COUNCIL AGENDA
FOR SEPTEMBER 27, 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 CAN BE VIEWED LIVE AT https://www.youtube.com/user/WhatcomCountyGov AND ARE ALSO BROADCAST 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 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:

OCTOBER 11, 2016
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

OCTOBER 17, 2016
3 P.M. - LAKE WHATCOM POLICY GROUP
FIREPLACE ROOM, 625 HALLECK STREET

OCTOBER 18, 2016
10:30 A.M. – SURFACE WATER WORK SESSION
GARDEN LEVEL CONFERENCE ROOM, 322 N. COMMERCIAL STREET

OCTOBER 25, 2016
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE
COUNCIL COMMITTEE SCHEDULES

NATURAL RESOURCES COMMITTEE
Member: Todd Donovan, Satpal Sidhu, Carl Weimer
9:30 a.m. Tuesday, September 27, 2016
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Presentation and discussion of the second draft of the Lookout Mountain Forest Preserve and Lake Whatcom Park Recreational Trails Plan (AB2016-091A)
   Pages 1 - 152

Committee Discussion and Recommendation to Council

1. Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County, Lummi Nation, Nooksack Indian Tribe, Washington State Department of Fish & Wildlife, the Cities of Bellingham, Blaine, Everson, Ferndale, Lynden, Nooksack, and Sumas and Public Utility District No. 1 of Whatcom County regarding coordinated water and natural resources management (AB2016-258)
   Pages 153 - 174

Other Business

FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE
Member: Rud Browne, Ken Mann, Satpal Sidhu
11 a.m. Tuesday, September 27, 2016
Council Chambers, 311 Grand Avenue

County Executive’s Report

Special Presentation

1. Presentation from SoftResources LLC, consultant, regarding their permit and data management assessment (AB2016-060A)
   Page 175

Committee Discussion and Recommendations to Council

1. Request authorization for the County Executive to enter into an interagency agreement between Whatcom County Flood Control Zone District and the Washington Department of Ecology for the 2016-2017 Washington Conservation Corps crew to implement and maintain watershed restoration and stormwater projects and assist with water quality monitoring, in an amount not to exceed $60,000 (AB2016-278) (Council acting as Whatcom County Flood Control Zone District Board of Supervisors)
   Pages 176 - 187

2. Request authorization for the County Executive to enter into a joint funding agreement between Whatcom County Flood Control Zone District and the US Department of Interior, U.S. Geological Survey for stream gaging and data analysis and publication at seven stations in the Nooksack Watershed, in an amount not to exceed $77,650 (AB2016-279) (Council acting as Whatcom County Flood Control Zone District Board of Supervisors)
   Pages 188 - 194

3. Request authorization for the County Executive to enter into a joint funding agreement between Whatcom County Flood Control Zone District and the US Department of Interior, U.S. Geological Survey, for ongoing operation and maintenance of the County's six stream gages within the Nooksack River early flood warning system, a stream gage at the Nooksack River Everson Overflow, a stream gage on Jones Creek in Acme, and a new gage on Jordan Creek in Ferndale for early flood warning and flood response, in the amount of $127,150 (AB2016-280) (Council acting as Whatcom County Flood Control Zone District Board of Supervisors)
   Pages 195 - 201
4. Ordinance amending the 2016 Whatcom County Budget, fifteenth request, in the amount of $307,428 (AB2016-274)  
   Pages 202 - 213

5. Ordinance amending Ordinance 2014-083 (amendment No. 2) to establish the Cedar Hills/Euclid Stormwater improvements fund and establish a project based budget for Cedar Hills/Euclid stormwater improvements in the amount of $260,000 (AB2016-275)  
   Pages 214 - 219

Council "Consent Agenda" Items

1. Request authorization for the County Executive to enter into a contract between Whatcom County and Hatfield Dawson Consulting Engineers, LLC to conduct a communication needs analysis of the Whatcom Unified Emergency Coordination Center and update/review of the Whatcom County Public Safety Radio System Design Study, in the amount of $44,235 (AB2016-281)  
   Pages 220 - 240

2. Request approval for the County Executive to authorize the purchase, using Washington State Contract # 06913, radios and related accessories on an as-needed basis from vendor Motorola, Inc., in an amount not to exceed $150,000 (AB2016-282)  
   Pages 241 - 243

3. Request authorization for the County Executive to enter into a contract between Whatcom County and Vera Institute of Justice for technical assistance to support to the Incarceration Prevention and Reduction Task Force in developing well-researched, data-based recommendations, in the amount of $146,371 (AB2016-283)  
   Pages 244 - 256

Other Business

SPECIAL COMMITTEE OF THE WHOLE
Immediately Following Finance and Administrative Services Committee
Tuesday, September 27, 2016
Council Conference Room, 311 Grand Avenue

Committee Discussion

1. Discussion with Legislative Analyst Forrest Longman regarding budget review and work assignments (AB2016-294)  
   Page 257

Other Business

PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE
Members: Barbara Brenner, Rud Browne, Ken Mann
1:30 p.m. Tuesday, September 27, 2016
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion of resolution approving the Whatcom County 2017 Annual Construction Program (ACP) (AB2016-284) (resolution scheduled for introduction this evening)  
   Pages 258 - 301

Committee Discussion and Recommendations to Council

1. Resolution requesting reimbursement for public safety costs directly associated with the May 7, 2016, Donald J. Trump Campaign visit to Whatcom County (AB2016-292)  
   Pages 302 - 304

Other Business
COUNCIL AGENDA

REGULAR COUNCIL MEETING
7 p.m. Tuesday, September 27, 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.

(Public comment will apply to both items listed below)

1. Ordinance imposing an interim moratorium on the acceptance and processing of applications and permits for new or expanded facilities in the Cherry Point urban growth area, the primary purpose of which would be the shipment of unrefined fossil fuels not to be processed at Cherry Point (AB2016-256A)
   Pages 305 - 309
2. Emergency Ordinance 2016-031 imposing a moratorium on the acceptance and processing of applications and permits for new or expanded facilities in the Cherry Point Urban Growth Area the primary purpose of which would be the shipment of unrefined fossil fuels not to be processed at Cherry Point (AB2016-256) (procedural hearing – ordinance was adopted August 9, 2016)
   Pages 310 - 314

OPEN SESSION (20 MINUTES)
During open session, audience members can speak to the council on any issue not scheduled for public hearing this evening. 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 between Whatcom County and Hatfield Dawson Consulting Engineers, LLC to conduct a communication needs analysis of the Whatcom Unified Emergency Coordination Center and update/review of the Whatcom County Public Safety Radio System Design Study, in the amount of $44,235 (AB2016-281)
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Pages 244 - 256

OTHER ITEMS

(From Natural Resources Committee)

1. Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County, Lummi Nation, Nooksack Indian Tribe, Washington State Department of Fish & Wildlife, the Cities of Bellingham, Blaine, Everson, Ferndale, Lynden, Nooksack, and Sumas and Public Utility District No. 1 of Whatcom County regarding coordinated water and natural resources management (AB2016-258)

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Pages 214 - 219

(From Public Works, Health, and Safety Committee)

7. Resolution requesting reimbursement for public safety costs directly associated with the May 7, 2016, Donald J. Trump Campaign visit to Whatcom County (AB2016-292)

Pages 302 - 304

(No Committee Assignment)

8. Resolution establishing the Council’s regular meeting dates for 2017 (AB2016-293)

Pages 315 - 316
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 for confirmation of the County Executive’s appointment of Stephen Jackson to the North Sound Mental Health Advisory Board (AB2016-285)  
   Pages 317 - 321
2. Request for confirmation of the County Executive’s appointment of Barry MacHale to the Developmental Disabilities Board (AB2016-286)  
   Pages 322 - 325
3. Request for confirmation of the County Executive’s appointments to the Whatcom County Commission on Salaries for Elected Officials (AB2016-287)  
   Pages 326 - 336

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. Receipt of application for the Acme/Van Zandt Flood Subzone Advisory Committee, applicant: Galen Smith (AB2016-277) (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors) (application deadline for any other applicants to this vacancy is 10 a.m. on October 4, 2016)  
   Pages 337 - 338
2. Resolution approving the Whatcom County 2017 Annual Construction Program (ACP) (AB2016-284)  
   Pages 258 - 301
3. Ordinance closing the Superior Court Fourth Judge Courtroom Renovation Project Fund (AB2016-288)  
   Pages 339 - 341
4. Ordinance adopting the current state building code and repealing the existing Title 15 of the Whatcom County Code (AB2016-289)  
   Pages 342 - 391
5. Resolution forwarding draft Shoreline Master Program amendments to the Department of Ecology for review (AB2016-270A)  
   Pages 392 - 398
   Pages 399 - 408

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN
The next regular council meeting is scheduled for 7 p.m. October 11, 2016, in the Council Chambers, 311 Grand Avenue.
WHATCOM COUNTY COUNCIL

AGENDA REVISION NOTICE
FOR SEPTEMBER 27, 2016
(DISTRIBUTED AT 4:30 P.M. ON SEPTEMBER 21, 2016)

THE FOLLOWING ITEM HAS BEEN ADDED TO THE COUNCIL’S NATURAL RESOURCES COMMITTEE AGENDA:

COMMITTEE DISCUSSION

2. Discussion of a draft ordinance amending Chapters 20.51, 20.71, 20.80, 20.85, 20.97 and Title 21 of the Whatcom County Code to make low impact development (LID) a stormwater and land use strategy that strives to mimic natural hydrologic processes, the preferred approach to site development by minimizing impervious surfaces, native vegetation loss, and stormwater runoff (AB2016-257)
WHATCOM COUNTY COUNCIL

SECOND AGENDA REVISION NOTICE
FOR SEPTEMBER 27, 2016
(DISTRIBUTED AT 11:30 A.M. ON SEPTEMBER 27, 2016)

THE FOLLOWING ITEM HAS BEEN ADDED TO THE COUNCIL’S EVENING MEETING AGENDA:

INTRODUCTION

7. Ordinance amending Chapters 20.51, 20.71, 20.80, 20.85, 20.97 and Title 21 of the Whatcom County Code to make low impact development (LID) a stormwater and land use strategy that strives to mimic natural hydrologic processes, the preferred approach to site development by minimizing impervious surfaces, native vegetation loss, and stormwater runoff (AB2016-257) (related paperwork can be found at:  http://www.co.whatcom.wa.us/DocumentCenter/View/21172  )