

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 APRIL 24, 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

TODAY'S SCHEDULE:

9:30 A.M. – SPECIAL COMMITTEE OF THE WHOLE, COUNCIL CHAMBERS

11 A.M. – FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE, COUNCIL CHAMBERS

1:15 P.M. – COMMITTEE OF THE WHOLE, COUNCIL OFFICE CONFERENCE ROOM

1:45 P.M. – CRIMINAL JUSTICE AND PUBLIC SAFETY COMMITTEE, COUNCIL CHAMBERS

2:15 P.M. – PUBLIC WORKS AND HEALTH COMMITTEE, COUNCIL CHAMBERS

3 P.M. – PLANNING AND DEVELOPMENT COMMITTEE, COUNCIL CHAMBERS

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

COUNCIL COMMITTEE SCHEDULES

SPECIAL COMMITTEE OF THE WHOLE
9:30 a.m. Tuesday, April 24, 2018
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion of a proposed ordinance repealing Ordinance Nos. 2018-001 and 2018-005 and adopting amendments to the Whatcom County Comprehensive Plan and the Whatcom County Code Title 15 Buildings and Construction, Title 20 Zoning, Title 21 Land Division Regulations, and Title 24 Health Code, relating to water resources and implementing ESSB 6091 (ordinance scheduled for introduction this evening) (AB2018-129)
Pages 1 - 68

Committee Discussion and Recommendation to Council

1. Resolution recognizing the roles and duties of Whatcom County, the WRIA 1 Planning Unit, and the WRIA 1 initiating governments regarding water resources planning under RCW 90.82 and ESSB 6091 (AB2018-114)
Pages 69 - 73

Other Business

FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE
Members: Rud Browne, Tyler Byrd, Satpal Sidhu
11 a.m. Tuesday, April 24, 2018
Council Chambers, 311 Grand Avenue

County Executive's Report

Special Presentations

1. Update from Whatcom Events on the Ski to Sea Race (AB2018-017)
Page 74
2. Presentation of Bellingham Whatcom Tourism results for 2017 by President and CEO Sandy Ward (AB2018-017)
Page 75
3. Semiannual report from Human Resources (AB2018-066)
Page 76

Committee Discussion and Recommendations to Council

1. Ordinance amending Ordinance No. 2014-081 (establishment of the Agate Heights/Estate Bay Lane Storm Water Improvement Fund and establishment of a project based budget for Agate Heights Estate/Bay Lane Storm Water Improvements), for a second time to add \$528,219 of expenditure authority, for a total amended project budget amount of \$1,308,219 (AB2018-126)
Pages 77 - 82
2. Ordinance amending the Whatcom County Budget, sixth request, in the amount of \$2,836,591 (AB2018-127)
Pages 83 - 125

3. Resolution amending the 2018 Whatcom County Flood Control Zone District and Subzones Budget, second request, in the amount of \$750,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors) (AB2018-128)
Pages 126 - 135

Council "Consent Agenda" Items

1. Request approval for the County Executive to have the Sheriff's Office purchase a satellite communication system for the communications van as a result of RFP#18-21 from vendor TacSat Networks Inc., in the amount of \$54,999 (AB2018-135)
Pages 136 - 140
2. Request approval for the County Executive to enter in to an interlocal cooperative purchasing agreement with Jefferson County to utilize Jefferson County's competitively bid contracts for purchases of supplies, goods, services, and equipment, per RCW Chapter 39.34 (AB2018-136)
Pages 141 - 144

Other Business

COMMITTEE OF THE WHOLE

**1:15 p.m. Tuesday, April 24, 2018
Council Office Conference Room, 311 Grand Avenue**

Committee Discussion

1. Discussion with Public Works staff regarding a potential property acquisition (AB2018-018)
[Discussion of this item may take place in executive session (closed to the public) pursuant to RCW 42.30.110 (1)(b)]
Page 145

Other Business

CRIMINAL JUSTICE AND PUBLIC SAFETY COMMITTEE

**Members: Barry Buchanan, Tyler Byrd, Satpal Sidhu
1:45 p.m. Tuesday, April 24, 2018
Council Chambers, 311 Grand Avenue**

Special Presentation

1. Annual report from District Court Probation (AB2018-066)
Page 146

Other Business

PUBLIC WORKS AND HEALTH COMMITTEE

**Members: Tim Ballew, Barbara Brenner, Barry Buchanan
2:15 p.m. Tuesday, April 24, 2018
Council Chambers, 311 Grand Avenue**

Special Presentation

1. Presentation from Safe Storage PNW (AB2018-139)
Page 147

Committee Discussion

1. Discussion of proposed ordinance establishing a 25 mph speed limit on certain Birch Bay area roads (ordinance scheduled for introduction this evening) (AB2018-137)
Pages 148 - 155

2. Discussion of proposed ordinance creating a "Golf Cart Zone" on certain roads in the Birch Bay area (ordinance scheduled for introduction this evening) (AB2018-125)
Pages 156 - 163

Other Business

PLANNING AND DEVELOPMENT COMMITTEE

**Members: Barbara Brenner, Tyler Byrd, Todd Donovan,
3 p.m. Tuesday, April 24, 2018
Council Chambers, 311 Grand Avenue**

Committee Discussion

1. County Executive and Deputy Executive to provide an update on homeless issues (AB2018-072A)
Page 164

Other Business

SPECIAL COMMITTEE OF THE WHOLE

**Immediately Following Planning and Development Committee
Tuesday, April 24, 2018
Council Chambers, 311 Grand Avenue**

Committee Discussion

1. Discussion of specific sections of the proposed 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 development related project permits and legislative actions code (AB2018-056)
Pages 165 - 280

For today:

- A. Audience members are invited to comment on sections of proposed Chapter 22.10, Legislative Procedures; Chapter 22.15, Code Compliance Procedures; Chapter 22.20, Land Use and Development Code Interpretation Procedures; and Chapter 22.25 Land Use and Development Fees (see staff memo for specifics)
- B. Council discussion and preliminary direction on sections of proposed Chapter 22.10, Legislative Procedures; Chapter 22.15, Code Compliance Procedures; Chapter 22.20, Land Use and Development Code Interpretation Procedures; and Chapter 22.25 Land Use and Development Fees (see staff memo for specifics)

Committee Discussion and Recommendation to Council

1. Resolution requesting the County Executive direct staff to draft proposed legislation relating to processing and approval of major project permits in the Cherry Point urban growth area (AB2018-076B)
Pages 281 - 286

Other Business

COUNCIL AGENDA

REGULAR COUNCIL MEETING
7 p.m. Tuesday, April 24, 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.

MINUTES CONSENT

1. Committee of the Whole for April 10, 2018
Pages 287 - 288
2. Special Committee of the Whole for April 10, 2018
Pages 289 - 292
3. Regular County Council for April 10, 2018
Pages 293 - 300

SPECIAL PRESENTATION

1. County Executive Jack Louws to present the "State of the County" address (AB2018-138)
Page 301

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. Resolution authorizing the sale of Whatcom County surplus property pursuant to Whatcom County Code 1.10 (AB2018-118A)
Pages 302 - 305

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 approval for the County Executive to have the Sheriff's Office purchase a satellite communication system for the communications van as a result of RFP#18-21 from vendor TacSat Networks Inc., in the amount of \$54,999 (AB2018-135)
Pages 136 - 140

2. Request approval for the County Executive to enter in to an interlocal cooperative purchasing agreement with Jefferson County to utilize Jefferson County's competitively bid contracts for purchases of supplies, goods, services, and equipment, per RCW Chapter 39.34 (AB2018-136)
Pages 141 - 144

OTHER ITEMS

(From Special Committee of the Whole – A.M.)

1. Resolution recognizing the roles and duties of Whatcom County, the WRIA 1 Planning Unit, and the WRIA 1 initiating governments regarding water resources planning under RCW 90.82 and ESSB 6091 (AB2018-114)
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(From Finance and Administrative Services Committee)

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Pages 126 - 135

(From Special Committee of the Whole – P.M.)

5. Resolution requesting the County Executive direct staff to draft proposed legislation relating to processing and approval of major project permits in the Cherry Point urban growth area (AB2018-076B)
Pages 281 - 286

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Per Whatcom County Code 2.03.060 and 100.02.080, applications for council-appointed and FCZD board of supervisor-appointed citizen boards, commissions, and committees may be accepted until 10:00 a.m. on Tuesday of the week prior to the regularly scheduled council meeting at which nominations and possible vote to appoint are scheduled to occur.

1. Appointment to the Whatcom County Wildlife Advisory Committee, term ending December 31, 2022, applicant: Shannon Crossen (AB2018-115)
Pages 306 - 312

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. Receipt of application(s) for the Whatcom County Planning Commission (one vacancy, partial term ending 1/31/2021, applicants must reside in Council District 1) - applicant: Tony Freeland (the Planning Commission assists the Planning & Development Services Department in carrying out its duties, including assistance in the preparation and execution the comprehensive plan and recommendations to the department for the adoption of official controls and/or amendments) (application deadline for any other applicants to this vacancy is 10 a.m. May 1, 2018) (AB2018-133)
Pages 313 - 316

2. Ordinance establishing a 25 mph speed limit on certain Birch Bay area roads (AB2018-137)
Pages 148 - 155
3. Ordinance creating a "Golf Cart Zone" on certain roads in the Birch Bay area (AB2018-125)
Pages 156 - 163
4. Ordinance repealing Ordinance Nos. 2018-001 and 2018-005 and adopting amendments to the Whatcom County Comprehensive Plan and the Whatcom County Code Title 15 Buildings and Construction, Title 20 Zoning, Title 21 Land Division Regulations, and Title 24 Health Code, relating to water resources and implementing ESSB 6091 (AB2018-129)
Pages 317 - 384
5. Ordinance amending Whatcom County Code 1.08, Initiatives, Referendum, and Recall, to reflect changes approved by the voters (AB2018-134)
Pages 385 - 387

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN

The next regular council meeting is scheduled for 7 p.m. May 8, 2018, in the County Council Chambers, 311 Grand Avenue.