WHATCOM COUNTY COUNCIL

COUNCIL AGENDA
FOR AUGUST 8, 2017

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 - 2017 ORDINANCES
1979 - 2017 RESOLUTIONS
1984 - 2017 COMMITTEE MINUTES
1979 - 2017 COUNCIL MINUTES

UPCOMING MEETINGS AND EVENTS:

SEPTEMBER 4, 2017
HOLIDAY – OFFICE CLOSED

SEPTEMBER 12, 2017
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

TODAY’S SCHEDULE

9:30 A.M. – NATURAL RESOURCES COMMITTEE

11 A.M. – FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

1:15 P.M. - COMMITTEE OF THE WHOLE

2 P.M. – PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE

2:45 P.M. – PLANNING AND DEVELOPMENT COMMITTEE

3 P.M. – SPECIAL COMMITTEE OF THE WHOLE
COUNCIL COMMITTEE SCHEDULES

NATURAL RESOURCES COMMITTEE
Members: Todd Donovan, Satpal Sidhu, Carl Weimer
9:30 a.m. Tuesday, August 8, 2017
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Discussion regarding potential issues with blocked culverts (AB2017-235)
   Pages 1 - 9
2. Whatcom County Parks presentation and discussion on potential improvements for the farm animal display at Hovander Homestead Park (AB2017-250)
   Page 10

Other Business

FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE
Members: Rud Browne, Ken Mann, Satpal Sidhu
11 a.m. Tuesday, August 8, 2017 (meeting scheduled to adjourn no later than 12:30 p.m.)
Council Chambers, 311 Grand Avenue

County Executive’s Report

Committee Discussion and Recommendations to Council

1. Request authorization for the County Executive to enter into a contract between Whatcom County and Cascadia Law Group PLLC to represent Whatcom County and to conduct the study and make recommendations required by Whatcom County Comprehensive Plan Policy 2CC-16 regarding the Cherry Point UGA (AB2017-234)
   Pages 11 - 24
2. Ordinance amending the Whatcom County Budget, ninth request, in the amount of $148,625 (AB2017-229)
   Pages 25 - 31

Council "Consent Agenda" Items

1. Request approval for the County Executive to authorize the purchase of an electronic situational status display system for the Sheriff’s Office Division of Emergency Management from sole source vendor, The Response Group, in an amount not to exceed $52,671 (AB2017-236)
   Pages 32 - 42
2. Request authorization for the County executive to enter into a contract between Whatcom County and KPFF Consulting Engineers to perform an alternatives analysis to establish a new level of service for the Lummi Island Ferry System, in the amount of $322,119 (AB2017-249)
   Pages 43 - 114
3. Request authorization for the County Executive to enter into a contract between Whatcom County and RESPEC Consulting Services for the Lake Whatcom Hydrological Model review, in the amount of $49,990 (AB2017-237)
   Pages 115 – 133
4. Request authorization for the County Executive to enter into an intergovernmental agreement between Whatcom County and Washington Military Department for mutual aid assistance through both the Emergency Management Assistance Compact (EMAC) and the Pacific Northwest Emergency Management Arrangement (PNEMA) (AB2017-238)  
Pages 134 - 141

5. Request authorization for the County Executive to enter into a contract between Whatcom County and Northwest Educational Services District 189 to provide substance use disorder prevention services within the school districts in Whatcom County in order to improve behavioral health outcomes, in the amount of $121,000 (AB2017-239)  
Pages 142 - 159

6. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Blaine School District to provide behavioral health services, in the amount of $113,400, for a total contract amount of $293,400 (AB2017-240)  
Pages 160 - 166

7. Request authorization for the County Executive to enter into a contract between Whatcom County and Washington State Department of Early Learning to provide high quality home visiting services to high-risk families using the Nurse Family Partnership program model for purposes of improving outcomes for participants and strengthening coordination of services, in the amount of $335,525.81 (AB2017-241)  
Pages 167 - 204

8. Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Kibble & Prentice, a USI Company, for benefit consulting services for a three-year period (2018-2020), in the amount of $174,175 (AB2017-242)  
Pages 205 - 209

9. Request authorization for the County Executive to enter into a contract between Whatcom County and Geraldine Coleman, Scott Mawson, Margaret Mawson, and Penny Henderson to provide legal representation to children in dependency proceedings, in the amount of $103,996.80 annually (AB2017-243)  
Pages 210 - 224

Other Business

COMMITTEE OF THE WHOLE  
1:15 p.m. Tuesday, August 8, 2017  
Council Conference 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 (AB2017-018)  
   [Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (l)]  
   No Paper

Other Business

PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE  
Members: Barbara Brenner, Todd Donovan, Ken Mann  
2 p.m. Tuesday, August 8, 2017  
Council Chambers, 311 Grand Avenue

Special Presentation

1. Presentation regarding the Whatcom Conservation District’s Firewise Program (AB2017-248)  
Pages 225 - 227
Committee Discussion and Recommendations to Council

1. Ordinance establishing the speed limit on a portion of the North Shore Road (AB2017-196A) (from 7/25)  
   Pages 228 - 236

Other Business

PLANNING AND DEVELOPMENT COMMITTEE
Members: Barbara Brenner, Rud Browne, Carl Weimer  
2:45 p.m. Tuesday, August 8, 2017  
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Ordinance amending Whatcom County Code Title 20 Zoning and the Whatcom County Comprehensive Plan relating to cumulative impervious surface coverage standards (item scheduled for introduction this evening) (AB2017-195)  
   Pages 237 - 344

Other Business

SPECIAL COMMITTEE OF THE WHOLE
3 p.m. Tuesday, August 8, 2017  
Council Chambers, 311 Grand Avenue

Committee Discussion

1. Continuation of Council’s review of the 2016 Critical Areas Ordinance Update (AB2016-276K)  
   Pages 345 - 453

   • Review of certain questions, comments, and suggestions by Council members related to:
     • Article 2, Administrative Provisions  
     • Article 6, Wetlands  
     • Article 7, Habitat Conservation Areas  
     • Article 8, Conservation Program on Agriculture Lands  
     • Article 9, Definitions

Other Business
COUNCIL AGENDA

REGULAR COUNCIL MEETING
7 p.m. Tuesday, August 8, 2017
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. Resolution vacating a portion of Chets Road (AB2017-215)
   Pages 454 - 472

2. Ordinance granting Mobilitie, LLC, a non-exclusive franchise for the provision of telecommunications services (AB2017-216)
   Pages 473 - 491

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
(From Finance and Administrative Services Committee)

1. Request authorization for the County Executive to enter into a contract between Whatcom County and Cascadia Law Group PLLC to represent Whatcom County and to conduct the study and make recommendations required by Whatcom County Comprehensive Plan Policy 2CC-16 regarding the Cherry Point UGA (AB2017-234)  
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2. Ordinance amending the Whatcom County Budget, ninth request, in the amount of $148,625 (AB2017-229)  
Pages 25 - 31

(From Public Works, Health, and Safety Committee)

3. Ordinance establishing the speed limit on a portion of the North Shore Road (AB2017-196A) (from 7/25)  
Pages 228 - 236

(No Committee Assignment)

4. Council to appoint one of its members to serve on the Behavioral Health Advisory Committee (AB2017-124A)  
Pages 492 - 494
COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES
Per Whatcom County Code 2.03.060 and 100.02.080, applications for council-appointed and Flood Control Zone District Board of Supervisor-appointed citizen boards, commissions, and committees may be accepted until 10 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 the Whatcom County Board of Equalization (District 2 representative), applicant: John Bruton (AB2017-224)  
Pages 495 - 499

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 Whatcom County Code 8.13, Solid Waste Disposal District, regarding the Solid Waste Excise Privilege Tax (AB2017-244)  
Pages 500 - 509

2. Ordinance repealing Whatcom County Code 8.14, Garbage Pass-Through Fee, in its entirety (AB2017-245)  
Pages 510 - 514

3. Ordinance establishing the Triage Center Expansion Fund and establishing a project based budget for the Triage Center Expansion Project (AB2017-246)  
Pages 515 - 518

4. Ordinance amending the Whatcom County Budget, tenth request, in the amount of $197,253 (AB2017-247)  
Pages 519 - 528

5. Ordinance amending Whatcom County Code Title 20 Zoning and the Whatcom County Comprehensive Plan relating to cumulative impervious surface coverage standards (AB2017-195)  
Pages 237 - 344

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN
The next regular council meeting is scheduled for 7 p.m. September 12, 2017 in the County Council Chambers, 311 Grand Avenue.
WHATCOM COUNTY COUNCIL
AGENDA REVISION NOTICE
FOR AUGUST 8, 2017
(DISTRIBUTED AT 10:10 A.M. ON AUGUST 3, 2017)

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

Committee Discussion

3. Discussion with Whatcom County Public Works regarding potential funding sources for Lake Whatcom programs (AB2017-251)
   No Paper