

RECORD OF PROCEEDING OF CITY COUNCIL

CITY OF BELLINGHAM, WASHINGTON

COUNCIL CHAMBERS, CITY HALL
Monday, October 14, 2013, 07:00 PM
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REGULAR MEETING

Called To Order The meeting was called to order by Council President Seth Fleetwood who led the Pledge of Allegiance.

Roll Call

Present:

Jack Weiss, Council Member, First Ward
Cathy Lehman, Council Member, Third Ward
Stan Snapp, Council Member, Fourth Ward
Michael Lilliquist, Council Member, Sixth Ward
Seth Fleetwood, Council Member, At Large

Excused:

Gene Knutson
Council Member
Second Ward
Terry Bornemann
Council Member
Fifth Ward

ANNOUNCEMENT(S)

- There will be a series of worksessions of the Committee of the Whole regarding the Waterfront District Subarea Plan and related documents, 9:00 AM to 12:00 PM, in City Council Chambers on the following dates: October 28 & November 4.
- There will be a series of worksessions of the Committee of the Whole regarding the City of Bellingham 2014 Preliminary Budget in the Mayor's Boardroom on the following dates as part of the regular Council Meeting schedule: October 28; November 4; November 18 and December 9. Please refer to the agendas for those meetings for the approximate starting times. In addition, there may be two Committee of the Whole worksessions added to the schedule on November 25 and December 2 to begin at 1:00 PM in the Mayor's Boardroom.

Bellingham City Council meets all requirements of the State of Washington Open Meetings Act.

APPROVAL OF MINUTES

SNAPP / WEISS moved approval of the September 30, 2013 minutes of the regular City Council meeting as submitted.
MOTION CARRIED 4-1, LEHMAN abstained.

15 - MINUTE PUBLIC COMMENT PERIOD

Ken Holmes expressed frustration that the city is spending too much money and questioned a possible city tax increase.

Betsy Pernotto disagreed with placing industrial zoning on the waterfront and explained that not all industrial jobs are living wage jobs. There is a large affordability gap in Bellingham between the cost of housing and wages and a living wage should reflect the cost of housing in the area. The cost of housing has increased rapidly in the past year and she feels that there should be a living wage zone on the waterfront and it should be indexed to inflation.

Dennis Lane, Executive Director, Whatcom Community Television and Communications addressed public access television and asked the City Council, and the citizens of Bellingham to join in taking the next step in helping to create VOX PUBLICO, a Public Voice - a public access television station.

Chris Johnson, Business Agent for Labor Local 292 and Vice President of the Northwest Washington Central Labor Council. He supports union living wage jobs on the waterfront and feels a Community Benefits Agreement would be a good way to insure that the community gets what it needs out of the property. It would allow a wide range of community groups a conduit to have their needs and desires addressed, the public will benefit and it would provide accountability to developers and local government.

Yoshé Revelle is concerned about easier access to alcohol especially for students and cited the riot on the Western Washington University (WWU) campus.

Matt Petryni shared his concerns about the riot at WWU. While people need to take responsibility for their own actions, he noted that more and more students have been forced off campus and are living in poorly maintained rental houses where it's hard to have ownership. He feels we need to figure out a way to foster better ownership and better bridge the divide between community and students.

Carly Roberts, President, Associated Students of Western Washington University read a Resolution Regarding the Riot of October 12th, 2013, which resolved:

- the Students of Western Washington University condemn the violent and deplorable events that occurred on October 12th, 2013;
- the Students of Western Washington University thank the Bellingham Police Department for their continuing leadership as well as the Whatcom Sheriff's Department, Washington State Patrol and Western Campus Police for their fair, calm and organized response to the events of Saturday, October 12th;
- the AS Board of Directors and the Western student body, who are outraged at the lawless and destructive behavior that occurred on the night of October 12th, offer their most ardent and sincere apologies to the Bellingham community on behalf of any Western Washington University students who may have been involved; and
- the students of Western Washington University re-affirm their commitment to being engaged and contributing members of the Bellingham community.

PUBLIC HEARING(S)

AB20143 1. 2013 Water System Plan update approval

"A RESOLUTION APPROVING THE CITY OF BELLINGHAM 2013 WATER SYSTEM PLAN."

Council President Fleetwood opened the public hearing.

Matt Petryni commended the city on the work that is being done on conservation. Some things to consider as this plan is moving forward are some of the limitations that will be placed on us in terms of water quantity. Namely, we have an adjudication going forward from the Lummi Nation to the Department of Interior that might place restrictions on water planning in Whatcom County in the future. Additionally, we continue to face the threat of climate change. He supports the continuing acquisition program and feels overall, that this is a good plan.

Written record will remain open until final action. Action will be taken at October 28, 2014 meeting.

REPORTS OF COMMITTEES

Council Standing Committee Meetings:

Committee of the Whole

Seth Fleetwood, Chair

Jack Weiss, Gene Knutson, Cathy Lehman, Stan Snapp, Michael Lilliquist, Terry Bornemann

AB20063 1. Continuation of Review of the Waterfront District Sub-Area Plan and related documents

Discussion and direction to staff during committee. Information only.

Committee of the Whole continued after committee reports.

Planning and Community Development

Jack Weiss, Chair

Michael Lilliquist; Gene Knutson

AB20144 1. Resolution approving the 2013 HUD Action Plan Amendment allocating federal funds from HUD for low and moderate income citizens of Bellingham

“A RESOLUTION RELATING TO THE MODIFICATION OF THE 2013 ACTION PLAN OF THE 2013-2017 CONSOLIDATED PLAN, THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND HOME INVESTMENT PARTNERSHIP PROGRAM FUNDS AND DIRECTING THE MAYOR TO SUBMIT THE MODIFICATION OF 2013 ACTION PLAN TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.”

WEISS / LILLIQUIST moved final approval of Resolution #2013-18. MOTION CARRIED 5-0.

AB20145 2. Resolution adopting Housing Levy Awards and Administrative and Financial Plan amendments

“A RESOLUTION AMENDING THE LOW INCOME HOUSING ADMINISTRATIVE AND FINANCING PLAN REGARDING THE USE AND EXPENDITURE OF HOUSING LEVY FUNDS AUTHORIZED BY THE VOTERS IN PROPOSITION NO. 1, LOW-INCOME HOUSING LEVY.”

WEISS / SNAPP moved final approval of Resolution #2013-19. MOTION CARRIED 5-0.

Lake Whatcom Reservoir and Natural Resources

Cathy Lehman, Chair

Michael Lilliquist; Stan Snapp

AB20146 1. Report from the October 7, 2013 Lake Whatcom Policy Group meeting

Report presented during committee. Information only.

Committee Of The Whole - Continued

1. Approval of City Council Committee and/or Special Meeting minutes

None submitted at evening meeting.

2. Old/New business

Mayor Linville appreciated the resolution presented by the Associated Students of Western Washington University and the quality of the student/community connection.

Committee of the Whole continued after Executive Session.

Executive Session – Report and action only.

1. Tentative Agreement 106S 2011-2013 Collective Bargaining Agreement: Staff provided an update on the ratification of the IAFF Local 106S bargaining agreement for 2011-2013.

SNAPP / LEHMAN moved to authorize the agreement with the IAFF Local 106S with the following terms:

Term: 3 years
Wages: 0% 2011
2% January 1, 2012
2% January 1, 2013
1% July 1, 2013

Additional Item: Increase the Administrative premium from 4.5% to 5%, effective 1/1/2012 to match 106.

Benefits: Premium sharing:

- Regence HealthFirst - increase dependent premium share by 50% to 15%, effective 1/1/2013;
- Group Health - no change (10% dependent premium share)
- High Deductible Health Plan with Health Savings Account added as a third option, effective 1/1/2014.

MOTION CARRIED 5-0.

2. Labor Relations: Staff provided an update on labor negotiations. Direction given. No action taken.

Committee Of The Whole - Continued

AB20142 1. Worksession regarding the 2014 Preliminary Budget

Presentation made during committee. Information only.

MAYOR'S REPORT

1. Standing time for briefings, updates and reports to Council by the Mayor, if needed.
Information only.

Mayor Linville reported:

- she had attended the Washington Tech Cities meeting at Microsoft, and
- the city will testify at the Senate Transportation Committee on October 15, 2013.

AB20147 2. Mayor's appointment of Becca Shew to the Design Review Board for Council's approval

SNAPP/ LILLQUIST moved to authorize the Mayor's appointment of Becca Shew to the Design Review Board, term ending October 14, 2017. MOTION CARRIED 5-0.

AB20148 3. Mayor's appointment of Lynette Felber and Mary Rossi, and reappointment of Sarah Campbell to the Historic Preservation Commission for Council's approval

SNAPP / LEHMAN moved to authorize the Mayor's appointment of Lynette Felber and Mary Rossi, terms ending October 14, 2016; and the reappointment of Sarah Campbell, term ending March 1, 2016 to the Historic Preservation Commission. MOTION CARRIED 5-0.

AB20149 4. Mayor's reappointment of James Gebhardt and Tim Hostetler to the Transportation Commission for Council's approval

SNAPP / LEHMAN moved to authorize the Mayor's reappointment of James Gebhardt and Tim Hostetler, to the Transportation Commission, terms ending October 19, 2016. MOTION CARRIED 5-0.

AB20150 5. Mayor's appointment of Michael Singletary, Catherine Chambers, Molly Monahan and Dan Hammill to the Community Development Advisory Board for Council's information

Information only.

AB20151 6. Mayor's appointment of Keith Coleman to the Tourism Commission for Council's information

Information only.

CONSENT AGENDA

All matters listed on the Consent Agenda are considered routine and/or non-controversial items and may be approved in a single motion. A member of the Council may ask that an item be removed from the Consent Agenda and considered separately.

AB20152 1. Bid Award for Police Uniforms, Bid #63B-2013

AB20153 2. Bid Award for Detritor Cover installation, Bid #59-B-2013

AB20154 3. Authorization to enter into an Easement Agreement with the Washington State Department of Natural Resources necessary to construct the interim action for the R.G. Haley site

AB20155 4. Resolution setting the 2014 City Council Meeting Schedule

Res. 2013-20 "A RESOLUTION FIXING THE TIMES AND DATES OF THE 2014 REGULAR MEETINGS OF THE BELLINGHAM CITY COUNCIL BEGINNING JANUARY 6, 2014."

AB20156 5. Authorization of checks issued for pay period September 20, 2013 through September 26, 2013

AB20157 6. Authorization of checks issued for pay period September 27, 2013 through October 3, 2013

AB20158 7. Authorization to enter into an Easement Agreement with the Port of Bellingham necessary to construct the interim action for the R.G. Haley site

SNAPP / LEHMAN moved approval of the Consent Agenda in its entirety. MOTION CARRIED 5-0.

FINAL CONSIDERATION OF ORDINANCES

AB20127 1. AN ORDINANCE OF THE CITY OF BELLINGHAM, WASHINGTON AUTHORIZING ACCEPTANCE OF DONATIONS OF MONEY AND PROPERTY

LILLIQUIST / SNAPP moved approval for third and final reading. Upon motion, said bill was placed on final passage and approved by the following roll call vote:

AYES: FLEETWOOD, LEHMAN, LILLIQUIST, SNAPP, WEISS

NAYS:

ABSTENTIONS:

EXCUSED: KNUTSON, BORNEMANN

MOTION CARRIED 5-0 and was thereafter named **Ordinance #2013-10-074**

AB20128 2. AN ORDINANCE OF THE CITY OF BELLINGHAM ACCEPTING DONATION TO ASSIST THE FAMILIES OF FIREFIGHTERS KILLED OR DISABLED IN THE LINE OF DUTY

SNAPP / LEHMAN moved approval for third and final reading. Upon motion, said bill was placed on final passage and approved by the following roll call vote:

AYES: FLEETWOOD, LEHMAN, LILLIQUIST, SNAPP, WEISS

NAYS:

ABSTENTIONS:

EXCUSED: KNUTSON, BORNEMANN

MOTION CARRIED 5-0 and was thereafter named **Ordinance #2013-10-075**

AB20135 3. AN ORDINANCE RELATING TO THE 2013 BUDGET RECLASSIFYING ONE POSITION IN THE PUBLIC WORKS DEPARTMENT, FACILITIES FUND, WHERE NO ADDITIONAL APPROPRIATION OR REALLOCATION OF FUNDS IS REQUESTED

SNAPP / LILLIQUIST moved approval for third and final reading. Upon motion, said bill was placed on final passage and approved by the following roll call vote:

AYES: FLEETWOOD, LEHMAN, LILLIQUIST, SNAPP, WEISS

NAYS:

ABSTENTIONS:

EXCUSED: KNUTSON, BORNEMANN

MOTION CARRIED 5-0 and was thereafter named **Ordinance #2013-10-076**

AB20136 4. AN ORDINANCE RELATING TO THE 2013 BUDGET APPROPRIATING \$228,828.00 OF EXPENDITURES IN THE GENERAL FUND RELATED TO THE STATE DEPARTMENT OF COMMERCE AND FEDERAL DEPARTMENT OF ENERGY FUNDS

SNAPP / WEISS moved approval for third and final reading. Upon motion, said bill was placed on final passage and approved by the following roll call vote:

AYES: FLEETWOOD, LEHMAN, LILLIQUIST, SNAPP, WEISS

NAYS:

ABSTENTIONS:

EXCUSED: KNUTSON, BORNEMANN

MOTION CARRIED 5-0 and was thereafter named **Ordinance #2013-10-077**

AB20137 5. AN ORDINANCE RELATING TO THE 2013 BUDGET APPROPRIATING AN ADDITIONAL \$35,159.00 IN THE POLICE DEPARTMENT, GENERAL FUND, AS A RESULT OF A GRANT AWARD FROM THE DEPARTMENT OF JUSTICE TO PURCHASE SOFTWARE AND THERMAL IMAGERS

SNAPP / LILLIQUIST moved approval for third and final reading. Upon motion, said bill was placed on final passage and approved by the following roll call vote:

AYES: FLEETWOOD, LEHMAN, LILLIQUIST, SNAPP, WEISS

NAYS:

ABSTENTIONS:

EXCUSED: KNUTSON, BORNEMANN

MOTION CARRIED 5-0 and was thereafter named **Ordinance #2013-10-078**

ADJOURNMENT

There being no further business, the meeting adjourned at 8:06 p.m.

Seth Fleetwood, Council President

ATTEST: Linda D. Anderson City Clerk Representative

APPROVED: 10/28/2013

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