

WHATCOM COUNTY COUNCIL AGENDA FOR FEBRUARY 9, 2010



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 to enable us to make necessary arrangements.

As a courtesy to all meeting attendees, cellular phone use is prohibited in the Council Chambers.

Accessible parking for disabled persons is available near the Courthouse south entrance.

Please visit us at [Hwww.co.whatcom.wa.usH](http://www.co.whatcom.wa.us) for the following:

Council Office Email Policy
Current Council Agenda
Current Council Packet
Public Notices
1994 - 2010 Ordinances
1994 - 2010 Resolutions
2001 - 2010 Committee Minutes
2001 - 2010 Council Minutes

SPECIAL NOTES FOR TODAY:

A SPECIAL COMMITTEE OF THE WHOLE MEETING IS SCHEDULED TO BEGIN IMMEDIATELY FOLLOWING FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

NO PUBLIC WORKS AND SAFETY COMMITTEE MEETING TODAY

PLANNING AND DEVELOPMENT COMMITTEE IS SCHEDULED TO BEGIN AT 2:00 P.M.

UPCOMING MEETINGS AND EVENTS:

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
Council retreat, 1:30 p.m., Council Conference Room

COMMITTEE SCHEDULES

COUNCIL NATURAL RESOURCES COMMITTEE
Members: Bill Knutzen, Ward Nelson, Carl Weimer

9:30 a.m. Tuesday, February 9, 2010
Council Chambers, 311 Grand Avenue

AGENDA

Committee Discussion and Recommendations to Council

1. Resolution approving the South Fork Regional Park Conceptual Plan (AB2010-056) (372 KB) (from 1/26)
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) (220 KB)

Committee Discussion

1. Discussion regarding HB 1614 (related to reducing the amount of petroleum pollution in storm water) (AB2010-085) (47 KB)

Other Business

COUNCIL FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE
Members: Kathy Kershner, Ken Mann, Carl Weimer

11:00 a.m. Tuesday, February 9, 2010
Council Chambers, 311 Grand Avenue

AGENDA

Committee Discussion and Recommendation to Council

1. Ordinance amending the 2010 Whatcom County Budget, sixth request, in the amount of \$25,000 (AB2010-077) (91 KB)

Council "Consent Agenda" Items

1. Request approval for the County Executive to enter into a professional services agreement between Whatcom County and Pacific Surveying & Engineering, Inc. to provide alternative analysis and design of levee improvements to reduce the risk associated with Swift Creek due to flooding, in the amount of \$160,000 (AB2010-086) (697 KB) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)**

2. Request approval for the County Executive to enter into a contract between Whatcom County and Northwest Regional Council to provide funding for the Loneliness and Isolation Program, in the amount of \$20,000 (AB2010-087) (155 KB)
3. Request approval for the County Executive to enter into a contract between Whatcom County and Northwest Regional Council to provide funding for the Boundary Review Board, in the amount of \$18,000 (AB2010-088) (152 KB)
4. Request approval for the County Executive to enter into a contract between Whatcom County and Whatcom Counseling and Psychiatric Clinic for mental health treatment services, in an amount that is variable depending on number of services provided and authorization by the Health Department (AB2010-089) (261 KB)
5. Request approval for the County Executive to enter into a grant agreement between Whatcom County and Washington State Department of Ecology to provide funding for solid waste compliance management and littering and illegal dumping enforcement services, in an amount not to exceed \$75,994 per year for a two year term (AB2010-090) (515 KB)
6. Request approval for the Whatcom County Parks and Recreation Department to demolish a derelict barn at Dittrich Park (AB2010-091) (602 KB)
7. Resolution ordering the cancellation of checks more than two years old (AB2010-092) (168 KB)
8. Request ratification of a memorandum of understanding to address the 2011 Quick Settlement Agreement – extension and amendment of the Collective Bargaining Agreement for the Sheriff's Corrections Deputies (AB2010-093) (61 KB)

Other Business

COUNCIL COMMITTEE OF THE WHOLE

**Immediately Following Finance and Administrative Services Committee
Tuesday, February 9, 2010
Council Conference Room, 311 Grand Avenue**

AGENDA

1. Discussion with the Council's Planning and Policy Analyst regarding work assignments (AB2010-017)

Other Business

PLANNING AND DEVELOPMENT COMMITTEE
Members: Barbara Brenner, Bill Knutzen, Ken Mann

~~3:00~~ **2:00** p.m. Tuesday, February 9, 2010
Council Chambers, 311 Grand Avenue

AGENDA

Committee Discussion and Recommendations to Council

1. Ordinance amending the Whatcom County Code, Title 20, to clarify and revise the definition and standards of home occupations (AB2010-047) (182 KB) (from 1/26)
2. 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) (230 KB) (from 1/26)
3. 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) (814 KB) (from 1/26)

Other Business

COUNCIL AGENDA

REGULAR COUNCIL MEETING
7:00 p.m. Tuesday, February 9, 2010

Council Chambers, 311 Grand Avenue

AGENDA

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 (1.52 MB)

1. Special Committee of the Whole for November 3, 2009
2. Regular County Council for December 8, 2009
3. Committee of the Whole for January 12, 2010
4. Regular County Council for January 12, 2010
5. Surface Water Work Session for January 19, 2010

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 and address 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 wrap up 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 enter into a professional services agreement between Whatcom County and Pacific Surveying & Engineering, Inc. to provide alternative analysis and design of levee improvements to reduce the risk associated with Swift Creek due to flooding, in the amount of \$160,000 (AB2010-086) (697 KB) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)**
2. Request approval for the County Executive to enter into a contract between Whatcom County and Northwest Regional Council to provide funding for the Loneliness and Isolation Program, in the amount of \$20,000 (AB2010-087) (153 KB)

3. Request approval for the County Executive to enter into a contract between Whatcom County and Northwest Regional Council to provide funding for the Boundary Review Board, in the amount of \$18,000 (AB2010-088) (152 KB)
4. Request approval for the County Executive to enter into a contract between Whatcom County and Whatcom Counseling and Psychiatric Clinic for mental health treatment services, in an amount that is variable depending on number of services provided and authorization by the Health Department (AB2010-089) (261 KB)
5. Request approval for the County Executive to enter into a grant agreement between Whatcom County and Washington State Department of Ecology to provide funding for solid waste compliance management and littering and illegal dumping enforcement services, in an amount not to exceed \$75,994 per year for a two year term (AB2010-090) (515 KB)
6. Request approval for the Whatcom County Parks and Recreation department to demolish a derelict barn at Dittrich Park (AB2010-091) (602 KB)
7. Resolution ordering the cancellation of checks more than two years old (AB2010-092) (168 KB)
8. Request ratification of Memorandum of Understanding to address 2011 Quick Settlement – extension and amendment of the Collective Bargaining Agreement for the Sheriff's Corrections Deputies (AB2010-093) (61 KB)

OTHER ITEMS

(From Natural Resources Committee)

1. Resolution approving the South Fork Regional Park Conceptual Plan (AB2010-056) (372 KB) (from 1/26)
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) (220 KB)

(From Finance and Administrative Services Committee)

3. Ordinance amending the 2010 Whatcom County Budget, sixth request, in the amount of \$25,000 (AB2010-077) (91 KB)

(From Planning and Development Committee)

4. Ordinance amending the Whatcom County Code, Title 20, to clarify and revise the definition and standards of home occupations (AB2010-047) (182 KB) (from 1/26)
5. 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) (230 KB) (from 1/26)

6. 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) (814 KB) (from 1/26)

(No committee assignment)

7. Nomination and possible appointment to fill a vacancy on the Birch Bay Shellfish Protection District – applicant: Leroy Smith (AB2010-082) (46 KB) **(Council may approve a motion to suspend the rules and nominate and appoint this evening, with a two-thirds affirmative vote of the entire council)**
8. Ordinance regarding establishment of a Point Roberts Community Advisory Committee (AB2010-076) (45 KB)
9. Request confirmation of the County Executive’s appointment of Richard May to the Whatcom County Appeals Board (AB2010-094) (48 KB)
10. Request confirmation of the County Executive’s appointment of Jeremy Brown and Laurie Caskey-Schreiber, and the reappointment of Wendy Steffensen, to the Whatcom County Marine Resource Advisory Committee (AB2010-095) (86 KB)

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. Ordinance amending the Whatcom County 2010 Project Budget, first request, in the amount of \$1,464,253 (AB2010-096) (139 KB)
2. Ordinance amending the 2010 Whatcom County Budget, seventh request, in the amount of \$1,985,140 (AB2010-097) (671 KB)

OTHER BUSINESS

REPORTS AND OTHER ITEMS FROM COUNCILMEMBERS

ADJOURN

The next regular council meetings are scheduled for 7:00 p.m. Tuesdays, February 23 and March 16, 2010, in the Council Chambers, 311 Grand Avenue.

UPCOMING MEETINGS AND EVENTS (PLEASE CALL TO CONFIRM):

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 Council retreat, 1:30 p.m., Council Conference Room
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