

COUNCIL AGENDA FOR SEPTEMBER 30, 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:

October 6, 2014

1:30 p.m. - Lake Whatcom Policy Group
Fireplace Room, 625 Halleck Street

October 7, 2014

10:30 a.m. - Health Board Meeting
Council Chambers, 311 Grand Avenue

October 14, 2014

Regular Council and Committee Meetings
Council Chambers, 311 Grand Avenue

October 21, 2014

10:30 a.m. - Surface Water Work Session
Garden Level Conference Room, 322 N. Commercial Street

October 23, 2014

9:30 a.m. - Special Committee of the Whole Meeting
Budget Review Sessions with County Departments,
Council Chambers, 311 Grand Avenue

COUNCIL COMMITTEE SCHEDULES

COUNCIL NATURAL RESOURCES COMMITTEE

Members: Barry Buchanan, Sam Crawford, Carl Weimer
9:30 a.m. Tuesday, September 30, 2014
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion regarding the use of flood funds for Water Action Plan work (AB2014-067B)
Page 1

Committee Discussion and Recommendation to Council

1. Resolution supporting the Whatcom County Pollution Identification and Correction (PIC) Program (AB2014-305)
Pages 2 - 9

Other Business

COUNCIL FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

Members: Rud Browne, Barry Buchanan, Sam Crawford
11 a.m. Tuesday, September 30, 2014
Council Chambers, 311 Grand Avenue

Executive Reports

Special Presentations

1. Presentation on the Whatcom Mountain Biking Coalition's contributions to the community and the economic impacts of mountain biking to Whatcom County (AB2014-303)
Pages 10 - 41
2. Update from DLR Group on new correctional facility and Sheriff's Office Headquarters planning (AB2014-306)
Page 42

Committee Discussion and Recommendations to Council

1. Request approval for the County Executive to enter into a contract between DLR Group and Whatcom County for the purpose of providing full design services for the conditional use permit (CUP) for essential public facilities (EPF) permitting process for the new Adult Corrections Facility and Sheriff's Office Headquarters, in the amount of \$825,887 (AB2014-306A)
Pages 43 - 75
2. Ordinance amending the 2014 Whatcom County Budget, fifteenth request, in the amount of \$349,100 (AB2014-301)
Pages 76 - 94
3. Resolution commencing the Coordinated Water System Plan update process (from July 8, 22, and August 5) (AB2014-253)
Pages 95 - 97
4. Request approval for the County Executive to enter into a contract between Whatcom County and RH2 Engineering, Inc., for the update of the Whatcom County Coordinated Water System Plan – Regional Supplement, in the amount of \$174,776 (AB2014-267) (from July 22 and August 5)
Pages 98 - 120
5. Request authorization for the County Executive to enter into a joint funding agreement with United States Geological Survey for ongoing operation and maintenance of the County's six stream gages within the Nooksack River Early Flood Warning System, in the amount of \$91,410 (AB2014-308)
(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
Pages 121 - 127

Council "Consent Agenda" Items

1. Resolution ordering the cancellation of unclaimed funds more than two years old from the Whatcom County Jail Inmate Trust Fund (AB2014-309)
Pages 128 - 143
2. Request authorization for the County Executive to enter into a lease agreement between Whatcom County and Cornwall Center, Inc., for the purpose of leasing land at the Civic Center Building site, in the amount of \$650 per month, with a 3% annual increase for three years, for a total amount of \$32,632 (AB2014-310)
Pages 144 - 154
3. Request approval for the County Executive to purchase snow and ice control products using the Washington State Contract, through vendor LTI, Inc., in an amount up to \$80,000 (AB2014-311)
Pages 155 - 157
4. Request approval for the County Executive to purchase auto accident management services using the Washington State Contract, through vendor Gitt's Autobody, in an amount of approximately \$80,000 (AB2014-312)
Pages 158 - 160
5. Request authorization for the County Executive to enter into a lease agreement between Whatcom County and Avocet Environmental Lab for space at State Street in the amount of \$2,000 per month, together with leasehold taxes at the rate of 12.84% monthly, from July 1, 2014 through June 30, 2016 (AB2014-313)
Pages 161 - 170
6. Resolution setting the hearing and notice of hearing for the sale of County tax title property by negotiation, Request #2014-01 (AB2014-314)
Pages 171 - 174

Other Business

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

Special Presentations

1. Update on activities of the East Whatcom Coalition for Safe and Healthy Communities (AB2014-315)
Pages 175 - 210
2. Presentation regarding Puget Sound Energy's battery storage project in Glacier (AB2014-304)
Page 211

Other Business

COUNCIL COMMITTEE OF THE WHOLE
6 p.m. Tuesday, September 30, 2014
Council Conference Room, 311 Grand Avenue

Committee Discussion

1. Strategy planning discussion and positions to be taken regarding collective bargaining (AB2014-018)
[Discussion of this item will take place in executive session (closed to the public) pursuant to RCW42.30.140 (4)(a)]
Page 212
2. Discussion of possible property acquisition for park purposes (AB2014-018)
[Discussion of this item will take place in executive session (closed to the public) pursuant to RCW42.30.110(1)(b)]
Page 213

Other Business

COUNCIL AGENDA

REGULAR COUNCIL MEETING

7 p.m. Tuesday, September 30, 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.

SPECIAL PRESENTATIONS

1. Behavioral Revenue Advisory Committee to present the third quarterly report for 2014 (AB2014-316)
Pages 214 - 222

MINUTES CONSENT

1. Surface Water Work Session for July 15, 2014
Pages 223 - 229
2. Committee of the Whole for July 22, 2014
Pages 230 - 231
3. Regular County Council for July 22, 2014
Pages 232 - 241
4. Board of Health for July 29, 2014
Pages 242 - 249
5. Committee of the Whole for August 5, 2014
Pages 250 - 251

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 adopting 2009 amendments to Whatcom County Code, Title 23 – Shoreline Management Program (AB2014-287)
Pages 252 - 306
2. Resolution adopting the Six-Year Water Resources Improvement Plan (WRIP) for the years 2015 through 2020 (AB2014-299) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)**
Pages 307 - 340
3. Resolution declaring the Whatcom County Flood Control Zone District’s intention to lease property on River Road (AB2014-298) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)**
Pages 341 - 348
4. Resolution approving the Whatcom County Six-Year Transportation Improvement Program (TIP) for the years 2015 through 2020 (AB2014-294)
Pages 349 - 464

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 unclaimed funds more than two years old from the Whatcom County Jail Inmate Trust Fund (AB2014-309)
Pages 128 - 143
2. Request authorization for the County Executive to enter into a lease agreement between Whatcom County and Cornwall Center, Inc., for the purpose of leasing land at the Civic Center Building site, in the amount of \$650 per month, with a 3% annual increase for three years, for a total amount of \$32,632 (AB2014-310)
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Pages 171 - 174

OTHER ITEMS

(From Natural Resources Committee)

1. Resolution supporting the Whatcom County Pollution Identification and Correction (PIC) Program (AB2014-305)
Pages 2 - 9

(From Finance and Administrative Services Committee)

2. Request approval for the County Executive to enter into a contract between DLR Group and Whatcom County for the purpose of providing full design services for the conditional use permit (CUP) for essential public facilities (EPF) permitting process for the new Adult Corrections Facility and Sheriff's Office Headquarters, in the amount of \$825,887 (AB2014-306A)
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Pages 121 - 127

(No Committee Assignment)

7. Resolution accepting petition and poll book, establishing boundaries, officially naming, and ordering an election to determine formation of a proposed irrigation district to be known as the Drayton Watershed Improvement District (from 9/16) (AB2014-224B)
Pages 465 - 486
8. Resolution accepting petition and poll book, establishing boundaries, officially naming, and ordering an election to determine formation of a proposed irrigation district to be known as the Laurel Watershed Improvement District (from 9/16) (AB2014-225B)
Pages 487 - 512
9. Resolution accepting petition and poll book, establishing boundaries, officially naming, and ordering an election to determine formation of a proposed irrigation district to be known as the South Lynden Watershed Improvement District (from 9/16) (AB2014-226B)
Pages 513 - 542
10. Resolution accepting petition and poll book, establishing boundaries, officially naming, and ordering an election to determine formation of a proposed irrigation district to be known as the Sumas Watershed Improvement District (from 9/16) (AB2014-227B)
Pages 543 - 578

COUNCIL APPOINTMENT TO BOARDS, COMMISSIONS, AND COMMITTEES

Per Whatcom County Code 2.03.060 and 100.02.080, applications for council-appointed and Flood Control Zone District Board of Supervisor-appointed citizen boards, commissions, and committees may be accepted until 10:00 a.m. on Tuesday of the week prior to 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 Board of Equalization as an alternate - applicant(s): Matthew Burke (AB2014-302)
Pages 579 - 584

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 Ordinance No. 2013-003 (third amendment) to establish a Project Fund for the New Jail Project 2013-2014 (AB2014-306B) **(proposed schedule – October 14 Finance and Administrative Services Committee and Council)**
Pages 585 - 589
2. Ordinance allowing marijuana production, processing and retailing, on an interim basis, as authorized by Washington State Initiative 502 (AB2014-074D) **(proposed schedule – October 14 public hearing)**
Pages 590 - 609
3. Resolution authorizing the sale of tax title property by negotiation, Request #2014-01 (AB2014-314A) **(proposed schedule – October 14 public hearing)**
Pages 610 - 614

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN

The next regular council meeting is scheduled for 7:00 p.m. Tuesday, October 14, 2014, in the Council Chambers, 311 Grand Avenue.

