

COUNCIL AGENDA FOR FEBRUARY 11, 2014

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 ARE TELEVISED ON BTV10, COMCAST CHANNEL 10, AT 7:00 P.M. ON THE TWO WEDNESDAYS FOLLOWING EACH TUESDAY EVENING COUNTY COUNCIL MEETING.

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

COUNCIL MEETING AUDIO
COUNCIL OFFICE EMAIL POLICY
CURRENT COUNCIL AGENDA
CURRENT COUNCIL PACKET
PUBLIC NOTICES
1979 - 2014 ORDINANCES
1979 - 2014 RESOLUTIONS
1984 - 2014 COMMITTEE MINUTES
1979 - 2014 COUNCIL MINUTES

UPCOMING MEETINGS AND EVENTS:

FEBRUARY 17, 2014
HOLIDAY – OFFICE CLOSED

FEBRUARY 18, 2014
SURFACE WATER WORK SESSION
10:30 A.M., GARDEN LEVEL CONFERENCE ROOM
322 N. COMMERCIAL

FEBRUARY 25, 2014
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

MARCH 3, 2014
LAKE WHATCOM POLICY GROUP
9:30 A.M., GARDEN LEVEL CONFERENCE ROOM
322 N. COMMERCIAL

MARCH 11, 2014
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

COUNCIL COMMITTEE SCHEDULES

COUNCIL NATURAL RESOURCES COMMITTEE

Members: Barry Buchanan, Sam Crawford, Carl Weimer

9:30 a.m. Tuesday, February 11, 2014

Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion of proposed joint resolution between Whatcom County, the City of Bellingham, and Lake Whatcom Water and Sewer District regarding Lake Whatcom water quality and other related issues (AB2014-068)
Pages 1 - 1
2. Discussion of drafting a resolution stating the Council's intent to create a Water Action Plan, spelling out the various water quality, quantity, and habitat issues to address in the 2015-2016 budget discussions (AB2014-067)
Pages 2 - 7
3. Discussion regarding zoning of marijuana-related operations as identified under WAC 315-55 (AB2014-074)
Pages 8 - 11
4. Discussion of a proposed ordinance amending Whatcom County Code 2.27A, Aquatic Invasive Species (AB2014-075) (ordinance scheduled for introduction this evening)
Pages 12 - 20

Other Business

COUNCIL FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

Members: Rud Browne, Barry Buchanan, Sam Crawford

11:00 a.m. Tuesday, February 11, 2014

Council Chambers, 311 Grand Avenue

Special Presentation

1. Presentation regarding proposed Costco traffic impact analysis (AB2014-076)
Page 21

Committee Discussion

1. Discussion of a proposed ordinance amending Whatcom County Code 3.08.090, Bid Requirements, Specifications, and Deposits (AB2014-069) (proposed ordinance may be added to introduction this evening)
Pages 22 - 25

Committee Discussion and Recommendations to Council

1. Ordinance amending the 2014 Whatcom County Budget, fifth request, in the amount of \$1,724,000 (AB2014-058)
Pages 26 - 34
2. Ordinance establishing the Dakota Creek Bridge No. 500 project fund and establishing a project based budget for the Dakota Creek Bridge No. 500 project (AB2014-042)
Pages 35 - 41
3. Ordinance establishing the Slater Road intersections, Imhoff and Ferndale Roads project fund and establishing a project based budget for the Slater Road intersections, Imhoff and Ferndale Roads project (AB2014-043)
Pages 42 - 47

4. Ordinance establishing the telecommunications system replacement fund and related capital budget appropriation (AB2014-059)
Pages 48 - 50
5. Resolution requesting the County Executive not enter into further contract amendments on Contract No. 201205028 with CH2M Hill without County Council review and approval (AB2014-070)
Pages 51 - 52

Council "Consent Agenda" Items

1. Resolution ordering the cancellation of uncollectible accounts receivable (AB2014-077)
Pages 53 - 58
2. Resolution accepting the Treasurer's list of petitions for property tax refunds (AB2014-078)
Pages 59 - 75
3. Resolution canceling uncollectible personal property taxes (AB2014-079)
Pages 76 - 84
4. Request approval for the County Executive to authorize purchase of three replacement 1-ton cab and chassis with 2-3 yard dump body from the lowest bidder, Legacy Ford, in the amount of \$107,927.76 (AB2014-080)
Pages 85 - 88
5. Request approval for the County Executive to authorize the purchase of the annual supply of glass beads for traffic marking paint using the Washington State Contract, from vendor Alpine Products, in an approximate amount of \$100,000 (AB2014-081)
Pages 89 - 91
6. Request approval for the County Executive to authorize the purchase of light bars and related equipment in 2014 for patrol vehicles using the Washington State Contract, from vendor Auto Additions, Inc., in an approximate amount of \$70,000 (AB2014-082)
Pages 92 - 94
7. Request approval for the County Executive to enter into a contract between Whatcom County and National Alliance on Mental Illness (NAMI) for the provision of mental health services, in the amount of \$25,000 (AB2014-083)
Pages 95 - 111
8. Request approval for the County Executive to enter into an interlocal agreement between Whatcom County Sheriff's Office and the Whatcom County Housing Authority to assist in collecting, organizing, and preparing data and reports relevant to the Housing Authority properties and tenants as well as providing support for the crime analysis unit, in the amount of \$47,885 (AB2014-084)
Pages 112 - 121
9. Request approval for the County Executive to enter into a contract between Whatcom County and Whatcom Events to provide funding for advertising and tourism promotion of the annual Ski to Sea Race in Whatcom County, in the amount of \$30,000 (AB2014-085)
Pages 122 - 135
10. Request approval for the County Executive to enter into a contract between Whatcom County and Geraldine Coleman to provide legal representation for children in At Risk Youth and Child In Need of Services petitions, in the amount of \$2,708.33 per month (AB2014-086)
Pages 136 - 149
11. Request approval for the County Executive to enter into an interlocal loan and grant agreement between Whatcom County and the City of Bellingham to provide funding through the EDI program for the City's North End Regional Stormwater Facility project, in the amount of \$2,500,000 (AB2014-087)
Pages 150 - 173

12. Request approval for the County Executive to enter into a contract between Whatcom County and COMgroup for telecommunication system replacement consulting services, in the amount of \$72,430 (AB2014-059A)
Pages 174 - 189

Other Business

SPECIAL COUNCIL COMMITTEE OF THE WHOLE

1:30 p.m. Tuesday, February 11, 2014

Council Chambers, 311 Grand Avenue

Committee Discussion

1. Ordinance adopting the current state building code and repealing existing Title 15 of the Whatcom County Code (AB2013-271)
Pages 190 - 252

Other Business

PLANNING AND DEVELOPMENT COMMITTEE

Members: Barbara Brenner, Rud Browne, Ken Mann

3:00 p.m. Tuesday, February 11, 2014

Council Chambers, 311 Grand Avenue

Committee Discussion and Recommendation to Council

1. Request for an extension of the preliminary approval for Northgate Industrial Park No. 2 Binding Site Plan pursuant to Whatcom County Code 21.07.030(5)(a)(i)&(ii), filed by applicant Oxy Corporation (AB2013-351)
Pages 253 - 290

Special Presentations

1. City and County presentations relating to population and employment growth allocation proposals (AB2014-056A)
Pages 291 - 373

Other Business

COUNCIL COMMITTEE OF THE WHOLE

6:30 p.m. Tuesday, February 11, 2014

Council Conference Room, 311 Grand Avenue

Committee Discussion

1. Discussion regarding potential property acquisition for the Flood Control Zone District (AB2014-018) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)** [Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (b)]
Page 374

Other Business

COUNCIL AGENDA

REGULAR COUNCIL MEETING

7:00 p.m. Tuesday, February 11, 2014
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 January 14, 2014
Pages 375 - 383
2. Regular County Council for January 14, 2014
Pages 384 - 389
3. Surface Water Work Session for January 21, 2014
Pages 390 - 395

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 the Whatcom County Zoning Code on an interim basis to allow agricultural packinghouses in the Agriculture Zoning District as conditional uses (AB2014-060)
Pages 417 - 424
2. Resolution granting a quitclaim deed to the Washington State Department of Transportation (AB2014-055)
Pages 425 - 433

OPEN SESSION (20 MINUTES)

During open session, audience members can speak to the council on any issue not scheduled for public hearing or related to the proposed Gateway Pacific Terminal project (GPT). 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. Resolution ordering the cancellation of uncollectible accounts receivable (AB2014-077)
Pages 53 - 58
2. Resolution accepting the Treasurer's list of petitions for property tax refunds (AB2014-078)
Pages 59 - 75
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Pages 150 - 173
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Pages 174 - 189

OTHER ITEMS

(From Finance and Administrative Services Committee)

1. Ordinance amending the 2014 Whatcom County Budget, fifth request, in the amount of \$1,724,000 (AB2014-058)
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Pages 51 - 52

(From Planning and Development Committee)

6. Request for an extension of the preliminary approval for Northgate Industrial Park No. 2 Binding Site Plan pursuant to Whatcom County Code 21.07.030(5)(a)(i)&(ii), filed by applicant Oxy Corporation (AB2013-351)
Pages 253 - 290

(No Committee Assignment)

7. Resolution approving a request by the Northwest Park and Recreation District 2 Commissioners to change the name of the District to Blaine-Birch Bay Park and Recreation District (AB2014-071)
Pages 434 - 437
8. Nomination and appointment to fill one vacancy on the Whatcom Family Community Network - applicant(s): Michelle Williams (AB2014-073)
Pages 438 - 441

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 2014 Whatcom County Budget, sixth request, in the amount of \$260,519 (AB2014-088) **(proposed schedule – February 25 Finance and Administrative Services Committee and Council)**
Pages 442 - 462
2. Resolution amending the 2014 Whatcom County Flood Control Zone District Budget, first request, in the amount of \$498,700 (AB2014-089) (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors) **(proposed schedule – February 25 Finance and Administrative Services Committee and Council)**
Pages 463 - 478
3. Ordinance amending Whatcom County Health Code WCC 24.03, Food Service Regulations (AB2014-090) (Council acting as the Whatcom County Health Board) **(proposed schedule – February 25 Public Works, Health, and Safety Committee and Council)**
Pages 479 - 488
4. Ordinance amending Whatcom County 2014 Unified Fee Schedule to authorize the ferry fund to absorb credit/debit card convenience fees on single-ride ferry fares and incorporate credit/debit card convenience fees on multi-ride ferry passes (AB2014-091) **(proposed schedule - February 25 public hearing)**
Pages 489 - 497
5. Resolution and public hearing relating to a Community Block Grant application (AB2014-092) **(proposed schedule - February 25 public hearing)**
Pages 498 - 503
6. Ordinance amending Whatcom County Code 2.27A, Aquatic Invasive Species (AB2014-075) **(proposed schedule – February 25 public hearing)**
Pages 12 - 20

OTHER BUSINESS

REPORTS AND OTHER ITEMS FROM COUNCILMEMBERS

ADJOURN

The next regular council meeting is scheduled for 7:00 p.m. Tuesday, February 25, 2014, in the Council Chambers, 311 Grand Avenue.