WHATCOM COUNTY COUNCIL

COUNCIL AGENDA FOR JANUARY 26, 2016

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 AND VIDEO
COUNCIL OFFICE EMAIL POLICY
CURRENT COUNCIL AGENDA
CURRENT COUNCIL PACKET
PUBLIC NOTICES
1979 - 2016 ORDINANCES
1979 - 2016 RESOLUTIONS
1984 - 2016 COMMITTEE MINUTES
1979 - 2016 COUNCIL MINUTES

UPCOMING MEETINGS AND EVENTS:

FEBRUARY 2, 2016
10:30 A.M. – HEALTH BOARD MEETING
COUNCIL CHAMBERS, 311 GRAND AVENUE

FEBRUARY 9, 2016
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

FEBRUARY 15, 2016
OFFICE CLOSED – HOLIDAY

SPECIAL NOTES FOR TODAY:

PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE BEGINS AT 1 P.M.

PLANNING AND DEVELOPMENT COMMITTEE BEGINS AT 2:30

SPECIAL COMMITTEE OF THE WHOLE (COMPREHENSIVE PLAN) BEGINS AT 3 P.M.
COUNCIL COMMITTEE SCHEDULES

NATURAL RESOURCES COMMITTEE
Members: Todd Donovan, Satpal Sidhu, Carl Weimer
9:30 a.m. Tuesday, January 26, 2016
Council Chambers, 311 Grand Avenue

Special Order of Business
1. Nomination and appointment of committee chair (AB2016-021)
   No Paper

Committee Discussion
1. Briefing from the Washington State Department of Natural Resources (DNR) regarding recreation planning for DNR-managed lands (AB2016-069)
   Pages 1 - 2
2. Briefing and discussion on Whatcom County Comprehensive Plan Chapter 8, Resource Lands (AB2016-047H) (the Washington State Growth Management Act requires periodic updates of the Whatcom County Comprehensive Plan and review of urban growth areas under RCW 36.70A.130, to be complete by the end of June 2016)
   Pages 3 - 4

Other Business

FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE
Members: Rud Browne, Ken Mann, Satpal Sidhu
11 a.m. Tuesday, January 26, 2016
Council Chambers, 311 Grand Avenue

Special Order of Business
1. Nomination and appointment of committee chair (AB2016-021)
   No Paper

County Executive's Report

Committee Discussion and Recommendations to Council
1. Ordinance amending the 2016 Whatcom County Budget, third request (AB2016-049)
   Pages 5 - 10

Council "Consent Agenda" Items
1. Request authorization for the County Executive to enter into a contract for services between Whatcom County and Gallagher Benefit Services, Inc., to study the compensation and classification of positions covered by the Unrepresented Resolution, in the amount of $32,500 (AB2016-052)
   Pages 11 - 26
2. Request authorization for the County Executive to enter into an interlocal cooperative agreement between Whatcom County and Skagit County to provide mutual assistance of labor, equipment, or materials to minor projects on a reimbursable basis for road maintenance activities (AB2016-053)
   Pages 27 - 35
3. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Stellar J Corporation for a plant material substitution, reduced in-fill wall drilling, reduced touch up painting, additional overhead and weld inspection costs, in the amount of $33,096 (AB2016-054)
   Pages 36 - 40
4. Request authorization for the County Executive to enter into an amended lease agreement between Whatcom County and Whatcom Sports and Recreation for the use of Northwest Soccer Park to include naming rights to recognize a major donor and assumption of the adjoining improvements and area leased to the Boys and Girls Club (AB2016-055)
   Pages 41 - 60
5. Request authorization for the County Executive to enter into a purchase and sale agreement with the Lummi Island Heritage Trust to acquire a public access and conservation easement on the former 105 acre quarry site on Lummi Island, in the amount of $400,000 (AB2016-056)

   Pages 61 - 70

6. Request authorization for the County Executive to approve the purchase of light bars and accessories, on an as-needed basis, using Washington State Contract #08213 through vendors Carson Manufacturing Company Inc., Code 3, Inc., Soundoff Signal, Star Headlight & Lantern Company Inc., and Whelen Engineering Company, in an amount not to exceed $150,000 (AB2016-057)

   Pages 71 - 73

7. Request authorization for the County Executive to approve the purchase of traffic line paint, on an as-needed basis, using Washington State Contract #07609 through vendor Alpine Products, in an amount not to exceed $500,000 (AB2016-058)

   Pages 74 - 76

8. Request authorization for County Executive to approve a contract between Whatcom County and Michael Bobbink Land Use Services, Inc., for hearing examiner services, in the amount of $88,783.32 (AB2016-051)

   Pages 77 - 88

9. Request authorization for the County Executive to enter into a contract between Whatcom County and the Port of Bellingham for EDI funding in the amount of $3,000,000, as recommended by the EDI Board, for support of the All American Marine Expansion project, as a loan in the amount of $2,000,000 and a grant in the amount of $1,000,000 (AB2016-059)

   Pages 89 - 127

10. Request authorization for the County Executive to enter into a contract between Whatcom County and SoftResources LLC for permit tracking and data management software consulting, in the amount of $85,115 (AB2016-060)

    Pages 128 - 156

11. Request authorization for the County Executive to enter into a custodial agreement between Whatcom County and South Fork Valley Community Association for operation and scheduling of the Van Zandt Community Hall and Josh VanderYacht Park, in the amount of $1,000 annually (AB2016-061)

    Pages 157 - 168

12. Resolution accepting the Treasurer’s list of petitions for property tax refunds (AB2016-067)

    Pages 169 - 184

Other Business

PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE

Members: Barbara Brenner, Rud Browne, Ken Mann

1:30 1 p.m. Tuesday, January 26, 2016

Council Chambers, 311 Grand Avenue

Special Order of Business

1. Nomination and appointment of committee chair (AB2016-021)

   No Paper

Committee Discussion

1. Discussion regarding proposal to install a public-use phone in Glacier (AB2016-070)

   Pages 185 - 194

2. Briefing and discussion on Whatcom County Comprehensive Plan Chapter 4, Capital Facilities (AB2016-047D) (the Washington State Growth Management Act requires periodic updates of the Whatcom County Comprehensive Plan and review of urban growth areas under RCW 36.70A.130, to be complete by the end of June 2016)

   Pages 195 - 196

Other Business
PLANNING AND DEVELOPMENT COMMITTEE
Members: Barbara Brenner, Todd Donovan, Carl Weimer
3-2:30 p.m. Tuesday, January 26, 2016
Council Chambers, 311 Grand Avenue

Special Order of Business

1. Nomination and appointment of committee chair (AB2016-021)
   No Paper

Committee Discussion

1. Review of the final draft of the 2016 Comprehensive Parks, Recreations, and Open Space Plan and process (AB2016-062)
   Pages 197 - 199

Other Business

SPECIAL COMMITTEE OF THE WHOLE
3 p.m. Tuesday, January 26, 2016
Council Conference Room, 311 Grand Avenue

Committee Discussion

1. Briefing and discussion on Whatcom County Comprehensive Plan Chapter 2, Land Use (includes urban growth areas) (AB2016-047B) (the Washington State Growth Management Act requires periodic updates of the Whatcom County Comprehensive Plan and review of urban growth areas under RCW 36.70A.130, to be complete by the end of June 2016)
   Pages 200 - 201

Other Business

COMMITTEE OF THE WHOLE
6 p.m. Tuesday, January 26, 2016
Council Conference Room, 311 Grand Avenue

Committee Discussion

1. Discussion with Senior Deputy Prosecutor Karen Frakes regarding pending litigation, Carney and Reid v. Whatcom County, et al (AB2016-018)
   [Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (i)]
   No Paper

   [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 with Senior Deputy Prosecutor Karen Frakes regarding potential litigation, GPT permit process (AB2016-018)
   [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, January 26, 2016
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. Initial hearing on potential revisions to the Whatcom County Comprehensive Plan, including Urban Growth Area (UGA) boundary changes (AB2016-047) *(the Washington State Growth Management Act requires periodic updates of the Whatcom County Comprehensive Plan and review of urban growth areas under RCW 36.70A.130, to be complete by the end of June 2016)*
   Pages 202 - 203

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 authorization for the County Executive to enter into a contract for services between Whatcom County and Gallagher Benefit Services, Inc., to study the compensation and classification of positions covered by the Unrepresented Resolution, in the amount of $32,500 (AB2016-052)
   Pages 11 - 26

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Pages 157 - 168

12. Resolution accepting the Treasurer’s list of petitions for property tax refunds (AB2016-067)

Pages 169 - 184

OTHER ITEMS
(From Finance and Administrative Services Committee)

1. Ordinance amending the 2016 Whatcom County Budget, third request (AB2016-049)

Pages 5 - 10

(No Committee Assignment)

2. Appointment of members to serve on the 2016 Whatcom County Districting Committee (AB2016-068)

Pages 204 - 206

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. Confirmation of appointments to Executive’s Boards and Commissions for the year 2016 (AB2016-063)

Pages 207 - 250
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 regarding temporary installation of stop signs on North Lake Samish Road No. 107 (AB2016-064) Pages 251 - 256

2. Ordinance amending the 2016 Whatcom County Budget, fourth request, in the amount of $700,000 (AB2016-065) Pages 257 - 263

3. Ordinance amending the initial East Whatcom Regional Resource Center Project Budget (Amendment No. 7 to Ordinance 2008-025), in the amount of $1,050,000 (AB2016-066) Pages 264 - 266

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN
The next regular council meeting is scheduled for 7 p.m. February 9, 2016, in the Council Chambers, 311 Grand Avenue.
**CALL TO ORDER**

Councilmembers Present: Weimer, Buchanan, Mann, Browne, Brenner, Sidhu, Donovan
Absent: None

**FLAG SALUTE**

**ANNOUNCEMENTS**

**OPEN SESSION**

**OTHER ITEMS**

1. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Stericycle Environmental Solutions to extend the agreement for an additional three year period, clarify scope of work, and allow for a three percent cost increase (AB2016-048)
   Approved 7-0

2. Resolution supporting the construction of a lighthouse at Lighthouse Marine Park in Point Roberts (AB2016-050)
   Approved 7-0, Resolution 2016-001

**COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**

1. Annual appointment to various boards and commissions (AB2015-367)
   See next page

2. Annual appointment to Flood Control Zone District Advisory Committee and Subzones (AB2015-367A) *(Council Acting as the Whatcom County Flood Control Zone District Board of Supervisors)*
   See next page

**INTRODUCTION ITEMS**

1. Ordinance amending the 2016 Whatcom County Budget, third request (AB2016-049)
   Introduced 7-0

**COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES**

**ADJOURN**

The next regular Council meeting is scheduled for 7:00 p.m. Tuesday, January 26, 2016 in the Council Chambers, 311 Grand Avenue, Bellingham
BOARD OF EQUALIZATION:
  District 3: Tammy Valenti
  Alternate: Emily Weaver and David Simpson

DRAYTON HARBOR SHELLFISH PROTECTION DISTRICT:
  Steve Seymour and David Thomson

FORESTRY ADVISORY COMMITTEE:
  Commercial Forest Landowner: Aubrey Stargell
  Citizen with Forestry Expertise: Phil Cloward
  Harvester: Rod Lofdahl
  Small Forest Landowner: Gerry Millman

INCARCERATION PREVENTION AND REDUCTION TASK FORCE:
  Federally Qualified Health Center (FQHC): Randy Polidan

LUMMI ISLAND FERRY ADVISORY COMMITTEE:
  Property Owner/Resident: Nancy Ging, Charles Bailey, Rhayma Blake
  Non-Islander: Heidi Forbes

PLANNING COMMISSION:
  District 2: Gary Honcoop and Atul Deshmane

PORTAGE BAY SHELLFISH PROTECTION DISTRICT:
  Jon DeJong and Albert de Boer

SOLID WASTE ADVISORY COMMITTEE:
  Citizen: Ed Nikula and Casey Heinle

SURFACE MINING ADVISORY COMMITTEE:
  Potable Domestic Groundwater Supply: Leaf Schumann

BOARDS AND COMMISSION APPOINTMENTS – BOARD OF SUPERVISORS

FLOOD CONTROL ZONE DISTRICT ADVISORY COMMITTEE:
  Geographic area: Scott Bedlington and Sonny Kunchick
  Special Districts: Ron Bronsema and Scott Hulse
  Impacted Cities: John Perry and Robert Bromley

BIRCH BAY WATERSHED AND AQUATIC RESOURCES MANAGEMENT ADVISORY COMMITTEE:
  William Booth and Don Brown

LYNDEN/EVERSON FLOOD CONTROL SUBZONE ADVISORY COMMITTEE:
  Ron Bronsema

SUMAS/EVERSON/NOOKSACK FLOOD CONTROL SUBZONE ADVISORY COMMITTEE:
  Kelly Houston