

COUNCIL AGENDA FOR JUNE 3, 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 BROADCAST 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:

JUNE 17, 2014

REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

JUNE 24, 2014

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

JULY 4, 2014

HOLIDAY – OFFICE CLOSED

JULY 8, 2014

REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

JULY 14, 2014

LAKE WHATCOM POLICY GROUP
1:30 P.M., GARDEN LEVEL CONFERENCE ROOM

322 N. COMMERCIAL

COUNCIL COMMITTEE SCHEDULES

COUNCIL NATURAL RESOURCES COMMITTEE

Members: Barry Buchanan, Sam Crawford, Carl Weimer

9:30 a.m. Tuesday, June 3, 2014

Council Chambers, 311 Grand Avenue

Committee Discussion and Recommendations to Council

1. Resolution approving the Portage Bay Shellfish Recovery Plan 2014 Update (AB2014-210)
Pages 1 - 18

Other Business

COUNCIL FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

Members: Rud Browne, Barry Buchanan, Sam Crawford

11 a.m. Tuesday, June 3, 2014

Council Chambers, 311 Grand Avenue

Special Presentation

1. Annual presentation from the Washington Counties Risk Pool (AB2014-017)
Page 19

Committee Discussion and Recommendations to Council

1. Ordinance amending Whatcom County Code Section 3.08, Purchasing System, to modify the requirements for bid specifications, deposits, and awards (AB2014-183) (from May 20)
Pages 20 - 22
2. Ordinance amending Ordinance 2013-027, to establish the Superior Court Fourth Judge Courtroom Renovation Project Fund and establish a project based budget for the Superior Court Fourth Judge Courtroom Renovation Project (AB2014-206)
Pages 23 - 27
3. Ordinance amending the 2013-2014 Whatcom County Budget, 11th request, to appropriate \$1,422,464 to fund a transfer from Non-Departmental to Superior Court 4th Judge Remodel Project Fund (AB2014-207)
Pages 28 - 31

Council "Consent Agenda" Items

1. Request approval for the County Executive to enter into a contract between Whatcom County and Kibble & Prentice, a USI Company, for benefit consultation services for the County's self-insured medical program, in the amount of \$48,500 in 2015; \$51,000 in 2016; and \$53,500 in 2017 (AB2014-211)
Pages 32 - 49
2. Resolution amending CRP No. 914004 and approval for the County Executive to enter into a contract between Whatcom County and low bidder, Orion Marine Contractors, Inc. for the Gooseberry Point Ferry Dolphin Replacement Project, in the amount of \$698,631.50 (AB2014-212)
Pages 50 - 64
3. Resolution supporting interlocal cooperation in Regional Consortium required for HOME Investment Partnerships Program federal funding for affordable housing (AB2014-213)
Pages 65 - 99
4. Request approval for the County Executive to award Bid #14-24 and enter into a contract between Whatcom County and the low bidder, Faber Construction Corporation, for Whatcom County Courthouse courtroom renovations, in the amount of \$949,309.71 (AB2014-214)
Pages 100 - 102

5. Request approval for the County Executive to enter into a contract between Whatcom County and Reichhardt & Ebe Engineering, Inc. for professional design services for South Fork Park, in the amount of \$55,522.94 (AB2014-215)
Pages 103 - 118

Other Business

PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE
Members: Barbara Brenner, Pete Kremen, Ken Mann
1:30 p.m. Tuesday, June 3, 2014
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion regarding the use of Roundup to control roadside vegetation (AB2014-221)
Page 119

Other Business

PLANNING AND DEVELOPMENT COMMITTEE
Members: Barbara Brenner, Rud Browne, Ken Mann
3 p.m. Tuesday, June 3, 2014
Council Chambers, 311 Grand Avenue

Committee Discussion and Recommendations to Council

1. Ordinance repealing the 1994 Eliza Island Plan and amending provisions in the Whatcom County Comprehensive Plan and Zoning Code relating to the plan (AB2014-196) **(recommended motion for this item: forward for concurrent review)**
Pages 220 - 177
2. Ordinance repealing the 1991 South Fork Valley Subarea Plan and amending provisions in the Whatcom County Comprehensive Plan relating to subarea plans (AB2014-197) **(recommended motion for this item: forward for concurrent review)**
Pages 178 - 267
3. Ordinance repealing the 1982 Lake Whatcom Subarea Plan and amending provisions in the Whatcom County Comprehensive Plan relating to subarea plans (AB2014-198) **(recommended motion for this item: forward for concurrent review)**
Pages 268 - 341

Committee Discussion

1. Ordinance amending Whatcom County Code Title 20 to allow packinghouses and slaughterhouses in the Agriculture (AG), High Impact Industrial (HII), and Rural and Industrial Manufacturing (RIM) Zoning Districts (AB2014-060C) **(ordinance scheduled for introduction this evening)**
Pages 342 - 363

Other Business

COUNCIL COMMITTEE OF THE WHOLE
6:15 p.m. Tuesday, June 3, 2014
Council Conference Room, 311 Grand Avenue

Committee Discussion

1. Discussion with Senior Deputy Prosecutor Karen Frakes regarding appeal of Growth Management Hearings Board Case No. 12-2-0013 (AB2014-018)
[Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (i)]
No Paper

COUNCIL AGENDA

REGULAR COUNCIL MEETING

7 p.m. Tuesday, June 3, 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. Regular County Council for May 6, 2014
Pages 364 - 373
2. Special County Council for May 13, 2014
Pages 374 - 385
3. Committee of the Whole for May 20, 2014
Pages 386 - 387

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. Request approval for the County Executive to enter into a contract between Whatcom County and Kibble & Prentice, a USI Company, for benefit consultation services for the County's self-insured medical program, in the amount of \$48,500 in 2015; \$51,000 in 2016; and \$53,500 in 2017 (AB2014-211)
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5. Request approval for the County Executive to enter into a contract between Whatcom County and Reichardt & Ebe Engineering, Inc. for professional design services for South Fork Park, in the amount of \$55,522.94 (AB2014-215)
Pages 103 - 118

OTHER ITEMS

(From Natural Resources Committee)

1. Resolution approving the Portage Bay Shellfish Recovery Plan 2014 Update (AB2014-210)
Pages 1 - 18

(From Finance and Administrative Services Committee)

2. Ordinance amending Whatcom County Code Section 3.08, Purchasing System, to modify the requirements for bid specifications, deposits, and awards (AB2014-183) (from May 20)
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Pages 28 - 31

(From Planning and Development Committee)

5. Ordinance repealing the 1994 Eliza Island Plan and amending provisions in the Whatcom County Comprehensive Plan and Zoning Code relating to the plan (AB2014-196)
(Recommended motion: Forward for concurrent review. This ordinance cannot be adopted this evening. The Council must consider initiated comprehensive plan amendments concurrently so that the cumulative effect of the various proposals can be evaluated. All proposed amendments will be scheduled together for final adoption at a later date.)
Pages 120 - 177
6. Ordinance repealing the 1991 South Fork Valley Subarea Plan and amending provisions in the Whatcom County Comprehensive Plan relating to subarea plans (AB2014-197)
(Recommended motion: Forward for concurrent review. This ordinance cannot be adopted this evening. The Council must consider initiated comprehensive plan amendments concurrently so that the cumulative effect of the various proposals can be evaluated. All proposed amendments will be scheduled together for final adoption at a later date.)
Pages 178 - 267
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(Recommended motion: Forward for concurrent review. This ordinance cannot be adopted this evening. The Council must consider initiated comprehensive plan amendments concurrently so that the cumulative effect of the various proposals can be evaluated. All proposed amendments will be scheduled together for final adoption at a later date.)
Pages 268 - 341

BOARD, COMMISSION, AND COMMITTEE APPOINTMENTS

Per WCC 2.03.060 and 100.02.080, applications for Council-appointed and Board of Supervisor-appointed citizen boards, commissions, and committees may be accepted until 4:00 p.m. on the day of the regularly scheduled council meeting at which nominations and possible vote to appoint are scheduled to occur.

1. Nomination and appointment to fill a vacancy on the Portage Bay Shellfish Protection District Advisory Committee - applicant(s): Andy Ross (AB2014-209)
Pages 388 - 391

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 granting Astound Broadband, LLC a non-exclusive franchise for the provision of telecommunications services and other services (AB2013-331) **(proposed schedule – public hearing to be scheduled at a later date)**
Pages 392 - 406
2. Ordinance granting Public Utility District No. 1 of Whatcom County, a Washington Municipal Corporation, 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 (AB2014-180) **(proposed schedule – public hearing to be scheduled at a later date)**
Pages 407 - 426
3. Ordinance amending Ordinance 2012-050 (amendment #1) establishing the Birch Bay Drive and Pedestrian Facility project fund and establishing a project based budget for the Birch Bay Drive and Pedestrian Facility Project (AB2014-216) **(proposed schedule – June 17 Finance and Administrative Services Committee and Council)**
Pages 427 – 431
4. Ordinance amending Whatcom County Code 8.10 Solid Waste and Residential Recycling Collection (AB2014-217) **(proposed schedule – June 17 public hearing)**
Pages 432 - 443
5. Ordinance amending Ordinance 2014-13 (amendment #1) establishing the Telecommunications System Replacement Fund and related capital budget appropriation (AB2014-218) **(proposed schedule – June 17 Finance and Administrative Services Committee and Council)**
Pages 444 - 449
6. Ordinance amending Ordinance 2008-025 (amendment #5), Project Budget No. 2, which established the initial East Whatcom Regional Resource Center project budget (AB2014-219) **(proposed schedule – June 17 Finance and Administrative Services Committee and Council)**
Pages 450 - 454
7. Ordinance amending the 2014 Whatcom County Budget, twelfth request, in the amount of \$2,312,053 (AB2014-220) **(proposed schedule – June 17 Finance and Administrative Services Committee and Council)**
Pages 455 - 469
8. Ordinance amending Whatcom County Code Title 20 to allow Packinghouses and Slaughterhouses in the Agriculture (AG), High Impact Industrial (HII), and Rural and Industrial Manufacturing (RIM) Zoning Districts (AB2014-060C) **(proposed schedule – June 17 public hearing)**
Pages 342 - 363

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN

The next regular council meeting is scheduled for 7 p.m. Tuesday, June 17, 2014, in the Council Chambers, 311 Grand Avenue.