

# WHATCOM COUNTY COUNCIL ACTION TAKEN – January 15, 2019

**Amended**

## **CALL TO ORDER**

**Councilmembers Present:** Brenner, Browne, Buchanan, Byrd, Sidhu, Donovan, Frazey  
**Absent:** None

## **FLAG SALUTE**

## **ANNOUNCEMENTS**

## **SPECIAL ORDER OF BUSINESS**

1. AB2019-054 Approval of special standing meeting dates for 2019  
**Approved 7-0**

## **MINUTES CONSENT**

1. MIN2019-001 Special Committee of the Whole (AM) for December 4, 2018  
**Approved Consent 7-0**
2. MIN2019-002 Committee of the Whole for December 4, 2018  
**Approved Consent 7-0**
3. MIN2019-003 Special Committee of the Whole (PM) for December 4, 2018  
**Approved Consent 7-0 with Substitute Page**
4. MIN2019-004 County Council for December 4, 2018  
**Approved Consent 7-0**

## **PUBLIC HEARINGS**

1. AB2019-039 Ordinance adopting amendments to Whatcom County Code Title 17, Flood Damage Prevention  
**Adopted 7-0**
2. AB2019-042 Ordinance amending Whatcom County Code 16.20, Whatcom County Shellfish Protection Districts  
**Adopted 7-0**

## **OPEN SESSION**

## **CONSENT AGENDA**

1. AB2019-001 Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Pioneer Human Services to increase funding by \$85,527 for the operation of City Gate, a permanent, supportive housing program for homeless individuals for a total contract amount of \$456,939  
**Approved 7-0**
2. AB2019-004 Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Michael Bobbink for hearing examiner services  
**Approved 7-0**
3. AB2019-007 Request authorization for the County Executive to enter into a contract between Whatcom County and the Whatcom Council on Aging to staff and operate the Bellingham Senior Activity Center in the amount of \$123,748  
**Approved 7-0**
4. AB2019-010 Request authorization for the County Executive to enter into a contract between Whatcom County and Opportunity Council to fund operating costs and Leasing Specialist services to support the Federal Sponsor Based Rental Assistance Program, in the amount of \$69,490  
**Approved Consent 7-0**

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5. AB2019-014 Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Blaine to staff and operate the Blaine Senior Activity Center in the amount of \$123,748  
**Approved Consent 7-0**
6. AB2019-015 Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Lynden to staff and operate the Lynden Senior Activity Center in the amount of \$123,748  
**Approved Consent 7-0**
7. AB2019-016 Request authorization for the County Executive to enter into a contract between Whatcom County and the Jet Oldsters of Ferndale to staff and operate the Ferndale Senior Activity Center in the amount of \$123,748  
**Approved Consent 7-0**
8. AB2019-017 Request authorization for the County Executive to enter into a contract between Whatcom County and Daniel A. Swedlow, Summit Law Group, to provide legal services for matters related to collective bargaining, in the amount of \$300/hour to a maximum of \$35,000 annually through December 31, 2020.  
**Approved Consent 7-0**
9. AB2019-019 Request authorization for the County Executive to enter into a contract between Whatcom County and the Jet Oldsters Association of Ferndale to provide custodial services and supervision for public rentals at the Ferndale Senior Center in exchange for reimbursement of 75% of Ferndale Senior Activity Center rental fees.  
**Approved Consent 7-0**

### **OTHER ITEMS**

(From Council Finance and Administrative Services Committee)

1. AB2019-008 Request authorization for the County Executive to enter into an interagency agreement between Whatcom County and Washington State Department of Health to outline a joint plan of responsibility which delineates the responsibilities for the regulation of public water systems  
**Approved 7-0**
2. AB2019-009 Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington State Health Care Authority to support Medicaid related outreach and linkage activities performed by the Health Department to Washington State residents who live within Whatcom County  
**Approved 7-0**
3. AB2019-011 Request authorization for the County Executive to enter into a restated interlocal agreement between Whatcom County and North Sound Behavioral Health Administrative Services Organization and four other Counties within our region to operate as a regional Behavioral Health Administrative Services Organization under the requirements established by the Washington State Health Care Authority  
**Approved 7-0**
4. AB2019-030 Resolution to set public hearing to sell tax-title property by public auction  
**Approved 7-0**
5. AB2019-046 Ordinance amending Whatcom County Code (WCC) Chapter 2.78, Solid Waste Advisory Committee  
**Substitute amended and adopted 7-0**
6. AB2019-067 Ordinance amending Whatcom County Code 2.03, Boards and Commissions  
**Adopted 7-0**

(From Council Criminal Justice and Public Safety Committee)

7. AB2019-041 Ordinance amending Whatcom County Code 2.46, Incarceration Prevention and Reduction Task Force, and repealing Whatcom County Code 2.19, Law and Justice Council  
**Amended and adopted 7-0**
8. AB2019-043 Ordinance repealing and replacing Whatcom County Code 1.28, Standards for Correctional Facilities  
**Held in committee**

(From Council Planning and Development Committee)

9. AB2019-002 Resolution amending the 2018 docket of proposed comprehensive plan and development regulation amendments by adding proposed changes relating to drinking water  
**Approved 7-0**

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(No Committee Assignment From Finance and Administrative Services Committee)

10. AB2019-003 Request approval of the Economic Development Investment (EDI) Board's recommendation for funding of the Port of Bellingham's fund request for a loan of \$166,666.67 and grant of \$83,333.33 for the Walsh Marine Building project  
**Approved 7-0 6-0, Donovan abstained**

### **COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**

1. AB2019-047 Appointment to fill vacancy on the North Lynden Watershed Improvement District Board of Directors, partial term through December 2019. Applicant: Kevin Engelsma  
**Appointed: Kevin Engelsma**
2. AB2019-050 Appointment to fill vacancies on the Birch Bay Watershed Aquatic Resources Management Advisory Committee - 2 Vacancies, 4 year terms - Applicants: Patrick Alesse, Jonathan Hall, Sandra Lahn, Steven Roy; Appointments made by the Whatcom County Council acting as the Whatcom County Flood Control Zone Board of Supervisors  
**Appointed: Patrick Alesse and Sandra Lahn**
3. AB2019-052 Appointments to fill vacancies on the Flood Control Zone District Advisory Committee - Applicants: Dale Blok, Ron Bronsema, Kyle Christensen, Scott Hulse - Whatcom County Council acting as the Whatcom County Flood Control Zone Board of Supervisors  
**Withdrawn from the agenda and held to January 29**
4. AB2019-053 Appointment to fill vacancies on Sumas/Everson/Nooksack Flood Control Sub-Zone Advisory Committee - Applicant: Kyle Christensen- Whatcom County Council acting as Whatcom County Flood Control Zone Board of Supervisors  
**Appointed: Kyle Christensen**
5. AB2019-055 Appointments to fill vacancies on the Whatcom County Board of Equalization - Applicants: Wes VanDeMark, David Simpson, Sonja Merk, Tammy Valenti  
**Appointed: Wes VanDeMark, David Simpson, Sonja Merk, Tammy Valenti**
6. AB2019-056 Appointments to the Horticulture Pest and Disease Board - Applicants: Melissa Bedlington-Kleindel, Allen Brown  
**Appointed: Melissa Bedlington-Kleindel, Allen Brown**
7. AB2019-057 Appointment to fill vacancies on the Incarceration Prevention and Reduction Task Force - 2 vacancies representing Concerned Citizens - partial terms ending 1/31/2020, and one ending 1/31/2022: Applicants: Arlene Feld, Heather Flaherty, Erin Fortenberry, Evan Freedman, David Goldman, Jeff Hindman, Hollie Huthman, Barry MacHale  
**Appointed: Heather Flaherty and Arlene Feld**
8. AB2019-058 Appointment to fill vacancies on the Lummi Island Ferry Advisory Committee - Applicants: Charles Bailey, Rhayme Blake, Judy Olsen  
**Appointed: Charles Bailey, Rhayma Blake, Judy Olsen**
9. AB2019-060 Appointment to fill vacancies on the Noxious Weed Control Board - Applicants: Patricia Lenssen and L. Alan Yoder  
**Appointed: Patricia Lenssen and L. Alan Yoder**
10. AB2019-061 Appointments to fill vacancy on Whatcom County Planning Commission - Applicants: William Dominic Mocer, James Markarian  
**Appointed: Dominic Mocer**
11. AB2019-063 Appointment to fill vacancies on the Whatcom County Solid Waste Advisory Committee - Applicant - Lisa Friend  
**Appointed: Lisa Friend**
12. AB2019-065 Appointments to fill vacancies on the Surface Mining Advisory Committee - Applicants: Brent Cowden, Ryan Devries, Dustin Gleaves  
**Appointed: Brent Cowden, Ryan Devries, Dustin Gleaves**

### **INTRODUCTION ITEMS**

1. AB2019-018 Ordinance adopting various minor amendments to Whatcom County Code Titles 20 (Zoning), 21 (Land Division Regulations), and 22 (Land Use and Development Procedures), making corrections, updates, and clarifications  
**Withdrawn from the agenda**

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2. AB2019-021 Ordinance granting Deer Creek Water Association a franchise and the right, privilege, and authority thereunder to locate, set, erect, lay, construct, extend, support, attach, connect, maintain, repair, replace, enlarge, operate and use facilities in, upon, over, under, along, across and through the franchise area to allow for the provision of water services  
**Introduced 7-0**
3. AB2019-033 Ordinance amending the 2019-2020 Whatcom County Budget, request no. 1, in the amount of \$778,500  
**Introduced 7-0**
4. AB2019-036 Ordinance amending Whatcom County Code 2.108, Bellingham-Whatcom County Commission Against Domestic Violence, expanding the scope of the Commission and referring to interlocal agreement with the City of Bellingham  
**Introduced 7-0**
5. AB2019-040 Ordinance amending Whatcom County Code Chapter 2.128, Business and Commerce Advisory Committee, to add one additional member  
**Introduced 7-0**
6. AB2019-064 Ordinance imposing an interim moratorium on the acceptance and processing of applications and permits for new or expanded facilities in the Cherry Point UGA, the primary purpose of which would be the shipment of unrefined fossil fuels not to be processed at Cherry Point  
**Introduced 5-2 with Brenner and Byrd opposed**
7. AB2019-034 Resolution amending the 2019 Flood Control Zone District and Subzones Budget, request no. 1, in the amount of \$35,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)  
**Introduced 7-0**
8. AB2019-032 Resolution to sell tax-title property by public auction  
**Introduced 7-0**

### **COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES**

#### **ADJOURN**

The next regular Council meeting is scheduled for 7:00 p.m. Tuesday, January 29, 2019 in the Council Chambers, 311 Grand Avenue, Bellingham