

## **RECORD OF PROCEEDING OF CITY COUNCIL**

### **CITY OF BELLINGHAM, WASHINGTON**

Monday, November 04, 2013, 09:00 AM

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#### **Committee Meeting**

Council Chambers

#### Called To Order

#### Roll Call

##### *Present:*

Jack Weiss, Council Member, First Ward  
Gene Knutson, Council Member, Second 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

#### **PURPOSE**

#### **DISCUSSION**

##### 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

JW/ML MOVED TO RECOMMEND AMENDING PAGE 22, OF THE SUB AREA PLAN, SECTION 3.1, ENVIRONMENTAL CONSIDERATIONS POLICIES, HABITAT, BULLET #9 TO:

"Develop complex riparian vegetation along the shoreline in order to restore habitat. Where appropriate, include with designated trails and areas of focused public access to the water."

The motion carried 6-0. CL excused.

ML MOVED TO RECOMMEND AMENDING PAGE 23, OF THE SUB AREA PLAN, SECTION 3.1 ENVIRONMENTAL CONSIDERATIONS POLICIES, SHORELINES, BULLET #5 TO:

"The shoreline within the Downtown Waterfront area is designated as a Mixed-Use Shoreline Environment where the water's edge is reserved for either habitat only, or a mix of habitat and public access, . . . "

The motion was withdrawn.

ML/SS MOVED TO RECOMMEND AMENDING PAGE 22, OF THE SUB AREA PLAN, SECTION 3.1 ENVIRONMENTAL CONSIDERATIONS POLICIES, SHORELINES, BULLET #4 TO:

"The shoreline within the Log Pond area is designated as a Recreational Shoreline in the Final Draft SMP. The shoreline will be restored for either habitat only, or a mix of habitat and public access"

The motion failed 2-4. SS, TB, SF, GK opposed. CL excused.

JW MOVED TO RECOMMEND THAT STAFF REWRITE POLICIES TO CLARIFY EITHER WATERFRONT DEPENDENT OR RELATED USES THAT ARE INDUSTRIAL OR THAT ARE ALL OTHER USES INCLUDING INDUSTRIAL.

There was no second.

ML/JW MOVED TO RECOMMEND ADDING AN ADDITIONAL BULLET TO PAGE 47 OF THE SUB AREA PLAN, SECTION 5.1, CIRCULATION POLICIES THAT IDENTIFIES THE MODE SHIFT GOAL FOR THE WATERFRONT DISTRICT.

The motion carried 6-0. CL excused.

JW/ML MOVED TO RECOMMEND AMENDING PERTINENT DOCUMENTS TO REFLECT A REDUCTION IN THE TRANSPORTATION MODE SHIFT GOAL IN THE DOWNTOWN WATERFRONT AREA FROM 70% TO 50%.

ML OFFERED AN AMENDMENT TO CHANGE THE GOAL TO 66%. JW DID NOT ACCEPT.  
ML OFFERED AN AMENDMENT TO CHANGE THE GOAL TO 60%. JW ACCEPTED.

The motion failed 3-3. GK, TB, SS opposed. CL excused.

Gene Knutson was excused from the rest of the meeting.

JW/ML MOVED TO RECOMMEND AMENDING THE PREVIOUS AMENDMENT TO PAGE 36 OF THE SUB AREA PLAN, CHAPTER 4; HISTORIC AND CULTURAL RESOURCE POLICIES, BULLET #1 TO STATE:

"Review the assumptions, methodology and recommendations from the Waterfront District Adaptive Reuse Assessment dated 2009, prepared by Johnson Architecture to evaluate any proposals to demolish any of the structures identified on Figure 4-3. The review should be expanded to a full triple bottom line analysis. An updated assessment of market conditions and/or developer interest in adaptive reuse should be completed for the Granary Building, or Board Mill Building or east portion of the Alcohol Plant prior to demolition of these buildings."

The motion failed 2-3. TB, SS, SF opposed. CL, GK excused.

JW MOVED MOVE TO RECOMMEND REDUCING ALL 100-FOOT HEIGHT CEILINGS IN THE DOWNTOWN WATERFRONT AREA TO 75 FEET.

There was no second. CL, GK excused.

JW/SS MOVED TO RECOMMEND INSERTING LANGUAGE IN ALL PERTINENT DOCUMENTS AND AGREEMENTS TO REFER THAT THERE WILL BE NO HOUSING OR INDUSTRIAL COMPONENT AT THE CORNWALL BEACH AREA AND TO LIMIT COMMERCIAL DEVELOPMENT TO 30,000 SF.

The motion failed 2-3. TB, SF, ML opposed. CL, GK excused.

JW MOVED TO RECOMMEND REQUESTING THE ADMINISTRATION TO MODIFY PERTINENT DOCUMENTS AND AGREEMENTS TO DELETE REFERENCES TO A COMMERCIAL ST BRIDGE AND A COMMERCIAL ST GREEN AND TO INSERT LANGUAGE AND NEW TRANSPORTATION MAPS TO SHOW WATERFRONT ACCESS FROM BAY STREET.

There was no second.

JW MOVED TO RECOMMEND REQUESTING THE ADMINISTRATION MODIFY PERTINENT DOCUMENTS AND AGREEMENTS TO CREATE A TOWN SQUARE PARK AREA EQUIVALENT TO THE CURRENTLY PROPOSED COMMERCIAL ST GREEN LOCATED BETWEEN BAY ST AND COMMERCIAL ST CLOSER TO THE BLUFFS THAN THE WATER EDGE.

There was no second.

TB MOVED TO RECOMMEND APPROVAL OF THE SUB AREA PLAN AS AMENDED.

There was no second.

JW/ML MOVED TO RECOMMEND REVISION OF THE STAFF PROPOSAL FOR WORDING FOR THE SUSTAINABILITY SECTION ON PAGE 29, AND THE HISTORIC SECTION ON PAGE 36 OF THE SUB AREA PLAN TO "ENCOURAGE THE ADAPTIVE REUSE OF EXISTING BUILDINGS IF AN ASSESSMENT OF FINANCIAL, ENVIRONMENTAL AND SOCIAL FACTORS SHOW POSITIVE BENEFITS OF KEEPING THE BUILDING. NEW BUILDINGS SHOULD BE BUILT UTILIZING METHODS THAT WILL ALLOW EASY ADAPTIVE REUSE IN THE FUTURE IF THE BUILDING USES CHANGE OVER TIME."

The motion failed 2-3. ML, SF, TB opposed. CL, GK excused.

#### Finance and Personnel

Michael Lilliquist, Chair

Gene Knutson; Stan Snapp

Gene Knutson excused. Terry Bornemann appointed

AB20179 1. Approval for Mayor to enter into a Department of Ecology loan for Squaticum Creek re-route, Phase II

Presented by: Ted Carlson, Public Works Director

Renee LaCroix, Public Works Ecology and Restoration Manager

SS/TB MOVED TO RECOMMEND APPROVAL. ML concurred.

ML/SS MOVED FINAL APPROVAL OF RESOLUTION #2013-23. MOTION CARRIED 5-0. Gene Knutson, Cathy Lehman excused.

AB20053 2. Worksession on applications of Business & Occupation tax on medical providers

Presented by: Brian Henshaw, Mayor's Office Executive Coordinator  
Matt Stamps, Assistant City Attorney  
Bill Brady, Certified Public Accountant, MPAcc-Tax  
Chris Phillips, PeaceHealth St. Joseph Director for Community Affairs

SS/TB MOVED TO RECOMMEND APPROVAL OF OPTION #2. ML concurred.

ML/TB MOVED TO DIRECT STAFF TO PREPARE AN ORDINANCE USING OPTION #2; AND TO SCHEDULE A PUBLIC HEARING. MOTION CARRIED 5-0. Gene Knutson, Cathy Lehman excused.

Committee Of The Whole

Seth Fleetwood, Chair

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

Gene Knutson, Cathy Lehman excused.

AB20180 1. Economic Development review with Associate Development Organization

Presented by: John Michener, Port of Bellingham Economic Development Specialist  
Dodd Snodgrass, Port of Bellingham Economic Development Specialist  
Mayor Kelli Linville

INFORMATION ONLY

AB20181 2. Staff briefing on proposed State changes to medical marijuana rules

Presented by: Alan Marriner, Assistant City Attorney  
Kurt Nabbefeld, Senior Planner

INFORMATION ONLY

AB20182 3. State Legislative Agenda

Presented by: Mayor Kelli Linville  
Jeff Thomas, Planning and Community Development Director

JW/TB MOVED TO RECOMMEND APPROVAL. MOTION CARRIED 4-1. ML opposed.

DIRECTION TO STAFF TO ADVANCE THE JOINT LEGISLATIVE AGENDA AS DISCUSSED DURING

COMMITTEE.

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

The October 14 Committee Meeting Minutes were submitted for approval.

JW/SS MOVED APPROVAL. The motion carried 4-0-0.

5. Old/New business

Vanishing Ice Exhibit

Terry Bornemann reported he had attended the opening of the new exhibit at the Museum. The exhibit is wonderful and he encouraged everyone to see it while it is in Bellingham.

At 2:59 PM Council President Fleetwood adjourned the meeting to Executive Session to hear the following: Executive Session Closed to the public. Report in the Regular Meeting only:

1. Potential Property Sale - (Marriner – Approx. 15 min.)
2. Potential Litigation- (Ruffatto – Approx. 20 min.)

The meeting was called back to order and adjourned to the Mayor's Boardroom at 4:20 PM

Committee Of The Whole - in the Mayor's Boardroom

Seth Fleetwood, Chair

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

Gene Knutson, Cathy Lehman excused.

AB20142 1. Worksession regarding the 2014 Preliminary Budget

INFORMATION ONLY.

**ADJOURNMENT**

\_There being no further business the meeting was adjourned at 5:00 PM

**Seth Fleetwood, Council President**

**ATTEST: J. Lynne Walker, Executive Assistant to the Bellingham City Council**

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