

CITY COUNCIL AGENDA FOLLOW UP: November 18, 2013

Call to Order	
<p><u>Announcements & Upcoming Meetings:</u></p> <ul style="list-style-type: none"> On Monday, November 25th, at 1:00 PM, in the Mayor's Boardroom, there will be a Committee of the Whole Worksession regarding the 2014 Preliminary Budget. On Monday, December 2nd, at 7:00 PM, in City Council Chambers, there will be a public hearing to consider the proposed 2014 Budget Ordinance. <p>Bellingham City Council meets all requirements of the State of Washington Open Meetings Act.</p>	
<u>Pledge Of Allegiance</u>	
Led by Council President Fleetwood.	
<u>Roll Call</u>	
All present.	
<u>Approval Of Minutes</u>	APPROVED
BORNEMANN / WEISS moved approval of the October 28, 2013 and November 4, 2013 minutes of the regular City Council meetings as submitted. MOTION CARRIED 5-0-2, KNUTSON, LEHMAN abstained.	
<u>15-Minute Public Comment Period</u>	
<u>Public Hearing</u>	
<p>AB20186 1. Resolution to declare certain real property surplus to the City of Bellingham</p> <p>“A RESOLUTION OF THE CITY OF BELLINGHAM DECLARING CERTAIN REAL PROPERTY SURPLUS.”</p> <p>Public hearing held. BORNEMANN / SNAPP moved to continue to Committee of the Whole worksession on December 2, 2013. MOTION CARRIED 7-0.</p>	Public hearing held. Continued to COW 12/2/13.
<p>AB20187 2. An Ordinance to amend the BMC to clarify the density bonus provisions currently allowed for multi-family developments in portions of the King Mountain Neighborhood</p> <p>“AN ORDINANCE AMENDING BELLINGHAM MUNICIPAL CODE (BMC) 20.38.050 B. 3. DENSITY AND BMC 20.00.095 KING MOUNTAIN NEIGHBORHOOD TABLE OF ZONING REGULATIONS CLARIFYING AND ADDING DENSITY BONUS PROVISIONS FOR MULTI-FAMILY PLANNED DEVELOPMENTS.”</p> <p>Public hearing held. KNUTSON / BORNEMANN moved approval for first and second reading. MOTION CARRIED 7-0.</p>	Public hearing held. 1st & 2nd APPROVED
<p>AB20188 3. Resolution to authorize two amendments to the City's Shoreline Master Program [SMP]</p> <p>“A RESOLUTION AUTHORIZING THE CITY OF BELLINGHAM TO FORWARD PROPOSED AMENDMENTS TO BELLINGHAM MUNICIPAL CODE (BMC) TITLE 22, SHORELINE MASTER PROGRAM TO THE DEPARTMENT OF ECOLOGY FOR REVIEW AND APPROVAL.”</p> <p>Public hearing held. BORNEMANN / SNAPP moved final approval of Resolution. Superseded by motion to</p>	Public hearing held. Postponed to COW 12/2/13.

postpone. WEISS / LILLIQUIST moved to postpone to Committee of the Whole on December 2, 2013. MOTION CARRIED 5-2, KNUTSON, BORNEMANN opposed.	
Council Standing Committee Meetings:	
<u>Public Works / Public Safety</u> Stan Snapp, Chair Terry Bornemann; Gene Knutson	
AB20189 1. Approval for Mayor to enter into Ecology Grant Agreement for NPDES Costs and Project Engineering SNAPP / KNUTSON moved to authorize the Mayor to enter into the 2013-15 Municipal Stormwater Capacity Grant with the Washington State Department of Ecology. MOTION CARRIED 7-0.	APPROVED
AB20190 2. Ordinance appropriating funds from Ecology Grant #G1400239 into the SSWU Fund for NPDES Activities and Project Engineering “AN ORDINANCE RELATING TO THE 2013 BUDGET INCREASING REVENUE IN THE PUBLIC WORKS DEPARTMENT, STORM AND SURFACE WATER FUND, BY \$170,000.00 AS A RESULT OF A GRANT FROM THE DEPARTMENT OF ECOLOGY FOR NPDES ACTIVITIES AND PROJECT ENGINEERING AND APPROPRIATING RELATED EXPENDITURES.” SNAPP / KNUTSON moved approval for first and second reading. MOTION CARRIED 7-0.	1st & 2nd APPROVED
AB20191 3. Bid Award for 2013 Sewer Replacement Project, EU-0163, Bid # 73B-2013 SNAPP / BORNEMANN moved to award Bid No. 73B-2013 for 2013 Sewer Replacement Project to Interwest Construction Inc. of Burlington, Washington as the lowest responsive, responsible bidder and to authorize the Mayor to enter into a contract with them for the amount of their bid which is \$973,404.15, which includes WSST. MOTION CARRIED 7-0.	APPROVED
<u>Planning and Community Development</u> Jack Weiss, Chair Michael Lilliquist; Gene Knutson	
AB20177 1. Consideration of a recommendation to Whatcom County regarding new population and employment growth forecasts to be used to update the Bellingham Comprehensive Plan WEISS / KNUTSON moved to recommend adoption of a high projection number for population allocation for Bellingham. MOTION CARRIED 6-1, LILLIQUIST opposed. WEISS / BORNEMANN moved to recommend adoption of the high projection numbers for employment allocation for Bellingham. MOTION CARRIED 7-0. WEISS / BORNEMANN proposed language to staff to convey the city’s policy direction to Whatcom County justifying the recommendation of high projection numbers. MOTION CARRIED 7-0.	DIRECTION TO STAFF
<u>Parks and Recreation</u> Gene Knutson, Chair Stan Snapp; Terry Bornemann	
AB20192 1. Budget Ordinance to amend the 2013 Budget appropriating \$45,000 from Estimated Ending Undesignated Reserves in the Golf Course Fund to pay for repairs and maintenance at the Golf Course “AN ORDINANCE AMENDING THE 2013 BUDGET APPROPRIATING \$45,000.00 FROM ESTIMATED ENDING UNDESIGNATED RESERVES IN THE GOLF COURSE FUND FOR REPAIRS AND MAINTENANCE AT THE GOLF COURSE.”	1st & 2nd APPROVED

<p>KNUTSON / SNAPP moved approval for first and second reading. MOTION CARRIED 7-0.</p>	
<p>AB20193 2. An Ordinance amending the 2013 Budget recognizing a \$150,000 Grant from the Washington State Recreation and Conservation Office Aquatic Land Enhancement Account for shoreline improvements at Bloedel Donovan Park</p> <p>“AN ORDINANCE RELATING TO THE 2013 BUDGET INCREASING REVENUE IN THE PUBLIC WORKS DEPARTMENT, WATER FUND, BY \$150,000.00 AS A RESULT OF A GRANT FROM THE STATE OF WASHINGTON AQUATIC LANDS ENHANCEMENT ACCOUNT FOR DEVELOPMENT AND RESTORATION OF THE SHORELINE AT BLOEDEL DONOVAN PARK, AND PLACING THIS AMOUNT IN ESTIMATED ENDING UNDESIGNATED RESERVES.”</p>	<p>1st & 2nd APPROVED</p>
<p>KNUTSON / SNAPP moved approval for first and second reading. MOTION CARRIED 7-0.</p>	
<p>AB20194 3. Squalicum Creek Park Phase Three construction project update</p> <p>Information only.</p>	<p>Information only.</p>
<p><u>Lake Whatcom Reservoir and Natural Resources</u> Cathy Lehman, Chair Michael Lilliquist; Stan Snapp</p>	
<p>AB20195 1. Aquatic Invasive Species Program Update</p> <p>Information only.</p>	<p>Information only.</p>
<p><u>Committee Of The Whole</u> Seth Fleetwood, Chair Jack Weiss, Gene Knutson, Cathy Lehman, Stan Snapp, Michael Lilliquist, Terry Bornemann</p>	
<p>AB20196 1. Closed Record Hearing to consider a petition to vacate an unnamed right-of-way north of West Bakerview Road between Pacific Highway and Dover Street</p> <p>“AN ORDINANCE RELATING TO THE VACATION OF AN UNNAMED EAST WEST RIGHT-OF-WAY GENERALLY LOCATED NORTH OF WEST BAKERVIEW ROAD BETWEEN ARTIC AVENUE AND PACIFIC HIGHWAY ALL WITHIN THE CITY OF BELLINGHAM.”</p> <p>Council President Fleetwood reported that council voted unanimously during the Closed Record Hearing to accept the Findings of Fact, Conclusions and Recommendations of the Hearing Examiner and approve the vacation of an unnamed right-of-way north of West Bakerview Road between Pacific Highway and Dover Street subject to the dedication of new right-of-way. Payment for the vacation of the subject right-of-way is not required. MOTION CARRIED 7-0.</p> <p>Peter Ruffatto, City Attorney read an amendment to the ordinance, after “Now Therefore, The City of Bellingham Does Ordain”:</p> <p>“<u>Section 1.</u></p> <p>The vacation is approved, subject to the dedication of the new rights-of-way for Arctic Avenue between the subject right-of-way and Division Street/Mahogany Avenue and additional width of Dover Street between West Bakerview Road and the subject right-of-way, as proposed and shown in Attachment 2.”</p> <p>LILLIQUIST / KNUTSON moved approval for first and second reading as amended. MOTION CARRIED 7-0.</p>	<p>Closed Record Hearing Report 1st & 2nd APPROVED</p>
<p>AB20197 2. Army Street Memorandum of Agreement</p> <p>Council President Fleetwood reported that the council has requested a discussion as part of the Budget worksession on November 25th and further consideration of the Memorandum of Agreement will be on December 2, 2013.</p>	<p>DIRECTION TO STAFF</p>

<p style="text-align: center;">3. Approval of City Council Committee and/or Special Meeting minutes</p> <p>None submitted at evening meeting.</p>	
<p style="text-align: center;">4. Old/New business</p> <p>Council President Fleetwood reported that a recommendation on Mode Shift had been set at 60% and that motion passed 5-2.</p> <p>Council also requested that staff go to the Port of Bellingham to further discuss jointly agreed upon goals for wages and habitat assessment.</p> <p>Council Member Weiss feels there should be another public hearing on the waterfront. Council Member Knutson pointed out that there have been 87 meetings since 1997, with regard to the waterfront and he would not support another public hearing.</p> <p>Council Member Weiss attended the Whatcom Community College open house for their nursing program.</p> <p>Council Member Lilliquist reported on the Bellingham Technical College Fisheries open house.</p>	
<p><i>(Committee of the Whole will continue with a Budget worksession following Executive Session)</i></p>	
<p>Executive Session – Report and action only.</p>	
<p>1. Litigation: <i>Newlun v. City of Bellingham, et al.</i>: Staff provided information on a litigation matter. Information only. No action taken.</p>	No action
<p>2. Potential Litigation: Cancelled.</p>	Cancelled
<p>Committee Of The Whole Seth Fleetwood, Chair Jack Weiss, Gene Knutson, Cathy Lehman, Stan Snapp, Michael Lilliquist, Terry Bornemann</p>	
<p>AB20142 5. Worksession regarding the 2014 Preliminary Budget</p> <p>Discussion during worksession. Direction to staff.</p>	DIRECTION TO STAFF
<p>Mayor's Report</p>	
<p style="text-align: center;">1. Standing time for briefings, updates and reports to Council by the Mayor, if needed. Information only.</p>	
<p>AB20198 2. Mayor's reappointment of John Stewart to the Design Review Board for Council's approval.</p> <p>SNAPP / BORNEMANN moved to authorize the Mayor's reappointment of John Stewart to the Design Review Board, term ending September 25, 2016. MOTION CARRIED 7-0.</p>	APPROVED
<p>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.</p>	
<p>AB20199 1. Resolution setting an additional Committee Meeting and Regular Meeting date for December 2, 2013</p> <p>Res. 2013-24 "A RESOLUTION ESTABLISHING ADDITIONAL COMMITTEE MEETINGS AND REGULAR MEETING OF THE BELLINGHAM CITY COUNCIL, DECEMBER 2, 2013."</p>	Res. 2013-24 (Consent Agenda)
<p>AB20200 1. Budget Ordinance for an amendment to allow for receipt and spending of a grant from Washington Auto Theft Prevention Authority in the amount of \$32,900</p> <p>"AN ORDINANCE RELATING TO THE 2013 BUDGET APPROPRIATING AN ADDITIONAL \$32,900.00 IN THE POLICE DEPARTMENT, GENERAL FUND, AS A RESULT OF A</p>	(Consent Agenda)

GRANT AWARD FROM THE WASHINGTON AUTO THEFT PREVENTION AUTHORITY TO PURCHASE AN AUTOMATED LICENSE PLATE RECOGNITION SYSTEM.”	
AB20201 2. Authorization of checks issued for pay period October 25, 2013 through October 31, 2013	(Consent Agenda)
AB20202 3. Authorization of checks issued for pay period November 1, 2013 through November 7, 2013	(Consent Agenda)
AB20203 4. Authorization of checks issued for payroll October 26, 2013 through November 8, 2013 KNUTSON / BORNEMANN moved approval of the Consent Agenda in its entirety. MOTION CARRIED 7-0.	CONSENT AGENDA APPROVED IN ITS ENTIRETY
Final Consideration of Ordinances	
AB20176 1. AN ORDINANCE OF THE CITY OF BELLINGHAM, WASHINGTON RELATING TO THE LEVYING OF TAXES AND ESTABLISHING THE AMOUNT TO BE RAISED IN 2014 ON THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE CITY. WEISS / 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: BORNEMANN, FLEETWOOD, KNUTSON, LEHMAN, LILLIQUIST, SNAPP, WEISS NAYS: ABSTENTIONS: MOTION CARRIED 7-0 and was thereafter named Ordinance #2013-11-082	Ord. 2013-11-082 APPROVED
Adjournment	
There being no further business, the meeting adjourned at 10:55 p.m.	
Next City Council Meeting: Monday December 2, 2013	