WHATCOM COUNTY COUNCIL

COUNCIL AGENDA
FOR DECEMBER 6, 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:

DECEMBER 23, 2016  HOLIDAY – OFFICE CLOSED
DECEMBER 26, 2016  HOLIDAY – OFFICE CLOSED
JANUARY 2, 2017  HOLIDAY – OFFICE CLOSED
JANUARY 10, 2017  REGULAR COUNCIL AND COMMITTEE MEETINGS COUNCIL CHAMBERS, 311 GRAND AVENUE
JANUARY 17, 2017  HOLIDAY – OFFICE CLOSED
COUNCIL COMMITTEE SCHEDULES

NATURAL RESOURCES COMMITTEE
Members: Todd Donovan, Satpal Sidhu, Carl Weimer
9:30 a.m. Tuesday, December 6, 2016
Council Chambers, 311 Grand Avenue

Special Presentation

1. Presentation by Puget Sound Energy on thermal electric generating facilities (AB2016-399)  Page 1
2. Update on Drayton Harbor Shellfish Growing Area reclassification (AB2016-370)  Page 2

Other Business

FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE
Members: Rud Browne, Ken Mann, Satpal Sidhu
11 a.m. Tuesday, December 6, 2016
Council Chambers, 311 Grand Avenue

County Executive’s Report

Committee Discussion and Recommendations to Council

1. Ordinance amending Ordinance 2012-050 establishing the Birch Bay Drive and Pedestrian Facility Project Fund and establishing a project based budget for CRP No. 907001 (AB2016-363)  Pages 3 - 9
2. Ordinance amending Whatcom County Code Title 2, Chapter 2.120, Section 2.120.040 Membership - Term of Office for the Surface Mining Advisory Committee (AB2016-364)  Pages 10 - 15
4. Ordinance amending the 2016 Whatcom County Budget, eighteenth request, in the amount of $598,994 (AB2016-365)  Pages 19 - 38
5. Ordinance authorizing Whatcom County Sheriff’s Office Reserve Deputies to enroll in the Volunteer Firefighters’ and Reserve Officers’ Relief and Pension Act (RCW 41.24) (AB2016-366)  Pages 39 - 42
6. Ordinance amending Whatcom County Code 2.03, Boards and Commissions, to allow staggered terms when appointing members to boards, commissions, and committees returning from hiatus (AB2016-350)  Pages 43 - 45
7. Resolution adopting a salary schedule and policies for unrepresented Whatcom County employees effective January 1, 2017, through December 31, 2017 (AB2016-371)  Pages 46 - 65
8. Resolution to make application to the Recreation and Conservation Office Firearms and Archery Range Recreation Program for funding assistance to replace the indoor range roof and HVAC system at the Plantation Rifle Range (AB2016-372)  Pages 66 - 69
9. Request authorization for the County Executive to enter into a contract amendment between Whatcom County Flood Control Zone District and Brown and Caldwell for the Deming Levee Upstream Improvement Project in the amount $119,650, for a total amended contract amount of $630,840 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors) (AB2016-373)  Pages 70 - 80
10. Request authorization for the County Executive to enter into an interlocal grant agreement between
Whatcom County and North Sound Behavioral Health Organization and Island, San Juan, Snohomish,
and Skagit Counties to receive funding support for costs associated with the County’s capital project
for the Triage Facility expansion, in the amount of $2,500,000 (AB2016-375)

Pages 81 - 103

Council "Consent Agenda" Items

1. Request authorization for the County Executive to enter into a contract for services agreement
between Whatcom County and Dr. Stuart Andrews, MD, for physician services at the Whatcom
County Jail and Work Center, in the amount of $123,500 (AB2016-374)

Pages 104 - 116

2. Request authorization for the County Executive to enter into a contract for services agreement
between Whatcom County and Northwest Youth Services to fund the provision of housing case
management services in association with the Whatcom Homeless Service Center, in the amount
of $202,831 (AB2016-376)

Pages 117 - 137

3. Request authorization for the County Executive to enter into a contract amendment between
Whatcom County and Bennett Engineering, LLC, to perform landfill monitoring services at closed
landfills at Cedarville and Y-Road, in the amount of $67,850, for a total amended contract amount
of $134,458 (AB2016-377)

Pages 138 - 151

4. Request authorization for the County Executive to enter into a contract between Whatcom County,
the Port of Bellingham, and the City of Bellingham to continue funding the Small Business
Development Center through Western Washington University for economic development services, in
the amount of $423,500 (AB2016-378)

Pages 152 - 161

5. Request authorization for the County Executive to enter into a contract for services agreement
between Whatcom County and Northwest Regional Council for support services for the Meals on
Wheels Program, in the amount of $80,000 (AB2016-379)

Pages 162 - 174

6. Request authorization for the County Executive to enter into a contract between Whatcom County
and Bellingham Food Bank to procure, warehouse, and distribute food and other essentials to low
income families, in the amount of $276,000 (AB2016-380)

Pages 175 - 187

7. Request authorization for the County Executive to enter into a contract for services agreement
between Whatcom County and Pioneer Human Services to provide funding to operate a permanent
supportive housing program for homeless individuals, in the amount of $371,412 (AB2016-381)

Pages 188 - 217

8. Request authorization for the County Executive to enter into a contract for services agreement
between Whatcom County and Opportunity Council to provide housing case management and
supportive services to individuals and households who are homeless or at risk of homelessness, in
the amount of $355,500 (AB2016-382)

Pages 218 - 267

9. Request authorization for the County Executive to enter into a contract for services agreement
between Whatcom County and Opportunity Council for operations of the Whatcom Homeless Service
Center, in the amount of $474,203 (AB2016-383)

Pages 268 - 307

10. Request authorization for the County Executive to enter into a contract for services agreement
between Whatcom County and Compass Health to provide crisis stabilization services to adult
inmates and detained juveniles with behavioral health problems, in the amount of $462,871
(AB2016-384)

Pages 308 - 342
11. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and ReSources to implement a countywide waste reduction and recycling education program for youth at the elementary, middle, and high school levels, in the amount of $35,000, for an amended contract amount of $105,000 (AB2016-385)  
**Pages 343 - 351**

12. Request authorization for the County Executive to enter into a contract for services agreement between Whatcom County and Lydia Place to fund the provision of housing case management services in association with the Whatcom Homeless Service Center, in the amount of $162,210 (AB2016-386)  
**Pages 352 - 373**

13. Request authorization for the County Executive to enter into a contract for services agreement between Whatcom County and Catholic Community Services to fund the provision of housing case management services in association with the Whatcom Homeless Service Center, in the amount of $241,985 (AB2016-387)  
**Pages 374 - 395**

14. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Sustainable Connections for implementation of the Commercial Waste Reduction and Recycling Education Program, in the amount of $50,000, for a total amended contract amount of $85,000 (AB2016-388)  
**Pages 396 - 402**

15. Request authorization for the County Executive to enter into a contract for services agreement between Whatcom County and Associated Earth Sciences, Inc. for groundwater monitoring services to support the ongoing groundwater modeling project in the north county, in the amount of $17,025 (AB2016-389)  
**Pages 403 - 417**

16. Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Bellingham to define City and County obligations for the cooperative administration of the Lake Whatcom Homeowner Incentive Program (AB2016-390)  
**Pages 418 - 430**

17. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and SoftResources, LLC, for consulting services to assist with request for proposal management, vendor analysis, demos and decision support for a new permit tracking and data management system, in the amount of $52,465, for a total amended contract amount of $137,580 (AB2016-391)  
**Pages 431 - 443**

18. Request authorization for the County Executive to enter into a contract for services agreement between Whatcom County and Whatcom Humane Society for the provision of animal control and shelter services, in the amount of $773,057.44 (AB2016-392)  
**Pages 444 - 462**

19. Request authorization for the County Executive to authorize purchase of replacement redundant Cisco Systems, Inc. network firewall appliances from vendor Century Link, Inc., using Washington State Contract T12-MST-642, in the amount of $87,142.56 (AB2016-393)  
**Pages 463 - 470**

20. Request authorization for the County Executive to enter into a contract between Whatcom County and Domestic Violence and Sexual Assault Services in support of the Domestic Violence Commission, in the amount of $120,000 (AB2016-394)  
**Pages 471 - 489**

21. Request authorization for the County Executive to enter in to a contract for services agreement between Whatcom County and Compass Health for psychiatric services at the Whatcom County jail, in an amount not to exceed $90,000 (AB2016-395)  
**Pages 490 - 504**

22. Request approval for the County Executive to authorize purchase and award Bid #16-58 to low bidder, Blade Chevrolet, for one ¾-ton double cab 4WD pickup truck, in the amount of $33,633.48 (AB2016-396)  
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23. Request approval for the County Executive to authorize purchase and award bid #16-61 to low bidder, Blade Chevrolet, for three ¼-ton extended cab 4WD pickup trucks, in the amount of $93,154.52 (AB2016-397)  
   Pages 508 - 510

24. Request approval for the County Executive to enter into a one year residential lease agreement between Whatcom County and Rodney and Haylie Parks for lease of 7981 Blaine Road, for the monthly amount of $1,250 (AB2016-398)  
   Pages 511 - 543

Other Business

SPECIAL COMMITTEE OF THE WHOLE  
1:30 p.m. Tuesday, December 6, 2016  
Council Committee Room, 311 Grand Avenue

1. Discussion regarding potential property acquisition for the Flood Control Zone District (AB2016-018)  
   [discussion of this item may take place in executive session (closed to the public) pursuant to RCW 42.30.110 (1)(b)]  
   Page 544

Other Business

SPECIAL COMMITTEE OF THE WHOLE  
Immediately Following the 1:30 p.m. Special Committee of the Whole Meeting  
Tuesday, December 6, 2016  
Council Chambers, 311 Grand Avenue

Committee Discussion and Recommendations to Council

1. Discussion and formulation of recommendation related to the County Executive’s veto of Ordinance 2016-052 (levy of taxes for County and State purposes in Whatcom County, Washington, for the year of 2017) (AB2016-343)  
   Pages 545 - 591

2. Discussion and formulation of recommendation related to the County Executive’s veto of Ordinance 2016-053 (final budget of Whatcom County for the biennium 2017-2018) (AB2016-198C)  
   Pages 592 - 617

Special Presentation and Discussion

1. Special presentation and committee discussion of a proposed ordinance adopting interim amendments to the Whatcom County comprehensive plan and the Whatcom County Code Title 15 Buildings and Construction, Title 20 Zoning, Title 21 Land Division Regulations, and Title 24 Health Code relating to Water Resources, and rescinding Ordinance 2016-048 (public hearing scheduled for this evening) (AB2016-309A)  
   Pages 618 - 649

Committee Discussion (Council Committee Room)

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 RCW 42.30.110 (1)(i)]  
   Page 650

Other Business
COUNCIL AGENDA

REGULAR COUNCIL MEETING
7 p.m. Tuesday, December 6, 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.

MINUTES CONSENT

1. Special Committee of the Whole (afternoon meeting) for June 28, 2016
   Pages 651 - 665
2. Regular County Council for July 26, 2016
   Pages 666 - 676
3. Board of Health for August 2, 2016
   Pages 677 - 678
4. Special Committee of the Whole for August 9, 2016
   Pages 679 - 681
5. Regular County Council for August 9, 2016
   Pages 682 - 696
6. Special Committee of the Whole for September 27, 2016
   Pages 697 - 698
7. Surface Water Work Session for October 18, 2016
   Pages 699 - 701
8. Special Committee of the Whole (Executive Session) for October 25, 2016
   Pages 702 - 703
9. Regular County Council for October 25, 2016
   Pages 704 - 716
10. Special Committee of the Whole for October 27, 2016
    Pages 717 - 721
11. Board of Health for November 1, 2016
    Pages 722 - 724
12. Special Committee of the Whole November 1, 2016
    Pages 725 - 727

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 adopting interim amendments to the Whatcom County Comprehensive Plan and Whatcom County Code Title 15 (Buildings and Construction), Title 20 (Zoning), Title 21 (Land Division Regulations), and Title 24 (Health Code) relating to water resources (related legislation: see ordinance below) (AB2016-309A)
   Pages 618 - 649

2. Ordinance 2016-048 imposing an emergency moratorium on the acceptance and processing of applications and permits for subdivisions, building permits, and discretionary permits that rely on permit-exempt wells for water supply in closed basins (procedural hearing – ordinance was adopted on October 25, 2016) (AB2016-309)
   Pages 728 - 733
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.

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)

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**OTHER ITEMS**

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2. Ordinance amending Whatcom County Code Title 2, Chapter 2.120 Section 2.120.040 Membership-Term of Office for the Surface Mining Advisory Committee (AB2016-364)
   **Pages 10 - 15**

3. Ordinance amending Whatcom County Code Chapter 6.04, Animal Control (AB2016-321)
   **Pages 16 - 18**

4. Ordinance amending the 2016 Whatcom County Budget, eighteenth request, in the amount of $598,994 (AB2016-365)
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5. Ordinance authorizing Whatcom County Sheriff’s Office Reserve Deputies to enroll in the Volunteer Firefighters’ and Reserve Officers’ Relief and Pension Act (RCW 41.24) (AB2016-366)
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(From Special Committee of the Whole)

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   Pages 545 - 551

12. Discussion and formulation of recommendation related to the County Executive’s veto of Ordinance 2016-053 (final budget of Whatcom County for the biennium 2017-2018) (AB2016-198C)
   Pages 592 - 617

(No Committee Assignment)

13. Approval of special standing Council meeting dates for 2017 (AB2016-368)
   Pages 734 - 735

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 fill vacancy on the Wildlife Advisory Committee, member with technical expertise - applicant: Stephen Nyman (committee advises the County on the value of wildlife and habitat management issues as they relate to the Whatcom County Comprehensive Plan) (AB2016-349)
   Pages 736 - 742

2. Appointment to two vacancies on the Flood Control Zone District Advisory Committee - applicant: Dale Buys (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors) (committee assists and makes recommendations to the Board of Supervisors in performing flood damage repairs, maintenance and improvements, and minimizing future flood damage through prevention and management on the Nooksack River, its watershed, and the other watersheds within Whatcom County) (AB2016-352)
   Pages 743 - 744

3. Appointment, per RCW 85.38.070(5), to fill vacancy on Consolidated Drainage Improvement District #31 Board of Commissioners, Position 1 - applicant(s): Dale DeVries (duties include field review of drainage needs, attending an annual meeting to determine the next year’s work schedule and assessment levy, elect internal officers, and review, discus, or act on any other official and district business) (AB2016-369)
   Pages 745 - 747

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN

The next regular council meeting is scheduled for 7 p.m. January 10, 2017, in the Council Chambers, 311 Grand Avenue.
WHATCOM COUNTY COUNCIL

AGENDA REVISION NOTICE FOR DECEMBER 6, 2016
(DISTRIBUTED AT 3:45 P.M. ON NOVEMBER 30, 2016)

THE FOLLOWING ITEM HAS BEEN ADDED TO NATURAL RESOURCES COMMITTEE:

3. Emergency briefing on management of Swift Creek (AB2016-400)