COUNTY COUNCIL AGENDA
FOR WEDNESDAY,
NOVEMBER 9, 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:

NOVEMBER 11, 2016
HOLIDAY – OFFICE CLOSED

NOVEMBER 15, 2016
10:30 A.M. – SURFACE WATER WORK SESSION
GARDEN LEVEL CONFERENCE ROOM, 322 N. COMMERCIAL STREET

NOVEMBER 21, 2016
3 P.M. – LAKE WHATCOM POLICY GROUP
FIREPLACE ROOM, 625 HALLECK STREET

NOVEMBER 22, 2016
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE
COUNCIL COMMITTEE SCHEDULES

SPECIAL COMMITTEE OF THE WHOLE
9:30 a.m. Wednesday, November 9, 2016
Council Committee Room, 311 Grand Avenue

Committee Discussion

1. Discussion with Senior Deputy Prosecutor Karen Frakes regarding pending litigation, Hirst et al v. Whatcom County, GMHB Case No. 12-2-0013 (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

2. Discussion with Senior Deputy Prosecutor Jeffrey Sawyer regarding pending litigation, Ringe v. Whatcom County, filed in Skagit County Superior Court (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

SPECIAL COMMITTEE OF THE WHOLE
10:15 a.m. Wednesday, November 9, 2016
Council Chambers, 311 Grand Avenue

Committee Discussion and Recommendations to Council

1. Resolution ordering the cancellation of accounts receivable more than one year old (AB2016-322)
   Pages 1 - 11

2. Resolution ordering the cancellation of checks (warrants) more than one year old (AB2016-323)
   Pages 12 - 17

3. Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Whatcom Conservation District for the Lake Whatcom Homeowner Incentive Program, in the amount of $50,000 (AB2016-324)
   Pages 18 - 30

4. Resolution authorizing the County Executive to make application and enter into a grant agreement with the Washington State Recreation and Conservation Office for funding through the Nonhighway and Off-road Vehicle Activities Program, in the amount of $200,000 for the development of non-motorized recreational trails at Lookout Mountain Forest Preserve and Lake Whatcom Park, and $200,000 for the development of non-motorized recreational trails at South Fork Park (AB2016-091C)
   Pages 31 - 34

Special Order of Business

1. Discussion and formulation of recommendations related to a proposed ordinance adopting the 2017-2018 Whatcom County Budget (AB2016-198C) (ordinance scheduled for introduction this evening)
   Page 35 - 58

Other Business

PLANNING AND DEVELOPMENT COMMITTEE
Members: Barbara Brenner, Todd Donovan, Carl Weimer
3 p.m. Wednesday, November 9, 2016
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion regarding proposed ordinance adopting the current state building code and repealing the existing Title 15 of the Whatcom County Code (AB2016-289)
   Pages 59 - 119

2. Discussion regarding proposed ordinance adopting amendments to Whatcom County Code Title 20, Zoning, related to permitting kennels in the Agricultural Zone as a conditional use (AB2016-338) (ordinance scheduled for introduction this evening)
   Pages 120 - 150

Other Business
COUNCIL AGENDA

REGULAR COUNCIL MEETING
7 p.m. Wednesday, November 9, 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.

OPEN SESSION (20 MINUTES)
During open session, audience members can speak to the council on any issue not scheduled for public hearing. 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.

OTHER ITEMS
(From Special Committee of the Whole)

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2. Resolution ordering the cancellation of checks (warrants) more than one year old AB2016-323) Pages 12 - 17
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4. Resolution authorizing the County Executive to make application and enter into a grant agreement with the Washington State Recreation and Conservation Office for funding through the Nonhighway and Off-road Vehicle Activities Program, in the amount of $200,000 for the development of non-motorized recreational trails at Lookout Mountain Forest Preserve and Lake Whatcom Park, and $200,000 for the development of non-motorized recreational trails at South Fork Park (AB2016-091C) Pages 31 - 34

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 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. Appointment to four vacancies on the Horticulture Pest and Disease Board, applicants: Melissa Bedlington, Allen Brown, Mike Hawley, Matthew McDermott (AB2016-319) (the Horticulture Pest and Disease Board assists Whatcom County in its efforts to more effectively control and prevent the spread of horticultural pests and diseases) Pages 151 - 162

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 Robert Seaman to the Whatcom Marine Resources Committee (AB2016-325) (the Marine Resources Committee assists Whatcom County in its efforts to address local marine issues and recommends remedial action to local authorities) Pages 163 - 165
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 establishing the Sudden Valley Stormwater Improvements Fund and establishing a project-based budget for the Sudden Valley Stormwater Improvements Project (AB2016-326)  
   Pages 166 - 169
2. Ordinance establishing the Hovander Park Building Improvements Fund and establishing a project-based budget for the Hovander Park Building Improvements Project (AB2016-327)  
   Pages 170 - 173
3. Ordinance establishing the Lake Whatcom Trail Development Fund and establishing a project-based budget for the Lake Whatcom Park Trail Development Project (AB2016-328)  
   Pages 174 - 177
4. Ordinance amending Ordinance 2014-080 (establishment of the Academy Road Stormwater Improvements Fund and Academy Road Stormwater Improvements Project-Based Budget) to request additional appropriation authority, in the amount of $98,000 (AB2016-329)  
   Pages 178 - 183
5. Ordinance amending Ordinance 2014-081 (establishment of the Agate Heights/Estate Bay Line Stormwater Improvements Fund and Agate Heights Estate/Bay Lane Stormwater Improvements Project-Based Budget) to request additional appropriation authority, in the amount of $170,000 (AB2016-330)  
   Pages 184 - 189
6. Ordinance amending Ordinance 2014-083 (establishment of the Cedar Hills/Euclid Stormwater Improvements Fund and Cedar Hills/Euclid Stormwater Improvements Project-Based Budget) to request additional appropriation authority, in the amount of $200,000 (AB2016-275A)  
   Pages 190 - 195
7. Ordinance amending the 2016 Whatcom County Budget, seventeenth request, in the amount of $2,336,646 (AB2016-331)  
   Pages 196 - 213
8. Ordinance closing the Superior Court Fourth Judge Courtroom Renovation Project Fund 346 (AB2016-332)  
   Pages 214 - 215
9. Ordinance closing the Rural Road Safety Program Fund 343 (AB2016-333)  
   Pages 216 - 218
10. Ordinance closing the Lake Whatcom Boulevard Re-Surfacing Fund 352 (AB2016-334)  
    Pages 219 - 221
11. Ordinance closing the Slater Rd/Nooksack River Bridge Fund 354 (AB2016-335)  
    Pages 222 - 224
12. Ordinance closing the Hannegan Rd Structural Overlay Project Fund 356 (AB2016-336)  
    Pages 225 - 227
13. Ordinance closing the Beaver Creek Stormwater Improvements Fund 366 (AB2016-337)  
    Pages 228 - 230
14. Ordinance adopting amendments to Whatcom County Code Title 20, Zoning, related to permitting kennels in the Agricultural Zone as a conditional use (AB2016-338)  
    Pages 120 - 150
15. Ordinance authorizing the 2017 Whatcom County Unified Fee Schedule (AB2016-339)  
    Pages 231 - 282
16. Ordinance adopting the final budget of Whatcom County for the biennium 2017-2018 (AB2016-198C)  
Pages 35 - 58

17. Ordinance limiting the 2017 General Fund Property Tax Levy (AB2016-340)  
Pages 283 - 284

18. Ordinance authorizing the levy of taxes for Conservation Futures purposes for 2017 (AB2016-341)  
Pages 285 - 286

19. Ordinance authorizing the levy of 2017 property taxes for county road purposes (AB2016-342)  
Pages 287 - 289

20. Ordinance authorizing the levy of taxes for county and state purposes in Whatcom County, Washington, for the year of 2017 (AB2016-343)  
Pages 290 - 293

21. Resolution vacating an unnamed alley within the Whispering Pines Plat (AB2016-210A)  
Pages 294 - 305

22. Resolution adopting the final 2017 budget of the Point Roberts Transportation Benefit District (AB2016-344) (Council acting as the Point Roberts Transportation Benefit District Governing Body)  
Pages 306 - 307

23. Resolution adopting the 2017 budget for the Whatcom County Flood Control Zone District and Subzones (AB2016-345) (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)  
Pages 308 - 321

24. Resolution of the Whatcom County Flood Control Zone District Six-Year Water Resources Improvement Program for the years 2017 through 2022 (AB2016-346) (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)  
Pages 322 - 365

25. Resolution authorizing the levy of taxes for the Whatcom County Flood Control Zone District for 2017 (AB2016-347) (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)  
Pages 366 - 367

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN

The next regular Whatcom County Council meeting is scheduled for 7 p.m. November 22, 2016, in the Council Chambers, 311 Grand Avenue.
AGENDA REVISION NOTICE
FOR NOVEMBER 9, 2016
(DISTRIBUTED AT 2:30 P.M. ON NOVEMBER 7, 2016)

THE FOLLOWING MEETING HAS BEEN CANCELED:

PLANNING AND DEVELOPMENT COMMITTEE
Members: Barbara Brenner, Todd Donovan, Carl Weimer
3 p.m. Wednesday, November 9, 2016
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion regarding proposed ordinance adopting the current state building code and repealing the existing Title 15 of the Whatcom County Code (AB2016-289)
   Pages 59 - 119

2. Discussion regarding proposed ordinance adopting amendments to Whatcom County Code Title 20, Zoning, related to permitting kennels in the Agricultural Zone as a conditional use (AB2016-338) (ordinance scheduled for introduction this evening)
   Pages 120 - 150

Other Business

THE FOLLOWING ITEMS HAVE BEEN REMOVED FROM THE EVENING COUNCIL MEETING AGENDA:

INTRODUCTION

14. Ordinance adopting amendments to Whatcom County Code Title 20, Zoning, related to permitting kennels in the Agricultural Zone as a conditional use (AB2016-338)
   Pages 120 - 150

21. Resolution vacating an unnamed alley within the Whispering Pines Plat (AB2016-210A)
   Pages 294 - 305

PLEASE NOTE: COUNCIL WILL BREAK FOR LUNCH AROUND NOON (TIME TO BE DETERMINED).
WHATCOM COUNTY COUNCIL

SECOND AGENDA REVISION NOTICE FOR NOVEMBER 9, 2016
(DISTRIBUTED AT 2:45 P.M. ON NOVEMBER 7, 2016)

THE FOLLOWING ITEM HAS BEEN REMOVED FROM THE EVENING COUNCIL MEETING AGENDA:

INTRODUCTION

8. Ordinance closing the Superior Court Fourth Judge Courtroom Renovation Project Fund 346 (AB2016-332)
   Pages 214 - 215
WHATCOM COUNTY COUNCIL

THIRD AGENDA REVISION NOTICE
FOR NOVEMBER 9, 2016
(DISTRIBUTED AT 3:45 P.M. ON NOVEMBER 9, 2016)

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

INTRODUCTION

26. Resolution of the Whatcom County Council requesting that the Executive prepare alternative financing options for selected water resources services (AB2016-351)