

WHATCOM COUNTY COUNCIL ACTION TAKEN

January 26, 2010

ANNOUNCEMENTS

1. Strategy planning discussion and positions to be taken regarding collective bargaining (AB2010-018) **Reported**
2. Update and discussion regarding Lummi Island Ferry dock negotiations (AB2010-078) **Reported**
3. Discussion with the Council's Planning and Policy Analyst regarding work assignments (AB2010-017) **Reported**

County Extension in 2010, in the amount of \$83,542 (AB2010-036) (from 1/12)

Approved 7-0

MINUTES CONSENT

1. Special County Council for December 8, 2009
Approved 5-0-2
Kershner & Mann Abstained

OPEN SESSION

PUBLIC HEARINGS

1. Ordinance prohibiting the illegal and illicit discharge of hazardous materials and non-stormwater runoff to the County's Municipal Separate Storm Sewer System (MS4) (AB2009-320D) **Adopted 7-0, Ord#2010-002**
2. Ordinance amending WCC Title 20.80.636, 20.80.734, and 20.04.076 regarding stormwater management requirements, general review thresholds, and NPDES Phase II boundaries (AB2010-046) **Adopted 7-0**
Ord#2010-003
3. Washington State Auditor's Performance Audit Report (AB2010-050) **No Action Required**
4. Ordinance staying pro-active enforcement of Whatcom County Code 24.05, On-site Sewage System Regulations, in cases where property owners are otherwise not transferring title or conveying real estate (AB2009-135) (introduced November 10, 2009)

A Revised Ordinance on this issue was added to Introduction this evening.

CONSENT AGENDA

1. Request approval for the County Executive to enter into a memorandum of understanding between Whatcom County and Washington State University to continue the joint sharing of costs for a faculty position for Whatcom

2. Request approval for the County Executive to enter into a contract between Whatcom County and Sustainable Connections for provision of Green Building and Resource Conservation Outreach services in 2010, in the amount of \$20,000 (AB2010-037) (from 1/12) **Approved 6-1, Crawford Opposed**

3. Request approval for the County Executive to enter into a contract between Whatcom County and Bellingham Food Bank for the collection, warehousing, and distribution of food to local food banks, in the amount of \$50,000 (AB2010-038) (from 1/12) **Approved 4-3**
Nelson, Kershner, Crawford Opposed

4. Request approval for the County Executive to enter into a contract between Whatcom County and Whatcom Volunteer Center for the provision of volunteer services, in the amount of \$35,000 (AB2010-039) (from 1/12) **Approved 7-0**

5. Request authorization for the County Executive to enter into project agreement amendment #1 with the Washington State Recreation and Conservation Funding Board (RCFB) to increase the amount of State funding for the acquisition of Lily Point by \$436,885 with a corresponding reduction in the project sponsor match amount (AB2010-059) **Approved 7-0**

6. Request authorization for the County Executive to enter into a residential lease agreement with David Flarry and Emily Smith to lease 5236 Nielsen Ave., Ferndale in the Tennant Lake Interpretive Center, in the amount of \$650 per month (AB2010-060) **Approved 7-0**

7. Request approval for the County Executive to waive bid requirements and enter into a contract between Whatcom County and Domestic Violence & Sexual Assault Services for the provision of assistance to support and represent the Commission Against Domestic Violence. in the amount of \$45,000 (AB2010-061) **Approved 7-0**

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8. Resolution canceling uncollectible personal property taxes (AB2010-062)

Approved 7-0, Res#2010-003

9. Resolution approving the Treasurer's annual list of property tax refunds consistent with RCW 84.69.020 (AB2010-063)

Approved 7-0, Res#2010-004

10. Request approval for the County Executive to enter into a grant agreement between Whatcom County and Washington State Department of Ecology for coordinated prevention grant activities to include the operation of the Disposal of Toxics Facility, in the amount of \$234,577 (AB2010-064)

Approved 7-0

11. Request approval for the County Executive to enter into a contract between Whatcom County and Catholic Community Services for juvenile court behavioral health specialist services, in the amount of \$95,000 (AB2010-065)

Approved 7-0

12. Request authorization for the Executive to approve the purchase of an annual supply (on an as needed basis) of asphalt products utilizing Washington State Contract; vendors are Albina Asphalt, Arrow Construction Supply, Partner Construction Products, and Special Asphalt Products, in the amount of approximately \$40,000 (AB2010-066)

Approved 7-0

13. Request authorization for the Executive to approve the purchase of the annual 2010 supply of glass beads for traffic line marking paint using Washington State Contract and vendors Alpine Products and Potters Industries, in the amount of approximately \$77,000 (AB2010-067)

Approved 7-0

14. Request authorization for the Executive to approve the purchase of the 2010 annual supply of Lignosite for dust control on county roads on an as needed basis from sole vendor Meenderinck, LLC, in the amount of \$25,000 (AB2010-068)

Approved 7-0

15. Request authorization for the Executive to approve the purchase of lubricants using Washington State Contract and vendor Conoco

Phillips 76/Reisner Distributor, in an amount that could exceed \$35,000 (AB2010-069)

Approved 7-0

16. Request authorization for the Executive to approve the purchase of the annual 2010 supply of Carquest and NAPA auto parts from local franchise dealers on an as needed basis using Washington State Contract, in an amount that will exceed \$35,000 (AB2010-070)

Approved 7-0

17. Request authorization for the Executive to enter into an interlocal agreement between Whatcom County and Whatcom Council of Governments for the delivery of services through the Smart Trips program in the amount of \$60,000 (AB2010-071)

Approved 7-0

OTHER ITEMS

1. Request approval for the County Executive to enter into an interagency agreement between Whatcom County Flood Control Zone District and Washington Department of Ecology for pass through funds to assist with the managing of sediment deposited by Swift Creek (AB2010-055) (**Council acting as the Whatcom County Flood Control Zone District Board of Supervisors**)

Approved 7-0

2. Resolution approving the South Fork Regional Park Conceptual Plan (AB2010-056)

Held in Committee

3. Ordinance amending the 2010 Whatcom County Budget, fifth request, in the amount of \$599,233 (AB2010-051)

Amended & Adopted 5-2, Brenner & Weimer Opposed, Ord#2010-004

4. Request approval for the County Executive to enter into a professional services agreement between Whatcom County and Northwest Hydraulic Consultants for engineering design of an integrated fish habitat and flood project on the South Fork Nooksack River near Acme, in the amount of \$73,000 (AB2009-057) (**Council acting as the Whatcom County Flood Control District Board of Supervisors**)

Approved 7-0

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5. Request approval for the County Executive to enter into a joint funding agreement between Whatcom County and US Department of Interior, US Geological Survey for operation and maintenance of stream flow and water temperature gages in Bertrand Creek in the amount of \$18,800 (AB2010-058) **(Council acting as the Whatcom County Flood Control District Board of Supervisors)**
Approved 7-0
 - ~~6. Request approval for the County Executive to enter into a contract between Whatcom County and Brown and Caldwell Environmental Engineers & Consultants for Lake Whatcom phosphorus and bacteria TMDL assistance, in the amount of \$329,204 (AB2010-035) (from 1/12)~~
Withdrawn
 7. Ordinance repealing Whatcom County Code 2.125, Utilities Planning and Advisory Committee (AB2010-045) **Adopted 7-0**
Ord#2010-005
 8. Ordinance amending the Whatcom County Code, Title 20, to clarify and revise the definition and standards of home occupations (AB2010-047) **Held in Committee**
 9. Ordinance clarifying and revising the definition and standards of accessory apartments and second cooking facilities within Whatcom County's zoning code, Title 20 (AB2010-048) **Held in Committee**
 10. Ordinance clarifying the applicability of Agricultural Protection Overlay (APO) by including the area of adjoining road rights-of-way in the calculations of parcel acreage for APO zone (AB2010-049) **Held in Committee**
 11. Nominations and appointments to fill vacancies on the Flood Control Zone District Advisory Committee, Tribal representative and Geographic representatives. (AB2010-034) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)** **Tribal-Coleman, Geographic-Maricle & VendeHoef, Alternate-DeJong**
 12. Nomination and appointment to fill vacancy on the Sumas/Everson/Nooksack Flood Control Sub-Zone Committee (AB2010-034A) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)** **Mades & Adams Appointed**
 13. Nominations and appointments to fill vacancies on the Whatcom County Planning Commission (AB2009-386B) **District 1-Rainey, District 2-Honcoop, District 3-Erickson & Luke**
 14. Approval of a special "standing" Council meeting schedule for 2010 (AB2010-080) **Adopted 7-0**
 15. County Executive Pete Kremen requests confirmation of his appointment of Ethan Rimmel to the Whatcom County Public Health Advisory Board (AB2010-073) **Approved 7-0**
 16. County Executive Pete Kremen requests confirmation of his appointment of Mark McDonald and Ronald Kleinknecht to the Whatcom County Mental Health Advisory Board (AB2010-074) **Approved 7-0**
- INTRODUCTION ITEMS**
1. Receipt of an appeal filed by Whatcom County of the Hearing Examiner's decision on APOL2009-0011, regarding certain conditions contained within a Notice of Preliminary Short Plat Approval document for SSS2006-00225, Krebs Cluster Short Plat (AB2009-502) **Introduced**
 2. Ordinance amending WCC Title 20 to modify the dates of seasonal restrictions on clearing activities from September 1st through April 30th to October 1st through May 31st and imposing a deadline on the issuance of development permits to two weeks prior to the seasonal closure date in the Water Resource Special Management Areas (AB2010-075) **Introduced**
 3. Ordinance regarding establishment of a Point Roberts Community Advisory Committee (AB2010-076) **Introduced**
 4. Ordinance amending the 2010 Whatcom County Budget, sixth request, in the amount of \$25,000 (AB2010-077) **Introduced**
 5. Ordinance amending Whatcom County Code 24.05, On-Site Sewage System Regulations (AB2009-135A) **Introduced**
- OTHER BUSINESS**
- REPORTS AND OTHER ITEMS FROM COUNCILMEMBERS**
- ADJOURN**
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UPCOMING MEETINGS AND EVENTS (PLEASE CALL TO CONFIRM):

February 1, 2010	Joint Lake Whatcom Policy Working Group, 9:30 a.m., Civic Center
February 9, 2010	Regular council and committee meetings
February 15, 2010	Holiday – Office Closed
February 16, 2010	Health Committee, 9:00 a.m., Civic Center Building Surface Water Work Session, 10:30 a.m., Civic Center Building
February 23, 2010	Regular council and committee meetings
March 2, 2010	Health Board meeting, 10:30 a.m., Council Chambers
March 16, 2010	Regular council and committee meetings, Council Chambers
March 23, 2010	Surface Water Work Session, 10:30 a.m., Civic Center Building
March 30, 2010	Regular council and committee meetings, Council Chambers
April 13, 2010	Regular council and committee meetings, Council Chambers
April 20, 2010	Health Committee, 9:00 a.m., Civic Center Building Surface Water Work Session, 10:30 a.m., Civic Center Building