

# RECORD OF PROCEEDING OF CITY COUNCIL

## CITY OF BELLINGHAM, WASHINGTON

**COUNCIL CHAMBERS, CITY HALL**  
**Monday, October 28, 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  
Stan Snapp, Council Member, Fourth Ward  
Terry Bornemann, Council Member, Fifth Ward  
Michael Lilliquist, Council Member, Sixth Ward  
Seth Fleetwood, Council Member, At Large

#### ***Excused:***

Gene Knutson  
Council Member  
Second Ward  
Cathy Lehman  
Council Member  
Third Ward

### **ANNOUNCEMENT(S)**

- On Monday, November 4, at 7:00 PM, in City Council Chambers, there will be a public hearing to consider the Preliminary 2014 City of Bellingham revenue forecast including the property tax levy.
- On Monday, November 4, at 7:00 PM, in City Council Chambers, there will be a public hearing to consider the long range population and employment growth forecasts that will be used for planning purposes to update the Bellingham Comprehensive Plan.
- On Monday, November 4, at 7:00 PM, in City Council Chambers, there will be a public hearing to consider surplus of property within the Waterfront District in the vicinity of Hilton Avenue, Maple Street, Roeder, West Chestnut, C Street and West Laurel. *[Cancelled; new date not determined at this time.]*
- There will be a worksession 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 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: 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**

WEISS / SNAPP moved approval of the October 14, 2013 minutes of the regular City Council meeting as submitted.  
MOTION CARRIED 4-0-1, BORNEMANN abstained.

## **15 - MINUTE PUBLIC COMMENT PERIOD**

**Ken Holmes** asked why the employee benefits package was not put into Obamacare and said the city does not have a balanced budget if taxes have to be raised.

**Peter Gunn** entertained those in the audience with a humorous commentary on a business downtown.

**Mike MacKay** discussed the need for shoreline habitat along the waterfront and showed several photos of areas that would make good pocket beaches. He asked council to consider the possibility of increasing biological staff to increase the process to establish habitat connectivity, providing consistent monitoring and developing a successful restoration strategy.

**Abe Jacobson** thanked the council for their hard work on the sub area plan for the waterfront. He feels the proposal for the Granary building as a new public market and brewpub is sad and appalling. The city is amply endowed with public markets and brewpubs and duplicative amenities such as these will rarely offer livable wages. It would really help if the city had a committed anchor tenant with a track record of livable wages and where taxpayers could see a tangible benefit.

**Carole Jacobson** said the city must secure living wages for the waterfront.

**Gaythia Weis** addressed geological hazards and climate events that need consideration as part of the waterfront redevelopment. Land area currently onshore needs to be set aside for future beaches and buffers. The city needs to think ahead. Western Washington University may be getting waterfront campus buildings as part of the Port redevelopment. The City and the Port should foster linkages with the University now.

**Yoshé Revelle** thanked everyone for any kindness they have shown today.

**George Dyson** would like to see the habitat equivalent of the Transportation Improvement Plan. There should be an identifiable sequence of events and the Master Plan should have a binding reference to the other documents. A fundamental problem with the Master Plan is, that it's only one plan - there is no Plan B, the Master Plan relies entirely on a master developer showing up.

**Wendy Harris** feels the city needs to address a conservation strategy and is moving forward without quantifiable data on the waterfront.

**Lloyd Zimmerman**, Ferndale City Council, thanked the Mayor and Council Members for their work on the waterfront and presented each with an etching he created that reflects: Einstein for intelligence; an Indian shaman for emotional intuition; a wolf signifying leader of the pack; and the duality of the wedding vase and Kokopelli representing creativity.

**Kate Blystone**, Program Director, Resources for Sustainable Communities thanked the council for their hard work on the waterfront plan. She made several recommendations: an inventory of animal and plants along the waterfront to achieve a baseline understanding of the site; a study of the affect of development activities on habitat and species, which should include physical changes as well as the greater intensity of uses on the site; quantification of current coastal processes and a robust assessment of sea level rise, planning for worst case scenario on a site-wide basis, which she said, cannot be done on a project-by-project basis.

## **REPORTS OF COMMITTEES**

### **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 during committee. Council provided direction to staff in committee. Next meeting November 4 with tentative all day meeting scheduled for November 7.

**Parks and Recreation**

Gene Knutson, Chair

Stan Snapp; Terry Bornemann

**AB20159 1.** Status report of the 6-year update of the Parks, Recreation and Open Space Plan

Presentation made during committee. Information only. Consideration of the Plan will be at a later date.

**Public Works / Public Safety**

Stan Snapp, Chair

Terry Bornemann; Gene Knutson

**AB20160 1.** Grant Award for 2013 Port Security Grant Program

Roger Christensen, Fire Chief explained that the Fire Department has been awarded a Department of Homeland Security Port Security Grant with the funds to be used to purchase a Marine Response and Firefighting Vessel. The city is currently working on an agreement with the Port but due to time constraints for accepting the grant, not all of the details of that agreement have been finalized. The city expects to provide the operational costs and splitting with the Port of Bellingham, the \$250,000.00 match for the grant, and that the Port would provide some space for the boat and maintenance of that space. Additionally, dollars for incident response may be included as the vessel would provide enhanced port security in the event of a threat or major incident, as well as fire protection.

SNAPP / BORNEMANN moved to approve the 2013 Port Security Grant Program.

Council Member Lilliquist expressed concern that the details have not been finalized on how the port and city would share the costs *[of the firefighting vessel]*.

MOTION CARRIED 4-0-1, LILLIQUIST abstained.

**AB20111 2.** Interlocal Agreement between City of Bellingham and Whatcom Council of Governments to help fund the Whatcom Smart Trips Program

SNAPP / BORNEMANN moved to authorize the Mayor to enter into an Interlocal Agreement for 2013 between the City of Bellingham and Whatcom Council of Governments for the Whatcom Smart Trips Program. MOTION CARRIED 5-0.

**AB20161 3.** Post Point Construction Update

Update presented during committee. Information only.

**AB20143 4.** 2013 Water System Plan Update approval

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

SNAPP / BORNEMANN moved final approval of **Resolution #2013-21**. MOTION CARRIED 5-0.

Council President Fleetwood closed written comment.

**Finance and Personnel**

Michael Lilliquist, Chair  
Gene Knutson; Stan Snapp

**AB20162 1.** Resolution to authorize an Interlocal Agreement with participants in Association of Washington Cities Employee Benefit Trust

“A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE ASSOCIATION OF WASHINGTON CITIES EMPLOYEE BENEFIT TRUST TO JOINTLY SELF-INSURE HEALTH PLANS AND PROGRAMS.”

LILLIQUIST / SNAPP moved final approval of **Resolution #2013-22**. MOTION CARRIED 5-0

**AB20163 2.** Financial Report - 3<sup>rd</sup> Quarter

Information only.

**Committee Of The Whole**

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

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

None submitted at evening meeting.

3. Old/New business

None presented.

*(Committee of the Whole continued after Executive Session)*

**Executive Session - Report and action only.**

1. Potential Property Sale: Staff provided information on a potential property sale. Direction given. No action taken.

2. Potential Property Acquisition: Staff provided information on the potential acquisition of 29 acres in the Lake Whatcom watershed off Lake Louise Road. The seller is Trillium Corporation and the property links with adjacent preserved properties. The purchase price is \$213,728.00

SNAPP / LILLIQUIST moved to authorize the purchase of said property at a purchase price of \$213,728.00. MOTION CARRIED 5-0.

**Committee Of The Whole - Continued**

**AB20142 4.** Worksession regarding the 2014 Preliminary Budget

Discussion during committee. Council provided direction to staff.

**MAYOR'S REPORT**

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

The Mayor reported:

- Naked Clothing has moved into the former MerchBot location on Holly Street.
- Staff is looking at the possibility of locating a satellite visitor's center in the former Stamp & Coin location.
- A letter to the Bureau of Indian Affairs has not been answered.

- EDI grant for Bakerview may be in jeopardy.
- Bakerview overpass improvements should be complete in the next two weeks and will gain about 70% additional capacity.

**AB20164 2.** Mayor's appointment of Ryan Rickerts to the Greenway Advisory Committee for Council's approval

SNAPP / LILLIQUIST moved to approve the Mayor's appointment of Ryan Rickerts to the Greenway Advisory Committee, term ending October 28, 2016. MOTION CARRIED 5-0.

**AB20165 3.** Mayor's appointment of Cheri Kilty to the Bellingham-Whatcom County Commission on Domestic Violence for Council's information

Information only.

**AB20166 4.** Mayor's reappointment of Janet Simpson as the Fairhaven Neighborhood primary representative to the Mayor's Neighborhood Advisory Commission for Council's information

Information only.

**AB20167 5.** Mayor's appointments to the Mayor's Neighborhood Advisory Commission for Barkley (Jim Brennan, Gina Urcuyo), Birchwood (Stephanie Twiford, April Barker), Columbia (Janette Kaiser, Jill MacIntyre-Witt), Cordata (Rosalie Nast) and Edgemoor (Diane MacLean, John Erickson), neighborhoods 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.

**AB20168 1.** Budget Ordinance to implement IAFF 106S 2011-2013 Labor Agreement

"AN ORDINANCE RELATING TO THE 2013 BUDGET APPROPRIATING ADDITIONAL FUNDS FROM ESTIMATED ENDING UNDESIGNATED RESERVES IN THE AMOUNT OF \$38,522.00 IN THE GENERAL FUND, \$5,427.00 IN THE PUBLIC SAFETY DISPATCH FUND AND \$14,240.00 IN THE MEDIC ONE FUND FOR THE PURPOSE OF IMPLEMENTING THE 2011 THROUGH 2013 LABOR AGREEMENT WITH IAFF LOCAL 106S."

**AB20169 2.** Interlocal Purchasing Agreement with the City of Vancouver

**AB20170 3.** An Ordinance amending the Bellingham Municipal Code 2.57.010 to update the definition of "disaster" and "emergency" to be consistent with state law

"AN ORDINANCE RELATING TO EMERGENCY SERVICES, AMENDING CURRENT SECTION 2.57.012 BY ADOPTING THE STATE LAW DEFINITION OF "EMERGENCY"."

**AB20171 4.** An Ordinance repealing Bellingham Municipal Code section 4.82.010 and 020

"AN ORDINANCE REPEALING BELLINGHAM MUNICIPAL CODE SECTIONS 4.82.010 AND 4.82.020."

**AB20172 5.** Authorization of checks issued for pay period October 4, 2013 through October 10, 2013

**AB20173 6.** Authorization of checks issued for pay period October 11, 2013 through October 17, 2013

**AB20174 7.** Authorization of checks issued for payroll September 26, 2013 through October 10, 2013

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

**FINAL CONSIDERATION OF ORDINANCES**

None

**ADJOURNMENT**

There being no further business, the meeting adjourned at 8:17 p.m.

**Seth Fleetwood, Council President**

**ATTEST: Linda D. Anderson City Clerk Representative**

**APPROVED: 11/18/2013**

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