



City Council Meeting Minutes

Vancouver City Hall | Council Chambers | 415 W. 6th St.
PO Box 1995 | Vancouver, WA 98668-1995
cityofvancouver.us

Anne McEnerny-Ogle, Mayor • Bart Hansen • Ty Stober • Erik Paulsen • Sarah J. Fox • Diana H. Perez • Kim D. Harless

June 17, 2024

WORKSHOPS: 4:00-6:00 p.m.

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/36541?startStreamAt=0&stopStreamAt=3910

Solid Renewal Program Update

(Approximately 1 Hour)

Frank Dick, Wastewater Treatment Program Manager, 360-487-7179

Summary

Staff led Council through a discussion of the Solid Renewal Program Update.

Councilmember Fox joined the workshop remotely.

Councilmember Paulsen was absent from the workshop.

Comprehensive Plan Update

(Approximately 1 hour, to immediately follow previous workshop)

Rebecca Kennedy, Deputy Community Development Director, 360-487-7896; Dominique Martinelli, Senior Planner, 360-487-7943

Summary

Staff led Council through a discussion of the Comprehensive Plan Update.

Councilmember Fox joined the workshop remotely.

Councilmember Paulsen was absent from the workshop.

COUNCIL DINNER/ADMINISTRATIVE UPDATES (6:00 - 6:30 p.m.)

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/36543?startStreamAt=0&stopStreamAt=5426 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, Stober, Hansen, and Mayor McEnerny-Ogle

Absent: Councilmember Paulsen

Motion by Councilmember Hansen, seconded by Councilmember Stober, and approved unanimously to excuse Councilmember Paulsen.

Proclamations: Pollinator Week

Mayor McEnerny-Ogle read and presented a proclamation to Bella Padgett, Board Vice President for Vancouver Bee Project, proclaiming June 17-23, 2024, as Pollinator Week.

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
- Carmen DeLeon, Vancouver
- Jaynee Haygood, Vancouver

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

Consent Agenda (Items 1-8)

Council pulled item 7 for discussion.

Motion by Councilmember Fox, seconded by Councilmember Stober, and carried unanimously to approve items 1-6 and 8 on the Consent Agenda.

Motion by Councilmember Fox, seconded by Councilmember Hansen, and carried unanimously to approve item 7 on the Consent Agenda.

1. Construction Acceptance and Release of Retainage - 2023 Fourth Plain Curb Ramps

Staff Report: 115-24

The project included constructing ADA-compliant curb ramps, installing pedestrian push buttons and installing traffic cameras. Western United Civil Group LLC has satisfactorily completed the subject improvements in accordance with the plans and specifications.

The original construction contract amount was \$854,350.50. Quantity adjustments during construction resulted in a final contract amount of

\$812,391.23, an approximate 5% decrease in cost. The decrease in cost can be attributed to an underrun in the total flagging hours required for the project. The contractor was able to execute the work using 12% of the total flagging hours originally estimated for the project.

There was a 3% apprenticeship goal for this project which the contractor exceeded by utilizing 212 apprenticeship hours out of the total 3,486.4 project hours.

Request: On June 17, 2024, accept the 2023 Fourth Plain Curb Ramps project as constructed by Western United Civil Group LLC, of Yacolt, Washington, and authorize release of retainage bond, subject to receipt of all documentation required by law.

Bailey Smithline, Civil Engineer, 360-487-7791

Motion approved the request.

2. Construction Acceptance and Release of Retainage - 2023 Resurfacing Project

Staff Report: 116-24

This project rehabilitated streets in the Oakbrook, Marrion, Fircrest, Vancouver Heights, Harney Heights, and Cascade Highlands Neighborhoods. It also included paving section of Evergreen Hwy, McLoughlin Blvd, E 18th St, Fort Vancouver Way, NE 58th St and NE 49th St. The work involved approximately 21.3 lane miles of asphalt concrete pavement and 31,000 tons of asphalt concrete mix.

Granite Construction Company of Vancouver, Washington has satisfactorily completed the subject improvements in accordance with the plans and specifications. The original contract amount was \$6,266,266.00. The final construction cost was \$6,283,590.23, an increase of approximately 0.3% from the original bid amount. This increase can be attributed to minor variations in bid item quantities.

There was an apprenticeship requirement of 5% for this project. To fulfill the apprenticeship requirement the contractor needed a minimum of 476 hours. The contractor successfully met the apprenticeship goal by delivering a total of 1200 apprenticeship hours for the project, yielding an actual apprenticeship utilization rate of 13%.

Request: On June 17, 2024, accept the 2023 Resurfacing project as constructed by Granite Construction Company, of Vancouver, Washington, and authorize release of retainage in the amount of \$314,179.51, subject to receipt of all documentation required by law.

Bailey Smithline, Civil Engineer, 360-487-7791

Motion approved the request.

3. **Bid Award - Esther Short Bell Tower and Pumphouse Repairs Projects - ITB #24-31**

Staff Report: 117-24

In response to the need for restoration and repairs for both the Esther Short Bell Tower and Pumphouse, the City hired FFA Architecture & Interiors to develop an assessment and design repairs and reconstruction. ITB #24-31 was created to solicit contractors to execute the construction of the necessary repairs.

On May 14, 2024, the City released an Invitation to Bid for the Esther Short Bell Tower and Pumphouse Repair Projects.

On June 11, 2024, the City received two bids for the subject projects. One bidder was deemed to be non-responsive.

Lee Contractors, LLC. provided the required experience criteria of structural steel replacement and repairs, shoring, masonry work and electrical work. Thus, Lee Contractors, LLC. was determined to be the lowest responsive, responsible bidder for this solicitation.

The bids are as follows:

Bidder	Amount
2KG Contractors, Inc., Portland, OR	Non-Responsive
Lee Contractors, LLC, Battle Ground, WA	\$1,833,194.71
Engineer's Estimate with Tax	\$1,803,452.00

The contractor intends to exceed the 4% apprenticeship goal by utilizing 360 apprenticeship hours of the total 3870 project hours.

Request: On June 17, 2024, award a construction contract for the Esther Short Bell Tower and Pumphouse Repair Projects to the lowest responsive and responsible bidder, Lee Contractors, LLC. of Battle Ground, WA at their bid price of \$1,833,194.71, which includes Washington State sales tax, and authorize the City Manager, or designee, to execute the contract.

Jean Singer, Capital Projects Division Manager, 360-487-7755; Michelle Murie, Construction Project Coordinator, 360-487-8647

Motion approved the request.

4. **Contract Amendment - Contract #100771 for Raymond Shaffer**

Community Park

Staff Report: 119-24

Amenities currently offered at Shaffer Park include a chip loop trail with benches around grassy open areas and groves of large evergreen trees. To upgrade Shaffer Park to the community park standard, a master plan was developed that provides additional amenities and improvements. Through a 2-year community engagement campaign the master plan has been refined to include: a large, paved loop path with pedestrian lighting, fully inclusive play area, splash play area, sport courts, dog off-leash area, two Portland Loo restrooms, two picnic shelter areas, pavilion, soft-surface loop trail, bike pump track, nature play area, native planting areas, meadow with mounds and street frontage improvements.

Throughout the master plan process, the community has prioritized maintaining the natural setting of Shaffer Park to whatever extent is possible. It is considered a green oasis in a rapidly developing part of the City, and there is a strong desire to maintain that feeling. Safety, comfort and accessibility were also identified as high priorities by community members. There was community concern around the size and location of the parking lot required to serve a developed community park. PRCS worked closely with the City's Transportation and Community Developments to provide the most direct and accessible street frontage along NE 58th Street. The street frontage would include: widening the road along the park to accommodate parallel parking including accessible spaces, a bike path pulled into the park elevated from the road, sidewalk and street lighting. These street improvements were presented to neighbors at the final open house to ensure the plan met the park needs while responding to community concerns. There was broad appreciation for the planned street improvements, especially the sidewalk and bike lane components.

A comprehensive, 2-year community engagement campaign informed the master plan design and Phase 1 development. People participated in community engagement activities both online and in-person. Materials were provided in English, Spanish, Russian and Ukrainian. The community broadly supports the master plan and Phase 1 development plan and is excited for Phase 1 construction to begin. The Parks and Recreation Advisory Committee reviewed and approved the master plan and Phase 1 development plan during the February 21, 2024, commission meeting.

Complete implementation of the master plan will happen in phases, as funding becomes available. PRCS worked with the community to outline the first phase of development, which will include a variety of amenities that will maintain and enhance the site's natural features while inviting more people to use the park. Phase 1 development is anticipated to include: street frontage improvements along NE 58th Street, large, paved loop path with pedestrian lighting, dog off-leash area and a nature play area. Construction is anticipated to begin on Phase 1 development in early 2025.

Request: Authorize the City Manager to execute Amendment 1 of the contract with Site Workshop Landscape Architecture by \$279,622.00 for a new contract amount of \$452,202.00 for permit documents, plans, specifications, estimating, bidding

support, construction administration and closeout support for Shaffer Community Park. Also, authorize the City Manager to amend this contract as needed, including the contract amount for up to an additional 10% of the new contract value per Amendment #1.

Roman Gutierrez, Park Developer, 360-487-8320

Motion approved the request.

5. Professional Service Agreement - RFQ 16-24 Construction Inspection Services for Two Transportation Projects

Staff Report: 120-24

The City is planning multiple Public Works construction projects for 2024 and 2025. The number and scope of these projects is considerably more than what our department has faced in preceding years. As such, Public Works is proposing to augment our construction inspection staff with additional inspectors to be provided by private engineering consultant firms. These inspectors will be assigned to two large transportation projects slated for construction in 2024-25, namely: SE 1st Street From 177th Avenue to 192nd Avenue and NE 137th Avenue from 49th Street to Fourth Plain Boulevard.

On February 23, 2024, a Request for Qualifications (RFQ #16-24) was issued by the City for transportation construction inspection. Along with standard advertising, firms from the MRSC list, which include veteran-, minority-, and women-owned firms, were notified of the solicitation. The City received responses from three firms. Responses were evaluated for responsiveness, team qualifications, team experience, and project approach.

Based on the submittal and evaluation process, MacKay Sposito of Vancouver, Washington was chosen to provide construction inspection services for the SE 1st Street, Phase 2 project. The amount of the contract will not exceed \$311,177.10 and will be billed on a time and material basis in accordance with the attached scope and fee schedule.

Similarly, PBS Engineering and Environmental, Inc. of Vancouver, Washington was chosen to provide construction inspection services for the NE 137th Avenue project. The amount of the contract will not exceed \$558,960.00 and will be billed on a time and material basis in accordance with the attached scope and fee schedule.

Request: Authorize the City Manager or designee to execute Professional Service Agreements in an amount of \$311,177.10 with MacKay Sposito, and in an amount of \$558,960.00 with PBS Engineering and Environmental, Inc.

Ryan Lopossa, Transportation Division Manager, 360-487-7706

Motion approved the request.

6. Professional Service Agreement - RFQ 4-24 Construction Management and Inspection Services for the Main Street Promise Project

Staff Report: 121-24

The City is planning multiple Public Works construction projects for 2024 and 2025. The number and scope of these projects is considerably more than what our department has faced in preceding years. As such, Public Works is proposing to augment our construction staff with additional engineers and inspectors to be provided by private engineering consultant firms.

On March 13, 2024, a Request for Qualifications (RFQ #4-24) was issued by the City for construction engineering and inspection. Along with standard advertising, firms from the MRSC list, which include veteran-, minority-, and women-owned firms, were notified of the solicitation. The City received responses from five firms. Responses were evaluated for responsiveness, team qualifications, team experience, and project approach.

Based on the submittal and evaluation process, MacKay Sposito of Vancouver, Washington was chosen to provide construction engineering and inspection services for the Main Street Promise Project. The amount of the contract will not exceed \$2,569,528.00 and will be billed on a time and material basis in accordance with the attached scope and fee schedule.

Request: Authorize the City Manager or his designee to execute a Professional Service Agreement in the amount of \$2,569,528.00 with MacKay Sposito of Vancouver, WA.

Ryan Lopossa, Transportation Division Manager, 360-487-7706

Motion approved the request.

7. Interlocal agreement between the City of Vancouver and Clark County for receipt and disbursement of Registered Sex Offender Monitoring Address Verification Program (RSO) grant funding from the Washington Association of Sheriffs and Police Chiefs

Staff Report: 123-24

In June 2023, the Washington Association of Sheriffs and Police Chiefs allocated \$258,375 in State funding to Clark County and its cities to

enhance law enforcement monitoring of registered kidnapping and sex offenders required by state law (RCW 9A.44.130). Law enforcement officers must provide face-to-face verification at a registered sex offender's place of residence every 3-12 months based on the level of offense. The Clark County Sheriff's Office coordinates and maintains the sex offender registry and database entries for the public website for all sex offenders within the county. Vancouver Police is responsible for monitoring registered sex offenders and kidnapping offenders who live within the city of Vancouver.

Law enforcement monitoring and address verification programs reduce and prevent crime in two ways. First, police monitoring serves as a deterrent for future crimes, as registry violations may result in arrest, prosecution, and sentencing for any new offenses. Second, police monitoring provides updated information for Washington State's registry database and public website, providing tools to enhance public safety through community awareness and notification.

The Clark County Sheriff's Office has provided an interlocal agreement with the City of Vancouver effective July 1, 2023 – June 30, 2024, disbursing \$98,012.86 for police overtime, training and equipment to support sex offender monitoring and compliance with State law.

Request: Authorize the City Manager, or designee, to execute an interlocal agreement with Clark County for disbursement of grant funds by Clark County for Vancouver Police overtime, training and equipment to support sex offender monitoring and compliance with State law.

Jeff Mori, Vancouver Police Chief, Daphine Harris, Finance and Logistics Supervisor

Motion approved the request.

8. Approval of Claim Vouchers

Request: Approve claim vouchers for June 17, 2024.

Motion approved claim vouchers in the amount of \$4,730,739.89.

Public Hearings (Item 9-11)

9. 2024 Charter Review Committee Recommendations

Staff Report: 114-24

A RESOLUTION to submit to the voters of the City of Vancouver a proposal to amend Article X, Sections 10.03 and 10.04 of the City Charter removing language referencing physical paper and indelible signatures that would

prevent the acceptance of electronic signature on petitions.

The City of Vancouver's charter requires a committee of 15 residents be appointed at least every five years to review the charter and make recommendations to the City Council on potential changes. The 2024 Charter Review Committee held seven meetings between October 2023 and April 2024 and recommended five amendments to the charter for consideration by the City Council.

The County Elections Office raised concerns about the language for one of the proposed amendments and requested additional clarifying language be added, specifying that the proposed amendment language would go into effect once legal under state law. Council remanded the amendment back to staff to add clarifying language.

The proposed amendment is:

Section 10.03 Petitions and Committees and 10.04 Filing and Certifying – Removing language referencing paper and indelible signatures that would prevent the acceptance of electronic signature on petitions.

Request: On June 17, 2024, adopt Resolution 4 and place the proposed amendment to the City of Vancouver's charter on the November 5, 2024, general election ballot.

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

Aaron Lande, Policy and Program Manager, provided an overview of the 2024 Charter Review Committee Recommendations.

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

- Kimberlee Goheen Elbon, La Center, WA
- Carmen DeLeon, Vancouver

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

Motion by Councilmember Stober, seconded by Councilmember Fox, and carried unanimously to approve Resolution M-4282.

10. **2025-2030 Transportation Improvement Program Adoption**

Staff Report: 122-24

A RESOLUTION adopting the City of Vancouver's Comprehensive Six-Year

Transportation Improvement Program for 2025-2030 and the City's Arterial Street System and Classification Map.

The 2025–2030 TIP presents a transportation development program that supports implementation of the City's adopted comprehensive plan. The project lists clearly identify those projects and programs that are intended to receive funding from the sources approved as part of the street funding strategy. The TIP can be amended at any time by Council action, if needed.

The TIP also provides updates to the Arterial Classification Map. This year no changes to the map are proposed, but staff will be reviewing street typologies in the coming year and changes may be incorporated into next year's arterial map update.

This year's update includes several changes, many of which came from the TMC:

- Begin transforming the TIP into a true 6-year plan (eventually removing projects outside the 6-year horizon). Projects outside the 6-year horizon will reside on the City's Capital Facilities Plan (CFP), which is currently being updated as part of the comprehensive plan update. Until the comprehensive plan is adopted, the unfunded list of projects will include near-term (within the 6-year horizon) and long-term (beyond the 6-year horizon) projects.*
- Updated project prioritization scoring tool to match the Transportation System Plan (TSP) methodology. Staff will continually evaluate scoring criteria/methodology each year to ensure outcomes match citywide policies and goals.*
- Integrated TSP projects into the TIP as needed.*
- Added justification for why projects were removed from last year's TIP (starting on page 33).*
- Added a scoring matrix to the TIP prioritization section of the TIP (page 31).*
- No proposed changes to the arterial map this year. The map may be updated next year based on staff's review of street typologies in the coming year.*

On May 7, 2024, the TMC unanimously voted to recommend adoption of the 2025-2030 TIP to the City Council.

Request: On June 17, 2024, following a public hearing, adopt a resolution approving the proposed 2025-2030 Transportation Improvement Program and the Arterial Street System and Classification Map.

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

Chris Malone, Public Works Finance and Asset Manager, provided an overview of the 2025-2030 Transportation Improvement Program Adoption.

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

- Kimberlee Goheen Elbon, La Center, WA

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

Motion by Councilmember Stober, seconded by Councilmember Perez, and carried unanimously to approve Resolution M-4283.

11. **Amendments to the Procurement Ordinance, Vancouver Municipal Code 3.05**

Staff Report: 112-24

AN ORDINANCE of the City of Vancouver relating to the amendment of procurement policies and requirements set forth in Vancouver Municipal Code (VMC) Section 3.05; adopting legislative findings; amending VMC Sections 3.05.040, 3.05.240, and 3.05.330 to reflect recent changes in state law and procurement needs; providing for severability; and setting an effective date of July 1, 2024.

The City updated its procurement ordinance in 2010, 2012, 2016, and 2023. In 2023, the State legislature modified the small works roster program and eliminated the limited works roster process, which requires amendments to the City's procurement ordinance. In addition, staff determined a new special market condition should be added to the ordinance because of the City's specific procurement needs regarding internet service providers. Proposed changes include:

- *Section 3.05.040 Special Market Conditions: Add internet services to market conditions exempt from the procurement process.*
- *Section 3.05.240 When Bids are Required for Public Works and Improvements: Update language consistent with 2023 legislative updates.*
- *Section 3.05.330 Small Works Roster- Limited Works: Update language consistent with 2023 legislative updates.*

Staff recommends approving the amended City Procurement Ordinance, Vancouver Municipal Code (VMC) Chapter 3.05.

Request: On Monday, June 17, 2024, subject to second reading and public hearing, approve the amended City Procurement Ordinance, Vancouver Municipal Code (VMC) Chapter 3.05.

Anna Vogel, Procurement Manager, 360-487-8429

Anna Vogel, Procurement Manager, provided an overview of the Amendments to the Procurement Ordinance, Vancouver Municipal Code 3.05.

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

- Kevin Lux, Vancouver
- Kimberlee Goheen Elbon, La Center, WA

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-4451.

Communications

A. From the Council

B. From the Mayor

C. From the City Manager

Homeless Emergency Response Update #7

Jamie Spinelli, Homeless Response Manager, discussed the Homeless Emergency Response Update #7.

City Council Policy Update

Jonathan Young, City Attorney, discussed the City Council Policy Update.

Adjournment

7:59 p.m.

DocuSigned by:
Anne McEnerny-Ogle
6C89D9089EC8424...
Anne McEnerny-Ogle, Mayor

Attest:

DocuSigned by:
Natasha Ramras
493E940414AE4BD...

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 Council](#)
To: [Dollar, Sarah](#)
Subject: FW: Written comments for City Council meeting
Date: Monday, June 17, 2024 8:49:41 AM

From: [REDACTED] <[REDACTED]>
Sent: Saturday, June 15, 2024 7:08 AM
To: City Council <council@cityofvancouver.us>
Subject: Written comments for City Council meeting

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.

This is absolutely an issue and request that I do not agree with, to spend this amount of money for this particular problem is unfathomable, counseling and a job and or education should be enough to send them on their way to bettering their lives. We taxpayers have enough on our plates and not to add more problems and issues on it. I am totally against this project!

Georgiann Cain

From: [Wynn Grich](#)
To: [Rebecca Messinger](#); [Harris, Rep. Paul](#); [Dollar, Sarah](#); [Reform Clark County - Rob Anderson](#)
Subject: toxic water
Date: Tuesday, June 11, 2024 7:36:49 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.



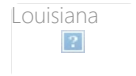
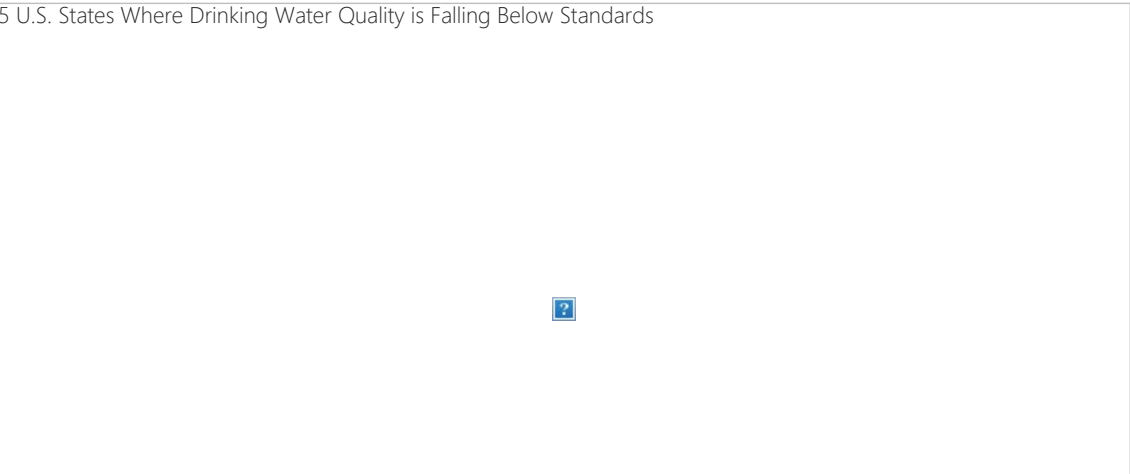
Counting My Pennies

Follow

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5 U.S. States Where Drinking Water Quality is Falling Below Standards

Story by Mary Austin • 1w



Washington (W.A.)©flickr

While Washington boasts a seemingly plentiful water supply, agricultural runoff and failing septic systems threaten water quality in some rural communities. A 2022 Washington Department of Ecology (Ecology) report identified 217 public water systems with violations.

Send to council members and Melneck. Put on Public Record and confirm that you did. thanks from Wynn