

COUNCIL AGENDA FOR JANUARY 27, 2015

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
COUNCIL OFFICE EMAIL POLICY
CURRENT COUNCIL AGENDA
CURRENT COUNCIL PACKET
PUBLIC NOTICES
1979 - 2015 ORDINANCES
1979 - 2015 RESOLUTIONS
1984 - 2015 COMMITTEE MINUTES
1979 - 2015 COUNCIL MINUTES

UPCOMING MEETINGS AND EVENTS:

FEBRUARY 3, 2015
10:30 A.M. - HEALTH BOARD MEETING
COUNCIL CHAMBERS, 311 GRAND AVENUE

FEBRUARY 10, 2015
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

FEBRUARY 16, 2015
HOLIDAY – OFFICE CLOSED

FEBRUARY 17, 2015
10:30 A.M. - SURFACE WATER WORK SESSION
GARDEN LEVEL CONFERENCE ROOM, 322 N. COMMERCIAL STREET

MARCH 3, 2015
REGULAR COUNCIL AND COMMITTEE MEETINGS
COUNCIL CHAMBERS, 311 GRAND AVENUE

COUNCIL COMMITTEE SCHEDULES

COUNCIL NATURAL RESOURCES COMMITTEE

Members: Barry Buchanan, Sam Crawford, Carl Weimer

9:30 a.m. Tuesday, January 27, 2015

Council Chambers, 311 Grand Avenue

Special Order of Business

1. Nomination and appointment of committee chair (AB2015-021)
No Paper

Committee Discussion

1. Status briefing on the 2016 Critical Areas Regulations Update process and schedule (AB2015-045)
Pages 1 - 8

Committee Discussion and Recommendations to Council

1. Ordinance amending the Whatcom County Code to properly designate the Director of Whatcom County Public Works as the Administrator of the Western Washington Phase II Municipal Stormwater Permit (AB2015-036)
Pages 9 - 22
2. Presentation of Water Resources Inventory Area (WRIA) 1 Planning Unit work plan and budget, and discussion of County staff's request for guidance on how to proceed with Planning Unit work (AB2015-046)
Pages 23 - 54

Other Business

COUNCIL FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE

Members: Rud Browne, Barry Buchanan, Sam Crawford

11 a.m. Tuesday, January 27, 2015

Council Chambers, 311 Grand Avenue

Special Order of Business

1. Nomination and appointment of committee chair (AB2015-021)
No Paper

Executive Reports

Committee Discussion

1. Presentation on the new jail construction project (AB2015-047)
Page 55
2. Presentation on the Courthouse building envelope project (AB2015-048)
Page 56

Committee Discussion and Recommendations to Council

1. Ordinance amending the 2015 Whatcom County Budget, first request, in the amount of \$868,662 (AB2015-040)
Pages 57 - 67
2. Resolution recognizing that LEED (Leadership in Energy and Environmental Design) "Silver" certification for the new jail and Sheriff's headquarters is not feasible (AB2015-047A)
Pages 68 - 88

Council "Consent Agenda" Items

1. Request authorization for the County Executive to enter into a contract with CompuCom Systems, Inc., pursuant to Washington State Contract T11-MST-579, for the renewal of the Microsoft Enterprise Agreement, in the annual amount of \$154,146.53 (AB2015-049)
Pages 89 - 108
2. Request approval for the County Executive to enter into a contract for services agreement between Whatcom County and Public Financial Management, Inc., to provide assistance in developing a financing plan for the construction of a new jail and Sheriff's headquarters, in the amount of \$60,000 (AB2015-047B)
Pages 109 - 120
3. Request approval for the County Executive to enter into amendment #2 to the Signal Maintenance Interlocal Agreement between Whatcom County and the City of Bellingham to add several lights from recent County construction projects to the existing signal list (AB2015-050)
Pages 121 - 127
4. Request approval for the County Executive to renew the Public Use Scheduling Agreement between Whatcom County and the Jet Oldsters Association of Ferndale for the Ferndale Senior Activity Center (AB2015-051)
Pages 128 - 136
5. Request approval for the County Executive to renew the contract for services between Whatcom County and the Jet Oldsters Association of Ferndale to provide staffing and operational support at the Ferndale Senior Activity Center, in the annual amount of \$58,750 (AB2015-052)
Pages 137 - 151
6. Request approval for the County Executive to renew the contract for services between Whatcom County and the Council on Aging to provide staffing and operational support at the Bellingham Senior Activity Center, in the annual amount of \$58,750 (AB2015-053)
Pages 152 - 165
7. Request approval for the County Executive to renew the interlocal agreement between Whatcom County and the City of Lynden to provide staffing and operational support including minor custodial supplies for the Lynden Senior Center, in the annual amount of \$58,750 (AB2015-054)
Pages 166 - 175
8. Request approval for the County Executive to renew the interlocal agreement between Whatcom County and the City of Blaine to provide staffing and operational support at the Blaine Senior Activity Center, in the annual amount of \$58,750 (AB2015-055)
Pages 176 - 185
9. Request approval for the County Executive to enter in to a contract for services agreement between Whatcom County and Domestic Violence and Sexual Assault Services to support their efforts to reduce and prevent domestic violence in Whatcom County, in the amount of \$70,000 (AB2015-056)
Pages 186 - 203

Other Business

PUBLIC WORKS, HEALTH, AND SAFETY COMMITTEE

Members: Barbara Brenner, Pete Kremen, Ken Mann

Immediately Following Finance and Administrative Services Committee

Tuesday, January 27, 2015

Council Chambers, 311 Grand Avenue

Special Order of Business

1. Nomination and appointment of committee chair (AB2015-021)
No Paper

Other Business

PLANNING AND DEVELOPMENT COMMITTEE

Members: Barbara Brenner, Rud Browne, Ken Mann

Immediately Following Public Works, Health, and Safety Committee

Tuesday, January 27, 2015

Council Chambers, 311 Grand Avenue

Special Order of Business

1. Nomination and appointment of committee chair (AB2015-021)
No Paper

Other Business

COUNCIL COMMITTEE OF THE WHOLE

6:30 p.m. Tuesday, January 27, 2015

Council Conference Room, 311 Grand Avenue

Committee Discussion

1. Consideration of appeal of Hearing Examiner's decision on CUP 2013-0004, SEP 2013-0032 & APL 2014-0011, filed by BBC Broadcasting, Inc., regarding a request for Zoning Conditional Use Approval to install a radio communication facility in Point Roberts (AB2014-343)
[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 27, 2015

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. Committee of the Whole for October 28, 2014
Pages 204 - 205
2. Regular County Council for October 28, 2014
Pages 206 - 215
3. Committee of the Whole for November 12, 2014
Pages 216 - 217
4. Regular County Council for November 12, 2014
Pages 218 - 225
5. Regular County Council for November 25, 2014
Pages 226 - 247
6. Committee of the Whole for December 9, 2014
Pages 248 - 249
7. Regular County Council for December 9, 2014
Pages 250 - 266

CITIZEN BOARD AND COMMITTEE VACANCIES

Each agenda features at least one council-appointed citizen board, commission, or committee that currently has unfilled **positions**. Council encourages qualified Whatcom county registered voters who are interested in participating in county government to submit an application for this or any committee vacancy. For more information or an application, please visit the Council website, or call, email, or visit the Council Office.

Surface Mining Advisory Committee (3 Vacancies)

Applicant must be a surface mining material user, a geologist, or a well owner or representative of a public water system. The Committee will advise the Planning Department and Council on implementing a surface mining regulatory program consistent with the Comprehensive Plan. Term of office is two years.

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. Ordinance amending Whatcom County Code Title 20 and the Comprehensive Plan regarding surface mine permitting, the mineral resource lands designation process, and mineral resource lands designation criteria (AB2014-344)
(Recommended motion: Forward for concurrent review with other Comprehensive Plan amendment proposals – scheduled later this evening)
Pages 267 - 355

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 with CompuCom Systems, Inc., pursuant to Washington State Contract T11-MST-579, for the renewal of the Microsoft Enterprise Agreement, in the annual amount of \$154,146.53 (AB2015-049)
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Pages 186 - 203

OTHER ITEMS

(From Natural Resources Committee)

1. Ordinance amending the Whatcom County Code to properly designate the Director of Whatcom County Public Works as the Administrator of the Western Washington Phase II Municipal Stormwater Permit (AB2015-036)

Pages 9 - 22

2. Presentation of Water Resources Inventory Area (WRIA) 1 Planning Unit work plan and budget, and discussion of County staff's request for guidance on how to proceed with Planning Unit work (AB2015-046)
Pages 23 - 54

(From Finance and Administrative Services Committee)

3. Ordinance amending the 2015 Whatcom County Budget, first request, in the amount of \$868,662 (AB2015-040)
Pages 57 - 67
4. Resolution recognizing that LEED (Leadership in Energy and Environmental Design) "Silver" certification for the new jail and Sheriff's headquarters is not feasible (AB2015-047A)
Pages 68 - 88

(No Committee Assignment)

5. Confirmation of County Executive's list of remaining 2015 appointments to fill vacancies on various boards, commissions, and committees (AB2015-039A)
Pages 356 - 373
6. Annual County Council appointments to fill vacancies on various boards, commissions, and committees: Planning Commission, various applicants (AB2015-035) (from 1/13/2015)
Pages 374 - 414

APPROVAL OF COMPREHENSIVE PLAN AMENDMENTS

These items have been reviewed by Council and are ready to be considered concurrently so the cumulative effect of the proposals can be evaluated. Each ordinance will be voted on separately, followed by a vote to approve the ordinances as a group.

1. Ordinance repealing the 1994 Eliza Island Plan and amending provisions in the Whatcom County Comprehensive Plan and Zoning Code relating to the plan (AB2014-196) **(forwarded June 3, 2014)**
Pages 415 - 472
2. Ordinance repealing the 1991 South Fork Valley Subarea Plan and amending provisions in the Whatcom County Comprehensive Plan relating to subarea plans (AB2014-197) **(forwarded June 3, 2014)**
Pages 473 - 562
3. Ordinance repealing the 1982 Lake Whatcom Subarea Plan and amending provisions in the Whatcom County Comprehensive Plan relating to subarea plans (AB2014-198) **(forwarded June 3, 2014)**
Pages 563 - 636
4. Ordinance amending Whatcom County Code Title 20 and the Comprehensive Plan regarding surface mine permitting, the mineral resource lands designation process, and mineral resource lands designation criteria (AB2014-344) **(forwarded this evening)**
Pages 267 - 355

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 Lummi Island Ferry Advisory Committee-Resident/Property Owner vacancy, applicant: Stu Clark (AB2015-044) (application deadline for any other applicants to this vacancy is 10 a.m. on February 3, 2015) **(proposed schedule –February 10 Council)**
Pages 637 - 639
2. Ordinance amending Whatcom County Code 3.08, Purchasing System (AB2015-042) **(proposed schedule – February 10 Finance and Administrative Services Committee and Council)**
Pages 640 - 643

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN

The next regular council meeting is scheduled for 7:00 p.m. Tuesday, February 10, 2015, in the Council Chambers, 311 Grand Avenue.