendments that promote affordable housing and reduction of traffic.
- Janice Ritter, Vancouver, stated she was grateful for upgrades to DuBois Park, but asked the City to rethink development policies regarding E McLoughlin Blvd, the Heights District, and the Westside Bike Mobility project.
- Peter Fels, Vancouver, urged the Council to take actions and implement policies now to reduce carbon emissions and reduce homelessness.
- Teresa Hardy, Vancouver, urged the City to implement a faster timeline in reviewing and adopting a climate action plan and take interim actions now to reduce emissions.
- Glen Yung, Vancouver, urged the City to engage the public on the Multifamily Tax Exemption program and provide for more transparent discussion regarding the program.

There being no further testimony, Mayor McEnemy-Ogle closed the Citizen Forum.

Adjournment

7:14 p.m.

DocuSigned by:



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Anne McEnerny-Ogle, Mayor

Attest:

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Natasha Ramras, City Clerk

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