

COUNCIL AGENDA FOR JUNE 17, 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 24, 2014

EMS EXECUTIVE OVERSIGHT BOARD
9 A.M., COURTHOUSE ROOM 514
311 GRAND AVENUE

&

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

JUNE 30, 2014

SPECIAL MEETING OF THE LAKE WHATCOM POLICY GROUP
1:30 P.M., GARDEN LEVEL CONFERENCE ROOM
322 N. COMMERCIAL STREET

JULY 4, 2014

HOLIDAY – OFFICE CLOSED

JULY 8, 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, June 17, 2014

Council Chambers, 311 Grand Avenue

Committee Discussion

1. Update by Whatcom County Public Works and Planning & Development Services staff on geologic hazards and landslide areas in Whatcom County (AB2014-169)
Page 1

Other Business

COUNCIL FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

Members: Rud Browne, Barry Buchanan, Sam Crawford

11 a.m. Tuesday, June 17, 2014

Council Chambers, 311 Grand Avenue

Special Presentations – Whatcom County Businesses

Presentations are being hosted quarterly to gain greater awareness and understanding of a variety of **Whatcom County businesses and their impact on our local economy**. Each presentation will be 10-15 minutes in length and have been scheduled and facilitated with the assistance of the Port of Bellingham Economic Development Division.

1. Informational briefing from Whatcom County businesses, featuring: David Plenkovich of Lynden Door, Ian Rae of Chuckanut Builders, and Peter Gruman of Accelitec (AB2014-132)
Page 2

Committee Discussion and Recommendations to Council

1. 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)
Pages 3 - 7
2. Ordinance amending Ordinance 2014-13 (amendment #1) establishing the Telecommunications System Replacement Fund and related capital budget appropriation (AB2014-218)
Pages 8 – 13
3. Ordinance amending Ordinance 2008-025 (amendment #5), Project Budget No. 2, which established the initial East Whatcom Regional Resource Center project budget (AB2014-219)
Pages 14 - 18
4. Ordinance amending the 2014 Whatcom County Budget, twelfth request, in the amount of \$2,312,053 (AB2014-220)
Pages 19 - 33
5. Resolution in the matter of the sale of surplus property and setting of a date for public hearing pursuant to WCC 1.10 (AB2014-229)
Pages 34 - 37
6. Request approval for the County Executive to award Bid #14-31 and enter into a contract between Whatcom County and the low bidder, Jansen, Inc., for the Lower Canyon Creek Phase 2, Schedule B Restoration Project, in the amount of \$888,963.29 (AB2014-236) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)**
Pages 38 - 49

Council "Consent Agenda" Items

1. Request approval for the County Executive to enter into a contract between Whatcom County and Pioneer Human Services for operation of the Whatcom County Behavioral Health Triage Center, in the amount of \$545,140 (AB2014-230)
Pages 50 - 61
2. Request approval for the County Executive to enter into a five-year lease agreement between Whatcom County and Meridian School District for Sheriff's Office sub-station, in the amount of \$46,170 (AB2014-231)
Pages 62 - 74
3. Request approval for the County Executive to enter into a contract between Whatcom County and Whatcom Family and Community Network for delivery of prevention strategies to reduce risk factors for substance abuse, in the amount of \$25,000 (AB2014-232)
Pages 75 - 92
4. Request approval for the County Executive to enter into a contract between Whatcom County and Kulshan Services, LLC, for dry weather outfall inspections and private stormwater facility maintenance education and inspections, in the amount of \$45,949 (AB2014-233)
Pages 93 - 110
5. Request approval for the County Executive to enter into a contract between Whatcom County and Wilson Engineering, LLC, for construction services for Coronado-Fremont stormwater improvements, in the amount of \$65,852 (AB2014-234)
Pages 111 - 136
6. Request approval for the County Executive to enter into a contract between Whatcom County and Sargent Engineers, Inc., for design of painting system and creation of plans and specifications for the Slater Road/Nooksack River Bridge No. 512 painting project, in the amount of \$28,449.49 (AB2014-235)
Pages 137 - 208
7. Request approval for the County Executive to award Bid #14-21 and enter into a contract between Whatcom County and the low bidder, Andgar Corporation, for Central Plaza HVAC upgrades, in the amount of \$69,176,88 (AB2014-237)
Pages 209 - 211
8. Request approval for the County Executive to enter into a contract between Whatcom County and Opportunity Council for programmatic and administrative services associated with the operation of the Housing and Essential Needs Program, in the amount of \$1,354,277 (AB2014-238)
Pages 212 - 231

Other Business

PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE
Members: Barbara Brenner, Pete Kremen, Ken Mann
1:30 p.m. Tuesday, June 17, 2014
Council Chambers, 311 Grand Avenue

Committee Discussion and Recommendation to Council

1. Resolution approving the Lake Whatcom Water and Sewer District's 2014 Comprehensive Sewer System Plan Update (AB2014-223)
Pages 232 - 239

Other Business

SPECIAL COMMITTEE OF THE WHOLE
Immediately Following Public Works, Health, and Safety Committee
Tuesday, June 17, 2014
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion of Council Office 2015-2016 budget priorities (AB2014-205A)
Pages 240 - 246

Other Business

PLANNING AND DEVELOPMENT COMMITTEE
Members: Barbara Brenner, Rud Browne, Ken Mann
3 p.m. Tuesday, June 17, 2014
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Ordinance amending Whatcom County Code Title 20 to allow packinghouses and slaughterhouses in the Agriculture (AG), Heavy Impact Industrial (HII), and Rural and Industrial Manufacturing (RIM) Zoning Districts (AB2014-060D) (ordinance scheduled for introduction this evening)
Pages 247 - 268

Other Business

COUNCIL COMMITTEE OF THE WHOLE
6 p.m. Tuesday, June 17, 2014
Council Conference Room, 311 Grand Avenue

1. Discussion with Civil Deputy Prosecuting Attorney Liz Gallery (or designee) regarding pending litigation filed in Federal District Court (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
2. Consideration of an appeal of the Hearing Examiner's decision on File No. APL2013-010, filed by Dannon Traxler, attorney for Robert Wilson regarding applicant's request for a hardship extension regarding the expiration of the short plat (AB2014-137)
[Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (i)]
No Paper
3. 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 269
4. Discussion regarding potential park property acquisition (AB2014-018)
[Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (b)]
Page 270
5. 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

Other Business

COUNCIL AGENDA

REGULAR COUNCIL MEETING
7 p.m. Tuesday, June 17, 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.

1. Consideration of an appeal of the Hearing Examiner's decision on File No. APL2013-010, filed by Dannon Traxler, attorney for Robert Wilson regarding applicant's request for a hardship extension regarding the expiration of the short plat (AB2014-137)
No Paper

MINUTES CONSENT

1. Regular County Council for May 20, 2014
Pages 271 - 281
2. Committee of the Whole for June 3, 2014
Pages 282 - 283
3. Regular County Council for June 3, 2014
Pages 284 - 291

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 Whatcom County Code 8.10 Solid Waste and Residential Recycling Collection (AB2014-217)
Pages 292 - 303
2. Public hearing to allow an opportunity for citizens to comment on a proposed grant agreement between Whatcom County and the City of Bellingham for the purchase of ballistic armor plates, in the amount of \$15,201 (public hearing is a requirement of the grant) (AB2014-228)
Pages 304 - 330

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)

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Pages 50 - 61

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OTHER ITEMS

(From Finance and Administrative Services Committee)

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(From Public Works, Health, and Safety Committee)

7. Resolution approving the Lake Whatcom Water and Sewer District's 2014 Comprehensive Sewer System Plan Update (AB2014-223)
Pages 232 - 239

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Per Whatcom County Code 2.03.060 and 100.02.080, applications for council-appointed and FCZD board of supervisor-appointed citizen boards, commissions, and committees may be accepted until 4 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 Solid Waste Advisory Committee representing a public interest group - applicant(s): Mark Peterson (AB2014-222)
Pages 331 - 332

EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Per Whatcom County Code 2.03.070(B), the council must confirm or reject executive appointments within 30 days of submission to the council. County code deems the appointee confirmed if council does not take action within this time.

1. Request confirmation of the County Executive's appointment of Eleanor Hines to the Whatcom County Marine Resources Committee (AB2014-239)
Pages 333 - 334

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. Resolution amending the 2014-2019 Six-Year Water Resources Improvement Program to add the Syre Property Bank Stabilization and add additional funding for emergency repair work at Swift Creek (AB2014-240) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors) (proposed schedule – July 8 public hearing)**
Pages 335 - 341
2. Resolution amending the 2014-2019 Six-Year Transportation Improvement Program to modify the title and project limits of an existing project (AB2014-241) **(proposed schedule – July 8 public hearing)**
Pages 342 - 359
3. Resolution authorizing the sale of surplus property pursuant to WCC 1.10 (AB2014-229A) **(proposed schedule – July 8 public hearing)**
Pages 360 -363
4. Ordinance amending Whatcom County Code Title 20 to allow packinghouses and slaughterhouses in the Agriculture (AG), Heavy Impact Industrial (HII), and Rural and Industrial Manufacturing (RIM) Zoning Districts (AB2014-060D) **(proposed schedule – July 8 public hearing)**
Pages 247 -268

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN

The next regular council meeting is scheduled for 7:00 p.m. Tuesday, July 8, 2014, in the Council Chambers, 311 Grand Avenue.