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WHATCOM COUNTY COUNCIL
Regular County Council Meeting

December 4, 2018

CALL TO ORDER

Council Member Todd Donovan called the meeting to order at 7:00 p.m. in the Council Chambers, 311 Grand Avenue, Bellingham, Washington.

ROLL CALL

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

Absent: None.

FLAG SALUTE

ANNOUNCEMENTS

DISCUSSION WITH PUBLIC WORKS STAFF REGARDING BIRCH BAY BERM POTENTIAL PROPERTY ACQUISITIONS (AB2018-018)

Donovan reported for the Committee of the Whole and stated this item was discussed in executive session. He *moved* to send a formal letter to the Lummi Indian Business Council regarding the Birch Bay Drive Pedestrian Facility.

The motion was seconded.

The motion carried by the following vote:

Ayes: Brenner, Buchanan, Byrd, Donovan, Frazey, and Sidhu (6)

Nays: None (0)

Absent: Browne (out of the room) (1)

SPECIAL PRESENTATION

1. PRESENTATION BY THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION OF THE 2018 AWARD OF EXCELLENCE – “BEST COUNTY PROJECT” TO WHATCOM COUNTY PUBLIC WORKS FOR THE POTTER ROAD/SOUTH FORK RIVER BRIDGE #148 REPLACEMENT (AB2018-017)

This item was presented in the Public Works and Health Committee.

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1 **MINUTES CONSENT**
2

3 ***Brenner moved*** to approve the Minutes Consent items one through six, including
4 the substitute pages for items five and six.
5

6 The motion was seconded.
7

8 The motion carried by the following vote:

9 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

10 **Nays:** None (0)
11

- 12 1. **SPECIAL COMMITTEE OF THE WHOLE FOR NOVEMBER 7, 2018**
13
14 2. **COMMITTEE OF THE WHOLE FOR NOVEMBER 15, 2018**
15
16 3. **SPECIAL COMMITTEE OF THE WHOLE FOR NOVEMBER 15, 2018**
17
18 4. **COMMITTEE OF THE WHOLE FOR NOVEMBER 20, 2018**
19
20 5. **COUNTY COUNCIL FOR NOVEMBER 20, 2018**
21
22 6. **SPECIAL COMMITTEE OF THE WHOLE FOR NOVEMBER 27, 2018**
23

24 **OPEN SESSION**
25

26 The following people spoke:
27

- 28 • Mike Kaufmann spoke about a cogeneration facility project that BP refinery
29 proposed approximately 10 years ago.
- 30 • Joy Gilfilen spoke about the ordinance amending Whatcom County Code 2.46,
31 to amend the Whatcom County Incarceration Prevention and Reduction Task
32 Force purpose, function, membership, and organization; to repeal Whatcom
33 County Code 2.19, Law and Justice Council; and to designate the Task Force
34 to serve as the Law and Justice Council (AB2018-352).
- 35 • Michael Gaillos spoke about the Local Laborer's 292 Union and support for the
36 local oil industry at Cherry Point.
- 37 • Michael Roach spoke about the Local Laborer's 292 Union and support for the
38 local oil industry at Cherry Point.
- 39 • Judy Wilson spoke about the Local Laborer's 292 Union and support for the
40 local oil industry at Cherry Point.
- 41 • Hanna Holt spoke about the Local Laborer's 292 Union and support for the
42 local oil industry at Cherry Point.
- 43 • Trevor Smith spoke about support for the local oil industry at Cherry Point.
- 44 • Kathy Sabel spoke about the overview of update of the 2005 WRIA 1
45 Watershed Management Plan prepared in accordance with ESSB 6091 (RCW
46 90.94) (AB2018-290).
- 47 • Roger Almskaar submitted a handout (*on file*) and spoke about the ordinance
48 amending Whatcom County Code 24.11, Drinking Water (AB2018-303).
- 49 • Anton Caruso spoke about the ordinance amending Whatcom County Code
50 24.11, Drinking Water (AB2018-303).

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- 1 • Dana Briggs spoke about the impacts of climate change.
- 2 • Sandy Lawrence spoke about the ordinance amending Whatcom County Code
- 3 24.11, Drinking Water (AB2018-303).
- 4 • Michelle Palmer spoke about the ordinance amending Whatcom County Code
- 5 24.11, Drinking Water (AB2018-303).
- 6 • Abbey Olson Anderson spoke about the ordinance amending Whatcom County
- 7 Code 24.11, Drinking Water (AB2018-303).
- 8 • Irene Morgan spoke about the ordinance amending Whatcom County Code
- 9 2.46, to amend the Whatcom County Incarceration Prevention and Reduction
- 10 Task Force purpose, function, membership, and organization; to repeal
- 11 Whatcom County Code 2.19, Law and Justice Council; and to designate the
- 12 Task Force to serve as the Law and Justice Council (AB2018-352).
- 13 • Jay Markarian spoke about the ordinance amending Whatcom County Code
- 14 24.11, Drinking Water (AB2018-303) and about oil industries at Cherry Point
- 15 converting to alternate energies
- 16 • Carol Perry spoke about the overview of update of the 2005 WRIA 1
- 17 Watershed Management Plan prepared in accordance with ESSB 6091 (RCW
- 18 90.94) (AB2018-290) and preliminary draft Comprehensive Plan and zoning
- 19 amendments – Cherry Point (AB2018-076D).
- 20
- 21

22 CONSENT AGENDA

23
24 *Byrd* reported for the Finance and Administrative Services Committee and *moved* to
25 approve Consent Agenda items one through 16 and item 18.

26
27 The motion carried by the following vote:

28 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

29 **Nays:** None (0)

- 30
- 31 **1. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A**
- 32 **CONTRACT BETWEEN WHATCOM COUNTY AND BELLINGHAM WHATCOM**
- 33 **TOURISM IN SUPPORT OF OPERATIONS, IN THE AMOUNT OF \$290,000**
- 34 **(AB2018-356)**
- 35
- 36 **2. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A**
- 37 **CONTRACT BETWEEN WHATCOM COUNTY AND WHATCOM EVENTS FOR**
- 38 **SUPPORT OF MARKETING AND PROMOTION OF THE ANNUAL SKI TO SEA,**
- 39 **TOUR DE WHATCOM AND MT. BAKER HILL CLIMB RACES, IN THE AMOUNT**
- 40 **OF \$40,000 (AB2018-357)**
- 41
- 42 **3. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A**
- 43 **CONTRACT BETWEEN WHATCOM COUNTY AND MOUNT BAKER FOOTHILLS**
- 44 **CHAMBER OF COMMERCE IN SUPPORT OF THEIR VISITOR CENTER**
- 45 **OPERATIONS AS RECOMMENDED BY THE LODGING TAX ADVISORY**
- 46 **COMMITTEE IN THE AMOUNT OF \$100,000 (AB2018-358)**
- 47
- 48

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- 1 4. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A
2 CONTRACT BETWEEN WHATCOM COUNTY AND BELLINGHAM FOOD BANK TO
3 PROCURE, WAREHOUSE AND DISTRIBUTE FOOD AND OTHER ESSENTIALS TO
4 LOW AND VERY LOW INCOME FAMILIES, IN THE AMOUNT OF \$276,000
5 (AB2018-359)
6
- 7 5. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A
8 CONTRACT AMENDMENT BETWEEN WHATCOM COUNTY AND THE WHATCOM
9 DISPUTE RESOLUTION CENTER TO CONTINUE TO PROVIDE
10 ADMINISTRATION OF THE FAMILY LAW MEDIATION PROGRAM, IN THE
11 AMOUNT OF \$100,000, FOR A TOTAL AMENDED CONTRACT AMOUNT OF
12 \$150,000 (AB2018-360)
13
- 14 6. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO AN
15 INTERLOCAL COOPERATIVE PURCHASING AGREEMENT BETWEEN WHATCOM
16 COUNTY AND WHATCOM TRANSPORTATION AUTHORITY TO UTILIZE EACH
17 OTHER'S COMPETITIVELY BID CONTRACTS FOR PURCHASES OF SUPPLIES,
18 GOODS, SERVICES AND EQUIPMENT, PER RCW 39.34 INTERLOCAL
19 COOPERATION ACT (AB2018-361)
20
- 21 7. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A
22 LEASE AGREEMENT AMENDMENT BETWEEN WHATCOM COUNTY AND
23 CORNWALL CENTER, INC. FOR NINE ADDITIONAL PARKING SPACES
24 ADJACENT TO THE CIVIC CENTER ANNEX PARKING LOT, IN THE AMOUNT OF
25 \$4,521.17, FOR A TOTAL AMENDED CONTRACT AMOUNT OF \$45,932.42
26 (AB2018-362)
27
- 28 8. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A
29 CONTRACT BETWEEN WHATCOM COUNTY AND TETRA TECH INC. FOR THE
30 LAKE WHATCOM SUBWATERSHED MASTER PLAN FOR EAST GENEVA, IN THE
31 AMOUNT OF \$82,685 (AB2018-364)
32
- 33 9. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO AN
34 INTERAGENCY AGREEMENT BETWEEN WHATCOM COUNTY, BELLINGHAM
35 TECHNICAL COLLEGE AND BELLINGHAM FIRE DEPARTMENT FOR THE
36 PURPOSES OF ADMINISTERING THE COUNTYWIDE EMT-PARAMEDIC
37 SCHOOL PROGRAM, IN THE AMOUNT OF \$56,000 PLUS EXPENSES (AB2018-
38 365)
39
- 40 10. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A
41 CONTRACT BETWEEN WHATCOM COUNTY AND OPPORTUNITY COUNCIL TO
42 FUND HOUSING ASSISTANCE FOR PEOPLE WITH CRIMINAL CHARGES WHO
43 ARE CHALLENGED WITH SUBSTANCE USE DISORDERS, IN THE AMOUNT OF
44 \$76,643 (AB2018-366)
45
- 46 11. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A
47 CONTRACT BETWEEN WHATCOM COUNTY AND NORTHWEST YOUTH
48 SERVICES TO PROVIDE PARTIAL FUNDING TO SUPPORT TWO CLINICAL
49 CARE MANAGERS FOR INCREASED BEHAVIORAL HEALTH SERVICES, IN THE
50 AMOUNT OF \$96,917 (AB2018-367)

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12. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND DOMESTIC VIOLENCE AND SEXUAL ASSAULT SERVICES TO SUPPORT THE BELLINGHAM WHATCOM COUNTY COMMISSION AGAINST DOMESTIC VIOLENCE, IN THE AMOUNT OF \$120,000 (AB2018-368)
 13. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND COMMUNITY ATTRIBUTES INC. FOR PROFESSIONAL SERVICES RELATING TO THE NEW BUILDABLE LANDS PROGRAM, IN THE AMOUNT OF \$78,500 (AB2018-370)
 14. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND NORTHWEST REGIONAL COUNCIL TO SUPPORT MEALS ON WHEELS SERVICES, IN THE AMOUNT OF \$120,000 (AB2018-371)
 15. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND WASHINGTON STATE OFFICE OF PUBLIC DEFENSE TO RECEIVE GRANT FUNDING, IN THE AMOUNT OF \$196,141 (AB2018-372)
 16. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO AN AGREEMENT BETWEEN WHATCOM COUNTY AND WAVE BUSINESS SOLUTIONS, LLC (WAVE) FOR A FIVE-YEAR LEASE FOR FIBER OPTIC CONNECTIVITY FROM THE COURTHOUSE TO COUNTY BUILDINGS, FOR A TOTAL AMOUNT OVER FIVE YEARS OF \$186,360 (AB2018-373)
 17. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT AMENDMENT BETWEEN WHATCOM COUNTY AND COMMUNITIES IN SCHOOLS TO EXPAND THE PROGRAM TO THE BLAINE SCHOOL DISTRICT, IN THE AMENDED AMOUNT OF \$34,000, FOR A TOTAL CONTRACT AMOUNT OF \$282,750 (AB2018-375)

35 *Donovan moved* to approve the request.

36 The motion was seconded.

37
38
39 Councilmembers discussed whether the program has been successful and getting
40 statistics on the success of other programs.

41
42 Regina Delahunt, Health Department Director, gave a staff report on the statistics of
43 the program's success.

44
45 The motion carried by the following vote:

46 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

47 **Nays:** None (0)

- 48
49
50
18. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT TO PROVIDE FUNDING FOR SUN COMMUNITY SERVICES TO

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1 OPERATE SUN HOUSE, AN EMERGENCY SHELTER FOR RESIDENTS WITH
2 MENTAL ILLNESS WHO MAY BE HOMELESS, LEAVING JAIL, AND/OR MENTAL
3 HEALTH INSTITUTIONS, IN AN AMOUNT NOT TO EXCEED \$285,635
4 (AB2018-376)
5
6

7 **OTHER ITEMS**
8

9 **1. ORDINANCE AMENDING THE 2018 WHATCOM COUNTY BUDGET, FIFTEENTH**
10 **REQUEST, IN THE AMOUNT OF \$314,598 (AB2018-347)**
11

12 *Byrd* reported for the Finance and Administrative Services Committee and *moved* to
13 adopt the ordinance.
14

15 The motion carried by the following vote:

16 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

17 **Nays:** None (0)
18

19 **2. ORDINANCE AMENDING WHATCOM COUNTY CODE CHAPTER 2.78, SOLID**
20 **WASTE ADVISORY COMMITTEE (AB2018-351)**
21

22 Byrd reported for the Finance and Administrative Services Committee and stated this
23 item is withdrawn from the agenda.
24

25 **3. ORDINANCE AMENDING WHATCOM COUNTY CODE 2.03, BOARDS AND**
26 **COMMISSIONS (AB2018-350)**
27

28 Byrd reported for the Finance and Administrative Services Committee and stated this
29 item is withdrawn from the agenda.
30

31 **4. RESOLUTION APPROVING THE 2019 RECOMMENDED CONVENTION CENTER**
32 **ALLOCATIONS FOR TOURISM-RELATED FACILITIES AND ACTIVITIES AS**
33 **DEFINED THROUGH RCW 67.28.1816 (AB2018-354)**
34

35 *Byrd* reported for the Finance and Administrative Services Committee and *moved* to
36 approve the resolution.
37

38 The motion carried by the following vote:

39 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

40 **Nays:** None (0)
41

42 **5. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO AN**
43 **INTERLOCAL AGREEMENT BETWEEN WHATCOM COUNTY FLOOD CONTROL**
44 **ZONE DISTRICT AND WHATCOM CONSERVATION DISTRICT FOR POLLUTION**
45 **IDENTIFICATION AND CORRECTION PROGRAM NON-DAIRY AGRICULTURAL**
46 **BEST MANAGEMENT PRACTICES OUTREACH AND COST-SHARE, IN THE**
47 **AMOUNT OF \$55,000 (COUNCIL ACTING AS THE WHATCOM COUNTY FLOOD**
48 **CONTROL ZONE DISTRICT BOARD OF SUPERVISORS) (AB2018-355)**
49

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1 **Byrd** reported for the Finance and Administrative Services Committee and **moved** to
2 approve the request.
3

4 The motion carried by the following vote:

5 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

6 **Nays:** None (0)
7

8 **6. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A**
9 **CONTRACT AMENDMENT BETWEEN WHATCOM COUNTY, THE PORT OF**
10 **BELLINGHAM, AND THE CITY OF BELLINGHAM FOR THE PURPOSES OF**
11 **ECONOMIC DEVELOPMENT, FOR A TOTAL AMENDED CONTRACT AMOUNT OF**
12 **\$3,805,208 (AB2018-356)**
13

14 Byrd reported for the Finance and Administrative Services Committee.

15 **Donovan moved** to approve the request.
16

17 The motion was seconded.
18

19 Councilmembers discussed performance measures, the total increased contract
20 amount, and the time it takes to realize investments in economic development.
21

22 Tyler Schroeder, Executive's Office, answered questions on the contract amount.
23

24 The motion carried by the following vote:

25 **Ayes:** Brenner, Browne, Buchanan, Donovan, Frazey, and Sidhu (6)

26 **Nays:** Byrd (1)
27

28 **7. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A**
29 **LOCAL AGENCY AGREEMENT AMENDMENT BETWEEN WHATCOM COUNTY**
30 **AND WASHINGTON STATE DEPARTMENT OF TRANSPORTATION FOR THE**
31 **WEST BADGER ROAD/BERTRAND CREEK BRIDGE NO. 50 REPLACEMENT**
32 **PROJECT, IN THE AMOUNT OF \$3,149,851, FOR A TOTAL AMENDED**
33 **CONTRACT AMOUNT OF \$3,368,689 (AB2018-364)**
34

35 **Byrd** reported for the Finance and Administrative Services Committee and **moved** to
36 approve the request.
37

38 The motion carried by the following vote:

39 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

40 **Nays:** None (0)
41

42 **8. REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A**
43 **CONTRACT AMENDMENT BETWEEN WHATCOM COUNTY AND STERICYCLE**
44 **ENVIRONMENTAL SOLUTIONS TO EXTEND THE AGREEMENT TO OPERATE**
45 **THE DISPOSAL OF TOXICS FACILITY FOR AN ADDITIONAL THREE YEARS, IN**
46 **THE AMENDED AMOUNT OF \$1,124,760 FOR A TOTAL CONTRACT AMOUNT**
47 **OF \$3,256,260 (AB2018-374)**
48

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1 **Byrd** reported for the Finance and Administrative Services Committee and **moved** to
2 approve the request.
3

4 The motion carried by the following vote:

5 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

6 **Nays:** None (0)
7

8 **9. ORDINANCE AUTHORIZING THE 2019 WHATCOM COUNTY UNIFIED FEE**
9 **SCHEDULE (FROM 11/20) (AB2018-332)**

10 Byrd reported for the Finance and Administrative Services Committee.
11

12 **Donovan moved** to adopt the ordinance.
13

14 The motion was seconded.
15

16 Councilmembers discussed the need for more specific information on increased staff
17 costs and other reasons for fee increases.
18

19 **Buchanan moved** to call the question.
20

21 The motion to call the question carried by the following vote:

22 **Ayes:** Browne, Buchanan, Byrd, Frazey, and Sidhu (5)

23 **Nays:** Donovan and Brenner (2)
24

25 The motion to adopt carried by the following vote:

26 **Ayes:** Browne, Buchanan, Donovan, Frazey, and Sidhu (5)

27 **Nays:** Byrd and Brenner (2)
28

29 **10. REQUEST AUTHORIZATION OF NINETY-DAY EXTENSION FOR COUNCIL**
30 **APPROVAL OF THE GLACIER WATER DISTRICT COMPREHENSIVE WATER**
31 **SYSTEM PLAN (AB2018-307A)**
32

33 Brenner reported for the Public Works and Health Committee.
34

35 **13. RESOLUTION APPROVING THE GLACIER WATER DISTRICT WATER**
36 **COMPREHENSIVE SYSTEM PLAN (AB2018-307) (FROM 11/7)**
37

38 **Brenner** reported for the Public Works and Health Committee and **moved** to rescind
39 the motion approved November 7, 2018, which delayed Council decision on a resolution
40 approving the Glacier Water District Water Comprehensive System Plan until January 29,
41 2019.
42

43 The motion was seconded.
44

45 The motion to rescind carried by the following vote:

46 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

47 **Nays:** None (0)
48

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1 **Brenner moved** to approve the **resolution approving the Glacier Water District**
2 **Water Comprehensive System Plan (AB2018-307)**.
3

4 The motion was seconded.

5 The motion to approve the resolution carried by the following vote:

6 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

7 **Nays:** None (0)
8
9

10 **11. RESOLUTION REGARDING HEALTH PROTECTION FOR IMMIGRANT FAMILIES**
11 **(AB2018-312A)**
12

13 **Brenner** reported for the Public Works and Health Committee and **moved** to approve
14 the resolution.
15

16 Councilmembers discussed the reason for the resolution; the distinction between
17 undocumented residents and legal residents who don't have identification and can't prove
18 identity; mental health concerns and social services versus communicable disease concerns;
19 convening a workgroup to support members of the community in the long-term who are
20 afraid of deportation; incentives for legal residents to not seek immunizations and other
21 services; political issues versus concerns about the spread of communicable diseases;
22 whether programs will serve people who are in the country illegally; and using taxpayer
23 dollars to support programs for people who are in the country legally versus illegally.
24

25 Regina Delahunt, Health Department Director, answered questions.
26

27 Rachel Lucy, Public Health Advisory Board Chair, gave a report and answered
28 questions.
29

30 The motion carried by the following vote:

31 **Ayes:** Brenner, Browne, Buchanan, Donovan, Frazey, and Sidhu (6)

32 **Nays:** Byrd (1)
33

34 Browne submitted a draft letter (*on file*) of support from the Council to the
35 Department of Homeland Security to respond to the federal government comment period to
36 support continuation of providing health benefits to everyone, regardless of legal immigration
37 status.
38

39 **Buchanan moved** to send the substitute draft letter.
40

41 The motion was seconded.
42

43 Councilmembers and staff discussed proving eligibility and federal requirements for
44 approving or denying services.
45

46 The motion to send the letter carried by the following vote:

47 **Ayes:** Brenner, Browne, Buchanan, Donovan, Frazey, and Sidhu (6)

48 **Nays:** Byrd (1)
49

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1 **12. ORDINANCE AMENDING WHATCOM COUNTY CODE 24.11, DRINKING WATER**
2 **(FROM NOVEMBER 7, 2018) (AB2018-303)**
3

4 **Browne** reported for the Special Committee of the Whole (PM meeting) and **moved**
5 to adopt the ordinance.
6

7 Councilmembers discussed the process for docketing and amending the
8 Comprehensive Plan and this ordinance and whether the County will be legally challenged if
9 it adopts this ordinance.
10

11 The following staff answered questions:

- 12 • Karen Frakes, Prosecutor’s Office
 - 13 • Tyler Schroeder, Executive’s Office
- 14

15 **Buchanan moved** to hold this ordinance.
16

17 The motion was seconded.
18

19 The motion to carried by the following vote:

20 **Ayes:** Browne, Buchanan, Donovan, Frazey, and Sidhu (5)

21 **Nays:** Brenner and Byrd (2)
22

23 **Buchanan moved** to docket on January 15 the Exhibit A of the ordinance for an
24 expedited Comprehensive Plan review process.
25

26 Councilmembers discussed including definitions in the Code of “timely” and
27 “reasonable.”
28

29 The motion was seconded.
30

31 The motion carried by the following vote:

32 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

33 **Nays:** None (0)
34
35

36 **COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**
37

38 **1. APPOINTMENT TO FILL VACANCY ON THE WHATCOM COUNTY DRAYTON**
39 **HARBOR SHELLFISH PROTECTION DISTRICT ADVISORY COMMITTEE, 3**
40 **VACANCIES – 4 YEAR TERMS. MEMBERS MUST HAVE A DIRECT INTEREST IN**
41 **THE SHELLFISH PROTECTION DISTRICT. DUTIES ARE TO ADVISE THE**
42 **COUNTY COUNCIL ON THE PROPOSED ACTIONS AND OPERATIONS**
43 **RELATING TO THE RESTORATION OF WATER QUALITY IN THE DRAYTON**
44 **HARBOR SHELLFISH PROTECTION DISTRICT. APPLICANT: HEATHER**
45 **CHRISTIANSON (AB2018-333)**
46

47 **Brenner moved** to appoint Heather Christianson.
48

49 The motion was seconded.
50

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1 The motion carried by the following vote:

2 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

3 **Nays:** None (0)

4
5
6 **EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**

7
8 **1. REQUEST CONFIRMATION OF THE COUNTY EXECUTIVE'S APPOINTMENT OF**
9 **TARA SATUSHEK TO THE BICYCLE/PEDESTRIAN ADVISORY COMMITTEE**
10 **(AB2018-378)**

11
12 *Byrd moved* to confirm the appointment.

13
14 The motion was seconded.

15
16 The motion carried by the following vote:

17 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

18 **Nays:** None (0)

19
20 **2. REQUEST CONFIRMATION OF THE COUNTY EXECUTIVE'S APPOINTMENT OF**
21 **KARA MITCHELL TO THE NORTH SOUND BEHAVIORAL HEALTH**
22 **ORGANIZATION'S ADVISORY BOARD (AB2018-379)**

23
24 *Frazey moved* to confirm the appointment.

25
26 The motion was seconded.

27
28 The motion carried by the following vote:

29 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

30 **Nays:** None (0)

31
32
33 **INTRODUCTION ITEMS**

34
35 *Donovan moved* to accept the Introduction Items.

36
37 The motion was seconded.

38
39 Councilmembers discussed the proposed amendments to the Incarceration
40 Prevention and Reduction Task Force.

41
42 The motion carried by the following vote:

43 **Ayes:** Brenner, Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (7)

44 **Nays:** None (0)

45
46 **1. ORDINANCE AMENDING WHATCOM COUNTY CODE 2.46, TO AMEND THE**
47 **WHATCOM COUNTY INCARCERATION PREVENTION AND REDUCTION TASK**
48 **FORCE PURPOSE, FUNCTION, MEMBERSHIP, AND ORGANIZATION; TO**
49 **REPEAL WHATCOM COUNTY CODE 2.19, LAW AND JUSTICE COUNCIL; AND**

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- 1 TO DESIGNATE THE TASK FORCE TO SERVE AS THE LAW AND JUSTICE
2 COUNCIL (AB2018-352)
3
4 2. ORDINANCE AMENDING WHATCOM COUNTY CODE 16.20 WHATCOM COUNTY
5 SHELLFISH PROTECTION DISTRICT (AB2018-353)
6
7 3. ORDINANCE ADOPTING AMENDMENTS WHATCOM COUNTY CODE TITLE 17
8 FLOOD DAMAGE PREVENTION (AB2018-380)
9
10 4. ORDINANCE REPEALING WHATCOM COUNTY CODE 1.28 IN ITS ENTIRETY
11 (AB2018-381)
12
13

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

15
16 Committee chairs provided committee reports.

17
18 Councilmembers gave updates on recent activities and upcoming events.
19

20
21 **ADJOURN**

22
23 The meeting adjourned at 10:20 p.m.

24
25 The County Council approved these minutes on _____, 2018.
26

27
28 ATTEST:

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

29
30
31
32
33 _____
34 Dana Brown-Davis, Council Clerk

Rud Browne, Council Chair

35
36
37
38 _____
39 Jill Nixon, Minutes Transcription