

COUNCIL AGENDA FOR JULY 23, 2013

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 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 - 2013 ORDINANCES
1979 - 2013 RESOLUTIONS
1979 - 2013 COMMITTEE MINUTES
1979 - 2013 COUNCIL MINUTES

UPCOMING MEETINGS AND EVENTS:

JULY 30, 2013
HEALTH BOARD
10:30 A.M., COUNCIL CHAMBERS
311 GRAND AVENUE

MEETINGS SCHEDULED FOR TODAY:

NATURAL RESOURCES COMMITTEE (9:30 A.M.)

FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE (11 A.M.)

SPECIAL COMMITTEE OF THE WHOLE (1 P.M.)

PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE
(IMMEDIATELY FOLLOWING SPECIAL COMMITTEE OF THE WHOLE)

COMMITTEE OF THE WHOLE (6:30 P.M.)

COUNCIL COMMITTEE SCHEDULES

NATURAL RESOURCES COMMITTEE

Members: Sam Crawford, Bill Knutzen, Carl Weimer

9:30 a.m. Tuesday, July 23, 2013

Council Chambers, 311 Grand Avenue

Committee Discussion and Recommendations to Council

1. Discussion of proposed amendments to Whatcom County Code Chapter 20.51, Lake Whatcom Watershed Overlay District, and related Comprehensive Plan amendments (AB2013-102A)
Pages 1 - 43

Other Business

FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

Members: Sam Crawford, Ken Mann, Carl Weimer

11 a.m. Tuesday, July 23, 2013

Council Chambers, 311 Grand Avenue

Committee Discussion

1. Presentation by McBride and Associates regarding Legislative sessions (AB2013-258)
Pages 44

Committee Discussion and Recommendations to Council

1. Ordinance amending the Whatcom County Budget, eighth request, in the amount of \$178,129 (AB2013-254)
Pages 45 - 60
2. Ordinance amending Ordinance No. 2013-003 (first amendment) establishing a project fund for the new jail project 2013-2014 (AB2013-255)
Pages 61 - 65
3. Ordinance establishing the Nessel Farm Restoration Project Fund and establishing a project-based budget for the Nessel House Restoration Project (AB2013-256)
Pages 66 - 69
4. Ordinance authorizing an interfund loan to finance cash flow for the Nessel Farm Restoration Project fund (AB2013-256A)
Pages 70 - 71
5. Request authorization for the County Executive to enter into a contract between Whatcom County and Tetra Tech, Inc. for design assistance for stormwater projects in the Birch Bay Watershed, in the amount of \$230,947 (AB2013-259) **(Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)**
Pages 72 - 97

Council "Consent Agenda" Items

1. Resolution amending County Road Project No. 911003 and approval for the County Executive to enter into a contract between Whatcom County and the low bidder, Matia Contractors, Inc. for the Mosquito Lake Road/North Fork Nooksack Bridge No. 332 scour mitigation, in the amount of \$147,790 (AB2013-260)
Pages 98 - 110
2. Request authorization for the County Executive to enter into a contract between Whatcom County and Washington Association of Sheriffs and Police Chiefs to fund personnel to staff the registration program of sex offenders and kidnapping offenders, in the amount of \$140,026.07 (AB2013-261)
Pages 111 - 118

3. Request authorization for the County Executive to enter into a contract between Whatcom County and Interfaith Community Health Center for a two-year period for comprehensive services to individuals with serious and persistent mental illness, in the amount of \$76,752 (AB2013-262)
Pages 119 - 134
4. Request authorization for the County Executive to enter into a contract between Whatcom County and Thrive By Five Washington to provide nurse home visitors to support low income first time mothers with various risk factors, in the amount of \$176,799 (AB2013-263)
Pages 135 - 155
5. Request authorization for the County Executive to award Bid #13-50 for construction of the Hovander Trail to the low bidder, Whatcom Builders, in the amount of \$115,444 (AB2013-264)
Pages 156 - 158
6. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and the State of Washington Department of Natural Resources for survey work and closing costs related to the Lake Whatcom reconveyance, in the amount of \$40,000, for a total amended contract in the amount of \$331,000 (AB2013-265)
Pages 159 - 162
7. Request authorization for the County Executive to enter into a contract between Whatcom County and Hyland Software, Inc. for professional services, software and initial maintenance to implement Electronic Real Estate Excise Tax System (E-REET), in the amount of \$145,542.99 (AB2013-266)
Pages 163 - 198
8. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and DLR Group for pre-design and schematic design work for the Courthouse courtroom renovation project and a feasibility study for holding/release for the adult corrections facility, in the amount of \$257,000, for a total amended contract in the amount of \$748,902 (AB2013-267)
Pages 199 - 212
9. Request authorization for the County Executive to approve the purchase of radios using the Washington State Contract, from vendor Harris Corporation, in the amount of \$68,311.17 (AB2013-276)
Pages 213 - 215

Other Business

SPECIAL COUNCIL COMMITTEE OF THE WHOLE
1 p.m. Tuesday, July 23, 2013
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Executive Louws continues discussion regarding 2014 EMS service (AB2013-170)
Pages 216 - 232
 2. Discussion of a proposed ordinance adopting the current State Building Code and repealing the existing Title 15 of the Whatcom County Code (AB2013-271)
Pages 233 - 282
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PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE
Members: Barbara Brenner, Pete Kremen, Ken Mann
Immediately Following Special Committee of the Whole, July 23, 2013
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Update on the debris flow in the upper Middle Fork of the Nooksack River (AB2013-275)
Page 283

Other Business

COUNCIL COMMITTEE OF THE WHOLE
6:30 p.m. Tuesday, July 23, 2013
Council Conference Room, 311 Grand Avenue

Committee Discussion

1. Discussion regarding potential property acquisition for the Flood Control Zone District (AB2013-018)
(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 284

Other Business

COUNCIL AGENDA

REGULAR COUNCIL MEETING
7 p.m. Tuesday, July 23, 2013
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.

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 finalizing a revised system of assessment for Drainage Improvement District No. 6 (AB2013-237)
Pages 285 - 295
2. Ordinance amending Whatcom County Code to allow agricultural area amendments and related changes affecting the Agriculture Zone (AB2013-128B)
Pages 296 - 326
3. Ordinance adopting amendments to the Six-Year Capital Improvement Program (CIP) for Whatcom County facilities (2013-252)
Pages 327 - 350
4. Ordinance amending Whatcom County Code Chapter 10.34 Ferry Rates (AB2013-253)
Pages 351 - 361
5. Ordinance adopting amendments to the Whatcom County Code to allow packinghouses in the Agriculture Zoning District (AB2012-300B)
Pages 362 - 384

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 amending County Road Project No. 911003 and approval for the County Executive to enter into a contract between Whatcom County and the low bidder, Matia Contractors, Inc. for the Mosquito Lake Road/North Fork Nooksack Bridge No. 332 scour mitigation, in the amount of \$147,790 (AB2013-260)
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Pages 199 - 212
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Pages 213 - 215

OTHER ITEMS

(From Natural Resources Committee)

1. Ordinance amending Whatcom County Code Chapter 20.51, Lake Whatcom Watershed Overlay District, and related Comprehensive Plan amendments (AB2013-102A)
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(From Finance and Administrative Services Committee)

2. Ordinance amending the Whatcom County Budget, eighth request, in the amount of \$178,129 (AB2013-254)
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Pages 72 - 97

(No Committee Assignment)

7. Resolution restoring the WRIA 1 Planning Unit to assist the Whatcom County Council regarding water resources (AB2013-190) (from 6/4 and 7/9)
Pages 385 - 388
8. Resolution adopting the Swift Creek Sediment Management Action Plan (SCSMAP) and SCSMA Phase 1 projects proposal (AB2013-111A)
Pages 389 - 392
9. Request confirmation of the County Executive's reappointment of David Warren to the Bellingham-Whatcom Public Facilities District (AB2013-268)
Pages 393 - 394
10. Request confirmation of the County Executive's appointments of John Mitchell and Justin Powers to the Whatcom County Veteran's Advisory Board (AB2013-269)
Pages 395 - 398

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 Whatcom County Budget, ninth request, in the amount of \$1,020,100 (AB2013-270) **(proposed schedule – August 6 Finance and Administrative Services Committee and Council)**
Pages 399 - 467
2. Ordinance amending WCC 21.05.039 Phasing, expiration and time extension for preliminary long subdivision approval (AB2013-272) **(proposed schedule – August 6 Planning and Development Committee and Council)**
Pages 468 - 479
3. Ordinance amending Whatcom County Zoning Code Title 20 – Section 20.80.630, Stormwater and Drainage, relating to water quality and stormwater management in the Birch Bay UGA (AB2013-273) **(proposed schedule – August 6 Planning and Development Committee and Council)**
Pages 480 - 489
4. Community Development Block Grant Closeout – Opportunity Council's Housing Rehabilitation Project (AB2013-274) **(proposed schedule – August 6 public hearing)**
Pages 490 - 491

OTHER BUSINESS

REPORTS AND OTHER ITEMS FROM COUNCILMEMBERS

ADJOURN

The next regular council meeting is scheduled for 7 p.m. Tuesday, August 6, 2013, in the Council Chambers, 311 Grand Avenue.