

# **Whatcom County Council**

**COUNTY COURTHOUSE  
311 Grand Avenue, Ste #105  
Bellingham, WA 98225-4038  
(360) 778-5010**



## **Action Summary - Final**

**Tuesday, July 23, 2019**

**7 PM**

**Council Chambers**

### **COUNCILMEMBERS**

Barbara Brenner  
Rud Browne  
Barry Buchanan  
Tyler Byrd  
Todd Donovan  
Carol Frazey  
Satpal Sidhu

### **CLERK OF THE COUNCIL**

Dana Brown-Davis, C.M.C.

## COUNTY COUNCIL

### CALL TO ORDER

### ROLL CALL

**Present:** 7 - Barbara Brenner, Rud Browne, Barry Buchanan, Tyler Byrd, Todd Donovan, Carol Frazey, and Satpal Sidhu

**Absent:** None

### FLAG SALUTE

### ANNOUNCEMENTS

### MINUTES CONSENT

1. [MIN2019-048](#) Surface Water Work Session for May 14, 2019

**APPROVED BY CONSENT**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

2. [MIN2019-049](#) Special Committee of the Whole for July 9, 2019

**APPROVED BY CONSENT**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

3. [MIN2019-050](#) County Council for July 9, 2019

**APPROVED BY CONSENT**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

4. [MIN2019-051](#) Health Board for June 11, 2019

**APPROVED BY CONSENT**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

5. [MIN2019-052](#) Surface Water Work Session for June 25, 2019

**APPROVED BY CONSENT**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

**PUBLIC HEARINGS**

1. [AB2019-347](#) Ordinance granting Northwest Water Association a franchise and the right, privilege, and authority thereunder to locate, set, erect, lay, construct, extend, support, attach, connect, maintain, repair, replace, enlarge, operate and use facilities in, upon, over, under, along, across and through the franchise area to allow for the provision of water services

Vote: 6-0, Brenner abstained, **Ordinance 2019-052**

**ADOPTED**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

**Abstain:** 1 - Brenner

Enactment No: ORD 2019-052

2. [AB2019-377](#) Ordinance amending Whatcom County Code Chapter 16.30 entitled "Lake Whatcom Stormwater Utility Funding Mechanism"

Vote: 5-2, Brenner and Byrd opposed, **Ordinance 2019-053**

**ADOPTED**

**Aye:** 5 - Browne, Buchanan, Donovan, Frazey, and Sidhu

**Nay:** 2 - Brenner, and Byrd

**Absent:** 0

Enactment No: ORD 2019-053

3. [AB2019-383](#) Ordinance amending Whatcom County Code Chapter 11.32, Boating and Swimming, Special Restrictions, relating to two-stroke engine powered watercraft

Vote: 7-0

**HELD IN COMMITTEE**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

Absent: 0

## **OPEN SESSION (20 MINUTES)**

### **OTHER ITEMS**

(From Council Finance and Administrative Services Committee)

1. [AB2019-376](#) Ordinance amending the project budget for the Agate Heights/Estate Bay Lane Storm Water Improvements Fund, request no. 3

Vote: 7-0, **Ordinance 2019-054**

**ADOPTED**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

Enactment No: ORD 2019-054

2. [AB2019-378](#) Ordinance amending the 2019 Whatcom County Budget, request no. 9, in the amount of \$282,122

Vote: 5-2, Brenner and Byrd opposed, **Ordinance 2019-055**

**ADOPTED**

**Aye:** 5 - Browne, Buchanan, Donovan, Frazey, and Sidhu

**Nay:** 2 - Brenner, and Byrd

**Absent:** 0

Enactment No: ORD 2019-055

3. [AB2019-386](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington State Department of Commerce for resources to assist people who are experiencing homelessness to obtain and maintain housing stability, in the amount of \$4,257,257

**AUTHORIZED**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

4. [AB2019-380](#) Resolution amending the 2019 Flood Control Zone District and Subzones Budget, request no. 4, in the amount of \$218,000 (Council acting as the Flood Control Zone District Board of Supervisors)

Vote: 6-0-1, Byrd abstained, **Resolution 2019-033**

**APPROVED**

**Aye:** 6 - Brenner, Browne, Buchanan, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

**Abstain:** 1 - Byrd

Enactment No: RES 2019-033

5. [AB2019-391](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and KPFF Consulting Engineers, Inc to increase the original contract amount of \$322,119 by \$729,344 for a new amount not to exceed \$1,051,463

**AUTHORIZED**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

6. [AB2019-393](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Opportunity Council to deliver Housing and Essential Needs (HEN) and utility assistance to eligible recipients in the amount of \$1,429,113 for a total amended contract amount of \$2,629,463.50

**AUTHORIZED**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

**(From Council Public Works and Health Committee)**

7. [AB2019-402](#) Resolution amending the Homeless Strategies Workgroup to expand its membership and purpose

Vote: 7-0, [Resolution 2019-034](#)

**SUBSTITUE APPROVED**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

Enactment No: RES 2019-034

**(From Council Criminal Justice and Public Safety Committee)**

8. [AB2019-389](#) Ordinance amending Whatcom County Code 2.46.020 and 2.46.030 to revise the Whatcom County Incarceration Prevention and Reduction Task Force purpose and function

Vote: 7-0, **Ordinance 2019-056**

**SUBSTITUTE ADOPTED**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

Enactment No: ORD 2019-056

**(No Committee Assignment)**

9. [AB2019-358](#) Resolution forwarding Cascadia Law Group's recommendations for Cherry Point UGA Comprehensive Plan and Zoning Code Amendments

**HELD IN COUNCIL**

10. [AB2019-316](#) Ordinance amending WCC Chapters 20.51 and 20.71 pertaining to tree removal permit procedures, and Chapter 23.10 updating the referenced Critical Areas Ordinance in the Shoreline Management Program

Vote: 5-0-2, Brenner and Donovan abstained, **Ordinance 2019-057**

**ADOPTED**

**Aye:** 5 - Browne, Buchanan, Byrd, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

**Abstain:** 2 - Brenner, and Donovan

Enactment No: ORD 2019-057

11. [AB2019-322](#) Ordinance amending Whatcom County Charter Sections 4.20 (Qualifications) and 6.90 (Illegal Contracts)

Vote: 7-0, **Ordinance 2019-058**

**ADOPTED AS AMENDED**

**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu

**Nay:** 0

**Absent:** 0

Enactment No: ORD 2019-058

**INTRODUCTION ITEMS**

1. [AB2019-399](#) Ordinance amending Ordinance 81-6, which established the Community Development Fund, second request  
Vote: 7-0  
**INTRODUCED**  
**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu  
**Nay:** 0  
**Absent:** 0
  
2. [AB2019-400](#) Ordinance amending the 2019 Whatcom County Budget, request no. 10, in the amount of \$2,650,000  
Vote: 7-0  
**INTRODUCED**  
**Aye:** 7 - Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu  
**Nay:** 0  
**Absent:** 0

## **COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES**

### **ADJOURN**