

CLERK OF THE COUNCIL

Dana Brown-Davis, C.M.C.

COUNTY COURTHOUSE

311 Grand Avenue, Suite #105
Bellingham, WA 98225-4038
(360) 778-5010



COUNCILMEMBERS

Timothy Ballew II
Barbara Brenner
Rud Browne
Barry Buchanan
Todd Donovan
Tyler Byrd
Satpal Sidhu

WHATCOM COUNTY COUNCIL

**COUNCIL AGENDA
FOR JUNE 5, 2018**

MEMBERS OF OUR COMMUNITY WHO REQUIRE
SPECIAL ASSISTANCE TO PARTICIPATE IN OUR
MEETINGS ARE ASKED TO CONTACT OUR OFFICE AT
LEAST 96 HOURS IN ADVANCE

AS A COURTESY TO ALL MEETING ATTENDEES,
CELLULAR PHONE USE IS PROHIBITED IN
THE COUNCIL CHAMBERS

ACCESSIBLE PARKING IS AVAILABLE NEAR THE
COURTHOUSE SOUTH ENTRANCE

OUR REGULAR COUNCIL MEETINGS CAN BE VIEWED LIVE AT
<https://www.youtube.com/user/WhatcomCountyGov>
AND ARE ALSO BROADCAST ON BTV10 (COMCAST CHANNEL 10)
AT 7 P.M. ON THE TWO WEDNESDAYS FOLLOWING EACH
TUESDAY EVENING COUNCIL MEETING

PLEASE VISIT US AT WWW.CO.WHATCOM.WA.US FOR THE FOLLOWING:

COUNCIL MEETING AUDIO AND VIDEO
COUNCIL OFFICE EMAIL POLICY
CURRENT COUNCIL AGENDA
CURRENT COUNCIL PACKET
PUBLIC NOTICES
1979 - 2018 ORDINANCES
1979 - 2018 RESOLUTIONS
1984 - 2018 COMMITTEE MINUTES
1979 - 2018 COUNCIL MINUTES

UPCOMING MEETINGS AND EVENTS:

JUNE 12, 2018

10:30 A.M. – SURFACE WATER WORK SESSION
GARDEN LEVEL CONFERENCE ROOM, 322 N. COMMERCIAL STREET

7 P.M. – COUNCIL CRIMINAL JUSTICE AND PUBLIC SAFETY COMMITTEE LISTENING TOUR
FAIRHAVEN MIDDLE SCHOOL, 110 PARK RIDGE ROAD, BELLINGHAM

TODAY'S SCHEDULE:

10:30 A.M. – FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

1 P.M. – PUBLIC WORKS AND HEALTH COMMITTEE

2:30 P.M. – PLANNING AND DEVELOPMENT COMMITTEE

IMMEDIATELY FOLLOWING PLANNING AND DEVELOPMENT COMMITTEE (NO LATER THAN 3:30 P.M.) –
SPECIAL COMMITTEE OF THE WHOLE

IN ACCORDANCE WITH WHATCOM COUNTY CODE SECTIONS 2.02.040 AND 2.02.060, THE FOLLOWING RULES APPLY DURING COUNCIL AND COUNCIL COMMITTEE MEETINGS:

Section 2.02.040 Meetings – General rules.

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E. All council and council committee meetings shall be conducted pursuant to The American Institute of Parliamentarians Standard Code of Parliamentary Procedure, latest edition, except when in conflict with the standing rules of the council.

...

L. During an open session or public hearing, audience members will be given three minutes to address the council.

M. Cell phones shall be silenced and cell phone conversations shall be prohibited within the confines of the council chambers during meetings.

N. Placards, signs, applause, or other distractions shall not be allowed in the council chambers without the consent of the council chair.

O. Any person making personal, impertinent, or slanderous remarks, or who becomes boisterous, while attending a council or council committee meeting may be requested to leave the meeting and may be forthwith, by the presiding officer, barred from further audience before the council during that meeting.

2.02.060 Meetings – Decorum of debate.

A. Any councilmember desiring to speak shall first be recognized by the chair, and shall confine his or her remarks to the specific subject under consideration or to be considered. The councilmember who has proposed a motion or the committee member who has presented a report shall be allowed the first opportunity to explain the motion or report, and usually is allowed to speak last on it. No member or small group of members shall be permitted to monopolize the discussion on a question. If a member has already spoken and other members wish to speak, they should be recognized in preference to the member who has already spoken on a question.

B. Councilmembers shall address each other as "councilmember" and the council chair shall be addressed as "chair."

C. Staff members, presenters, and the general public shall be addressed as Mr., Mrs., Ms., or by their official or honorary title.

D. When two or more councilmembers desire to speak at the same time, the chair shall name the member who shall have the floor.

E. When a councilmember is speaking, no other member shall hold discourse which may interrupt the speaker except to raise a point of order. The chair should insist that every member be attentive to the business before the assembly.

F. Councilmembers shall have time to explain any motion they intend to make. All motions will begin with the words, "I move" and must receive a second prior to being put to a vote.

G. When it appears that all councilmembers who wish to speak have done so, the chair shall inquire, "Is there any further discussion?" If there is not, the question is put to a vote.

H. To bring a question to immediate vote, a councilmember may move to close debate. If more than one motion is pending, the motion to close debate should specify the pending motions to which it applies (main motion, motion to amend, etc.). The motion to close debate cannot interrupt a speaker, is not debatable, and requires an affirmative vote by two-thirds of the councilmembers in attendance. The motion to close debate should be used in moderation, as members cannot be expected to maintain interest in an organization if they are frequently denied the right to participate in its deliberations.

COUNCIL COMMITTEE SCHEDULES

FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

Members: Rud Browne, Tyler Byrd, Satpal Sidhu

10:30 a.m. Tuesday, June 5, 2018

Council Chambers, 311 Grand Avenue

County Executive's Report

Committee Discussion and Recommendations to Council

1. Ordinance amending Whatcom County Code 3.08, Purchasing System (AB2018-160)
Pages 1 - 5
2. Ordinance establishing Whatcom County Code 1.32, adopting rules regarding compliance with Chapter 42.56 RCW, Public Records Act (AB2018-155)
Pages 6 - 10
3. Request authorization for the County Executive to award Bid #18-18, enter into a contract between the Whatcom County Flood Control Zone District and Iverson Earth Works, LLC for the Marine Drive Levee Repair in the amount of \$197,549.42, and request Council to approve the increase in the estimated capital cost of the Marine Drive levee repair from \$200,000 to \$300,000, and authorize the County Executive to execute contracts up to the increased estimated capital cost (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors) (AB2018-166)
Pages 11 - 29
4. Request authorization for the County Executive to enter into a contract amendment between Whatcom County Flood Control Zone District and Whatcom Conservation District to provide additional funding and to extend the period of performance to support the Whatcom County Pollution Identification and Correction Program, in the amount of \$181,700, for a total amended contract amount of \$535,066 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors) (AB2018-167)
Pages 30 - 51
5. Resolution authorizing the County Executive to act as the authorized representative on behalf of Whatcom County for Washington State Recreation and Conservation Office Washington Wildlife and Recreation Farmland Preservation Project Grants (AB2018-168)
Pages 52 - 57
6. Request authorization for approval of PUD No. 1's request for EDI funding in the amount of \$1.6 million as recommended by the EDI Board in support of the Grandview/Northgate Water Supply Pipeline Project, as a loan in the amount of \$800,000, and a grant in the amount of \$800,000 (AB2018-169)
Pages 58 - 80

Council "Consent Agenda" Items

1. Request authorization for the County Executive to enter into a contract between Whatcom County and Opportunity Council to provide partial support for 24/7/365 facility-based staffing at 22 North, a forty-unit apartment building supplying affordable, permanent supportive housing for individuals experiencing behavioral health and other health problems and who have a history of homelessness, in the amount of \$250,000 (AB2018-170)
Pages 81 - 95

2. Request authorization for the County Executive to enter into a contract between Whatcom County and Opportunity Council to provide rental assistance, utility assistance, and essential needs for recipients of the Washington State Department of Commerce Housing and Essential Needs Program, in the amount of \$1,087,355 (AB2018-171)
Pages 96 - 112
3. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Tetra Tech to provide additional funds to supplement the original engineering services contract to accommodate an enlarged project area for the design of the Birch Bay Drive Outfall Improvements Project, in the amount of \$25,302, for a total amended contract amount of \$83,810 (AB2018-172)
Pages 113 - 120

Other Business

PUBLIC WORKS AND HEALTH COMMITTEE

Members: Tim Ballew, Barbara Brenner, Barry Buchanan

1 p.m. Tuesday, June 5, 2018

Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion with Public Works staff to provide background of the upcoming Lummi Island Ferry Advisory Committee recommendation of the level-of-service for the Lummi Island Ferry System (AB2018-173)
Page 121
2. Discussion of a proposed resolution authorizing use and establishing expenditure authority for Point Roberts Transportation Benefit District Tax Revenue Funds for Tye Drive streetscape corridor landscape maintenance (Council acting as the governing body for the Point Roberts Benefit District; resolution scheduled for introduction this evening) (AB2018-174)
Pages 122 - 132

Other Business

PLANNING AND DEVELOPMENT COMMITTEE

Members: Barbara Brenner, Tyler Byrd, Todd Donovan

2:30 p.m. Tuesday, June 5, 2018

Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion of a proposed ordinance adopting amendments to the Point Roberts and Wiser Lake LAMIRD requirements (ordinance scheduled for introduction this evening) (AB2018-177)
Pages 133 - 154

Other Business

SPECIAL COMMITTEE OF THE WHOLE

Immediately Following Planning and Development Committee (no later than 3:30 p.m.)

Tuesday, June 5, 2018

Council Chambers, 311 Grand Avenue

Committee Discussion

1. Direction on Comprehensive Plan amendments requested by Council through Resolution 2018-015 relating to the Cherry Point Urban Growth Area (AB2018-076C)
Pages 155 - 160

Other Business

COUNCIL AGENDA

REGULAR COUNCIL MEETING
7 p.m. Tuesday, June 5, 2018
Council Chambers, 311 Grand Avenue

CALL TO ORDER
ROLL CALL
FLAG SALUTE
ANNOUNCEMENTS

If you will be handing out paperwork to councilmembers, please give one copy to the clerk for our office files. Thank you.

PUBLIC HEARINGS

Audience members who wish to address the council during a public hearing are asked to sign up at the back of the room before the meeting begins. The council chair will ask those who have signed up to form a line at the podium. Each speaker should state his or her name for the record and will be given three minutes to address the council. Council staff will keep track of time limits and inform speakers when they have thirty seconds left to conclude their comments. When a large group of individuals supports the same position on an issue, we encourage the selection of one or two representatives to speak on behalf of the entire group.

1. Ordinance amending Whatcom County Code 8.11, Solid Waste Recycling and Collection District, and Whatcom County Code 8.10, Solid Waste and Residential Recycling Collection regarding solid waste collection in Point Roberts (AB2018-146B)
Pages 161 - 175
2. Ordinance adopting amendments to Whatcom County Code Title 2 Administration and Personnel; Title 9 Public Peace, Morals and Welfare; Title 15, Building and Construction; Title 16 Environment; Title 20 Zoning; Title 21 Land Division Regulations; Title 23 Shoreline Management Program; Title 24 Health; and creating a new Title 22 Land Use and Development Procedures; to relocate and revise procedures for land use and used development related project permits and legislative actions (AB2018-056)
Pages 176 – 428

OPEN SESSION (20 MINUTES)

During open session, audience members can speak to the council on any issue not scheduled for public hearing. Each speaker should state his or her name for the record and will be given three minutes to address the council. Council staff will keep track of time limits and inform speakers when they have thirty seconds left to conclude their comments.

CONSENT AGENDA

Items under this section of the agenda may be considered in a single motion. Councilmembers have received and studied background material on all items. Committee review has taken place on these items, as indicated. Any member of the public, administrative staff, or council may ask that an item be considered separately.

(From Finance and Administrative Services Committee)

1. Request authorization for the County Executive to enter into a contract between Whatcom County and Opportunity Council to provide partial support for 24/7/365 facility-based staffing at 22 North, a forty-unit apartment building supplying affordable, permanent supportive housing for individuals experiencing behavioral health and other health problems and who have a history of homelessness, in the amount of \$250,000 (AB2018-170)
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OTHER ITEMS

(From Finance and Administrative Services Committee)

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Pages 58 - 80

EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Per Whatcom County Code 2.03.070(B), the council must confirm or reject executive appointments within 30 days of submission to the council. County code deems the appointee confirmed if council does not take action within this time.

1. Request confirmation of the County Executive's reappointment of Georgiann Dustin, Shirley Forslof, and Joan Fortune to the Northwest Senior Services Board (AB2018-175)
Pages 429 - 430

2. Request confirmation of the County Executive's appointment of Collin Van Slyke to the Development Standards Technical Advisory Committee (AB2018-176)
Pages 431 - 434

INTRODUCTION ITEMS

Council action will not be taken. The council may accept these items for introduction (no action) in a single motion. Changes, in terms of committee assignment for example, may be made at this time.

1. Resolution authorizing use and establishing expenditure authority for Point Roberts Transportation Benefit District Tax revenue funds for Tye Drive streetscape corridor landscape maintenance (Council acting as the governing body for the Point Roberts Benefit District) (AB2018-174)
Pages 122 - 132
2. Ordinance adopting amendments to the Point Roberts and Wiser Lake LAMIRD requirements (AB2018-177)
Pages 133 - 154
3. Ordinance amending the Whatcom County Budget, eighth request, in the amount of \$44,642 (AB2018-178)
Pages 435 - 444
4. Ordinance amendment No. 1 to Ordinance No. 2017-046 establishing the Triage Center Expansion Fund and establishing a project based budget for the Triage Center Expansion project (AB2018-179)
Pages 445 - 458
5. Ordinance authorizing an interfund loan to continue financing of Central Plaza Building (AB2018-180)
Pages 459 - 461

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN

The next regular council meeting is scheduled for 7 p.m. June 19, 2018, in the County Council Chambers, 311 Grand Avenue.