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WHATCOM COUNTY COUNCIL
Regular County Council Meeting

January 15, 2019

CALL TO ORDER

Council Chair Rud Browne called the meeting to order at 7:05 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

SPECIAL ORDER OF BUSINESS

1. AB2019-054 APPROVAL OF SPECIAL STANDING MEETING DATES FOR 2019

Donovan moved to approve the meeting dates.

The motion was seconded.

The motion carried by the following vote:

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

Nays: None (0)

MINUTES CONSENT

Donovan moved to approve the Minutes Consent items, including the substitute page for item three.

The motion was seconded.

The motion carried by the following vote:

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

Nays: None (0)

1. MIN2019-001 SPECIAL COMMITTEE OF THE WHOLE (AM) FOR DECEMBER 4, 2018

2. MIN2019-002 COMMITTEE OF THE WHOLE FOR DECEMBER 4, 2018

1
2 **3. MIN2019-003 SPECIAL COMMITTEE OF THE WHOLE (PM) FOR DECEMBER 4,**
3 **2018**

4
5 **4. MIN2019-004 COUNTY COUNCIL FOR DECEMBER 4, 2018**
6
7

8 **PUBLIC HEARINGS**
9

10 **1. AB2019-039 ORDINANCE ADOPTING AMENDMENTS TO WHATCOM COUNTY**
11 **CODE TITLE 17, FLOOD DAMAGE PREVENTION**
12

13 Browne opened the public hearing, and hearing none, closed the public hearing.
14

15 ***Buchanan moved*** to adopt the ordinance.
16

17 The motion was seconded.
18

19 The motion carried by the following vote:

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

21 **Nays:** None (0)
22

23 **2. AB2019-042 ORDINANCE AMENDING WHATCOM COUNTY CODE 16.20,**
24 **WHATCOM COUNTY SHELLFISH PROTECTION DISTRICTS**
25

26 Browne opened the public hearing, and hearing none, closed the public hearing.
27

28 ***Brenner moved*** to adopt the ordinance.
29

30 The motion was seconded.
31

32 The motion carried by the following vote:

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

34 **Nays:** None (0)
35
36

37 **OPEN SESSION**
38

39 The following people spoke opposed to AB2019-064, the proposed ordinance
40 imposing an interim moratorium on the acceptance and processing of applications and
41 permits for new or expanded facilities in the Cherry Point UGA and on AB2019-045,
42 preliminary draft Comprehensive Plan and Zoning Code amendments - Cherry Point:

- 43 • Kent Murray
- 44 • Todd Tayler, Plumbers and Steamfitters Local 26 of Western Washington
45 Business Manager and Northwest Washington Building Trade Executive
46 Secretary
- 47 • Trevor Smith
- 48 • Rod Roth, Local 292 Business Agent
- 49 • Hannah Holt
- 50 • Darryl Stuttlefeld
- 51 • Judy Wilson
- 52 • Stacy Martin, Laborer's Local 292 Business Manager, submitted handouts (*on*
53 *file*)

- 1 • Chris (*Inaudible*), Ironworkers Local 86 Business Agent
- 2 • Bob Gay, International Brotherhood of Local Electrical Workers 191
- 3 Representative
- 4 • Adam Bonham
- 5 • Miguel Edmondson
- 6 • (*Inaudible*) Russ
- 7 • (*Inaudible*)
- 8 • Paul Salis
- 9 • Phillip Morgan
- 10 • Adam Lambe
- 11 • Andrew Avila

12
13 The following people spoke in favor of AB2019-064, the proposed ordinance
14 imposing an interim moratorium on the acceptance and processing of applications and
15 permits for new or expanded facilities in the Cherry Point UGA and on AB2019-045,
16 preliminary draft Comprehensive Plan and Zoning Code amendments - Cherry Point:

- 17 • Alex Ramel
- 18 • Eddy Ury, ReSources for Sustainable Communities Program Manager

19
20 The following people spoke on other issues:

- 21 • Dana Briggs spoke about climate change science and concerns.
- 22 • Joy Gilfilen, Restorative Community Coalition, submitted handouts (*on file*)
- 23 and spoke on AB2019-057, Appointment to fill vacancies on the Incarceration
- 24 Prevention and Reduction Task; AB2019-041, the ordinance amending
- 25 Whatcom County Code 2.46, Incarceration Prevention and Reduction Task
- 26 Force, and repealing Whatcom County Code 2.19, Law and Justice Council,
- 27 and; and AB2019-043 Ordinance repealing and replacing Whatcom County
- 28 Code 1.28, Standards for Correctional Facilities
- 29 • Patrick Alesse spoke about the environment and economy working together

30 31 32 **COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES**

33
34 Sidhu spoke about a meeting on January 8, 2019 and praised Natural Resources
35 Division Manager Gary Stoyka, leader of the staff team.

36 37 38 **CONSENT AGENDA**

39
40 (From Finance and Administrative Services Committee)

41
42 ***Sidhu moved*** to approve Consent Agenda items one through nine.

- 43
44 **1. AB2019-001 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO**
45 **ENTER INTO A CONTRACT AMENDMENT BETWEEN WHATCOM COUNTY AND**
46 **PIONEER HUMAN SERVICES TO INCREASE FUNDING BY \$85,527 FOR THE**
47 **OPERATION OF CITY GATE, A PERMANENT, SUPPORTIVE HOUSING**
48 **PROGRAM FOR HOMELESS INDIVIDUALS FOR A TOTAL CONTRACT AMOUNT**
49 **OF \$456,939**

50
51 ***Sidhu moved*** to approve the request.

52
53 The motion was seconded.

1
2 The motion carried by the following vote:

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

4 **Nays:** None (0)

- 5
6 **2. AB2019-004 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO**
7 **ENTER INTO A CONTRACT AMENDMENT BETWEEN WHATCOM COUNTY AND**
8 **MICHAEL BOBBINK FOR HEARING EXAMINER SERVICES**

9
10 *Sidhu moved* to approve the request.

11
12 The motion was seconded.

13
14 The motion carried by the following vote:

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

16 **Nays:** None (0)

- 17
18 **3. AB2019-007 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO**
19 **ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND THE**
20 **WHATCOM COUNCIL ON AGING TO STAFF AND OPERATE THE BELLINGHAM**
21 **SENIOR ACTIVITY CENTER IN THE AMOUNT OF \$123,748**

22
23 *Sidhu moved* to approve the request.

24
25 The motion was seconded.

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 *Sidhu moved* to approve Consent Agenda items four through nine.

32
33 The motion was seconded.

34
35 The motion carried by the following vote:

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

37 **Nays:** None (0)

- 38
39 **4. AB2019-010 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO**
40 **ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND OPPORTUNITY**
41 **COUNCIL TO FUND OPERATING COSTS AND LEASING SPECIALIST SERVICES**
42 **TO SUPPORT THE FEDERAL SPONSOR BASED RENTAL ASSISTANCE**
43 **PROGRAM, IN THE AMOUNT OF \$69,490**

- 44
45 **5. AB2019-014 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO**
46 **ENTER INTO AN INTERLOCAL AGREEMENT BETWEEN WHATCOM COUNTY**
47 **AND THE CITY OF BLAINE TO STAFF AND OPERATE THE BLAINE SENIOR**
48 **ACTIVITY CENTER IN THE AMOUNT OF \$123,748**

- 49
50 **6. AB2019-015 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO**
51 **ENTER INTO AN INTERLOCAL AGREEMENT BETWEEN WHATCOM COUNTY**
52 **AND THE CITY OF LYNDEN TO STAFF AND OPERATE THE LYNDEN SENIOR**
53 **ACTIVITY CENTER IN THE AMOUNT OF \$123,748**

- 1
2 7. AB2019-016 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO
3 ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND THE JET
4 OLDSTERS OF FERNDALE TO STAFF AND OPERATE THE FERNDALE SENIOR
5 ACTIVITY CENTER IN THE AMOUNT OF \$123,748
6
7 8. AB2019-017 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO
8 ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND DANIEL A.
9 SWEDLOW, SUMMIT LAW GROUP, TO PROVIDE LEGAL SERVICES FOR
10 MATTERS RELATED TO COLLECTIVE BARGAINING, IN THE AMOUNT OF
11 \$300/HOUR TO A MAXIMUM OF \$35,000 ANNUALLY THROUGH DECEMBER
12 31, 2020.
13
14 9. AB2019-019 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO
15 ENTER INTO A CONTRACT BETWEEN WHATCOM COUNTY AND THE JET
16 OLDSTERS ASSOCIATION OF FERNDALE TO PROVIDE CUSTODIAL SERVICES
17 AND SUPERVISION FOR PUBLIC RENTALS AT THE FERNDALE SENIOR
18 CENTER IN EXCHANGE FOR REIMBURSEMENT OF 75% OF FERNDALE
19 SENIOR ACTIVITY CENTER RENTAL FEES.
20

21
22 **OTHER ITEMS**

23
24 (From Council Finance and Administrative Services Committee)

- 25
26 1. AB2019-008 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO
27 ENTER INTO AN INTERAGENCY AGREEMENT BETWEEN WHATCOM COUNTY
28 AND WASHINGTON STATE DEPARTMENT OF HEALTH TO OUTLINE A JOINT
29 PLAN OF RESPONSIBILITY WHICH DELINEATES THE RESPONSIBILITIES
30 FOR THE REGULATION OF PUBLIC WATER SYSTEMS
31

32 *Sidhu moved* to approve the request.

33
34 The motion was seconded.

35
36 The motion carried by the following vote:

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

38 **Nays:** None (0)
39

- 40 2. AB2019-009 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO
41 ENTER INTO AN INTERLOCAL AGREEMENT BETWEEN WHATCOM COUNTY
42 AND WASHINGTON STATE HEALTH CARE AUTHORITY TO SUPPORT
43 MEDICAID RELATED OUTREACH AND LINKAGE ACTIVITIES PERFORMED BY
44 THE HEALTH DEPARTMENT TO WASHINGTON STATE RESIDENTS WHO LIVE
45 WITHIN WHATCOM COUNTY
46

47 *Sidhu moved* to approve the request.

48
49 The motion was seconded.

50
51 The motion carried by the following vote:

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

53 **Nays:** None (0)

1
2 **3. AB2019-011 REQUEST AUTHORIZATION FOR THE COUNTY EXECUTIVE TO**
3 **ENTER INTO A RESTATED INTERLOCAL AGREEMENT BETWEEN WHATCOM**
4 **COUNTY AND NORTH SOUND BEHAVIORAL HEALTH ADMINISTRATIVE**
5 **SERVICES ORGANIZATION AND FOUR OTHER COUNTIES WITHIN OUR**
6 **REGION TO OPERATE AS A REGIONAL BEHAVIORAL HEALTH**
7 **ADMINISTRATIVE SERVICES ORGANIZATION UNDER THE REQUIREMENTS**
8 **ESTABLISHED BY THE WASHINGTON STATE HEALTH CARE AUTHORITY**

9
10 *Sidhu moved* to approve the request.

11
12 The motion was seconded.

13
14 The motion carried by the following vote:

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

16 **Nays:** None (0)

17
18 **4. AB2019-030 RESOLUTION TO SET PUBLIC HEARING TO SELL TAX-TITLE**
19 **PROPERTY BY PUBLIC AUCTION**

20
21 *Sidhu moved* to approve the resolution.

22
23 The motion was seconded.

24
25 The motion carried by the following vote:

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

27 **Nays:** None (0)

28
29 **5. AB2019-046 ORDINANCE AMENDING WHATCOM COUNTY CODE (WCC)**
30 **CHAPTER 2.78, SOLID WASTE ADVISORY COMMITTEE**

31
32 *Sidhu moved* to adopt the substitute ordinance.

33
34 The motion was seconded.

35
36 Councilmembers discussed the membership.

37
38 *Buchanan moved* to amend section .030 to reduce the number of public interest
39 group representatives from two to one, for a total of 11 members with the addition of the
40 agricultural representative.

41
42 The motion was seconded.

43
44 The motion to amend carried by the following vote:

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

46 **Nays:** None (0)

47
48 The motion to adopt as amended carried by the following vote:

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

50 **Nays:** None (0)

51
52 **6. AB2019-067 ORDINANCE AMENDING WHATCOM COUNTY CODE 2.03,**
53 **BOARDS AND COMMISSIONS**

1
2 **Sidhu moved** to adopt the ordinance.
3

4 The motion was seconded.
5

6 The motion carried by the following vote:

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

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

10 (From Council Criminal Justice and Public Safety Committee)
11

12 **7. AB2019-041 ORDINANCE AMENDING WHATCOM COUNTY CODE 2.46,**
13 **INCARCERATION PREVENTION AND REDUCTION TASK FORCE, AND**
14 **REPEALING WHATCOM COUNTY CODE 2.19, LAW AND JUSTICE COUNCIL**
15

16 **Buchanan moved** to adopt the ordinance.
17

18 **Buchanan moved** to amend to add positions for Bellingham Municipal Court
19 Administrator and a municipal court representative from the small cities.
20

21 The motion was seconded.
22

23 The motion to amend carried by the following vote:

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

25 **Nays:** None (0)
26

27 The motion to adopt as amended carried by the following vote:

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

29 **Nays:** None (0)
30

31 **8. AB2019-043 ORDINANCE REPEALING AND REPLACING WHATCOM COUNTY**
32 **CODE 1.28, STANDARDS FOR CORRECTIONAL FACILITIES**
33

34 This item was held in committee.
35

36 (From Council Planning and Development Committee)
37

38 **9. AB2019-002 RESOLUTION AMENDING THE 2018 DOCKET OF PROPOSED**
39 **COMPREHENSIVE PLAN AND DEVELOPMENT REGULATION AMENDMENTS BY**
40 **ADDING PROPOSED CHANGES RELATING TO DRINKING WATER**
41

42 **Byrd moved** to approve the resolution.
43

44 The motion carried by the following vote:

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

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

48 (No Committee Assignment Finance and Administrative Services Committee)
49

50 **10. AB2019-003 REQUEST APPROVAL OF THE ECONOMIC DEVELOPMENT**
51 **INVESTMENT (EDI) BOARD'S RECOMMENDATION FOR FUNDING OF THE**
52 **PORT OF BELLINGHAM'S FUND REQUEST FOR A LOAN OF \$166,666.67 AND**
53 **GRANT OF \$83,333.33 FOR THE WALSH MARINE BUILDING PROJECT**

1
2 **Buchanan moved** to approve the request.

3
4 The motion was seconded.

5
6 The motion carried by the following vote:

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

8 **Nays:** None (0)

9 **Abstains:** Donovan (1)

10
11
12 **COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**

- 13
14 **1. AB2019-047 APPOINTMENT TO FILL VACANCY ON THE NORTH LYNDEN**
15 **WATERSHED IMPROVEMENT DISTRICT BOARD OF DIRECTORS, PARTIAL**
16 **TERM THROUGH DECEMBER 2019. APPLICANT: KEVIN ENGELSMA**

17
18 **Brenner moved** to appoint Kevin Engelsma.

19
20 The motion was seconded.

21
22 The motion carried by the following vote:

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

24 **Nays:** None (0)

- 25
26 **2. AB2019-050 APPOINTMENT TO FILL VACANCIES ON THE BIRCH BAY**
27 **WATERSHED AQUATIC RESOURCES MANAGEMENT ADVISORY COMMITTEE -**
28 **2 VACANCIES, 4 YEAR TERMS - APPLICANTS: PATRICK ALESSE, JONATHAN**
29 **HALL, SANDRA LAHN, STEVEN ROY; APPOINTMENTS MADE BY THE**
30 **WHATCOM COUNTY COUNCIL ACTING AS THE WHATCOM COUNTY FLOOD**
31 **CONTROL ZONE BOARD OF SUPERVISORS**

32
33 Brenner nominated Patrick Alesse and Sandra Lahn.

34
35 Sidhu nominated Jonathan Hall and Steven Roy.

36
37 Browne voted for Alesse and Lahn.

38
39 Frazey voted for Alesse and Lahn.

40
41 Brenner voted for Alesse and Lahn.

42
43 Byrd voted for Alesse and Lahn.

44
45 Sidhu voted for Alesse and Roy.

46
47 Donovan voted for Alesse and Lahn.

48
49 Buchanan voted for Alesse and Lahn.

50
51 The Council appointed Patrick Alesse and Sandra Lahn.

1 **3. AB2019-052 APPOINTMENTS TO FILL VACANCIES ON THE FLOOD CONTROL**
2 **ZONE DISTRICT ADVISORY COMMITTEE - APPLICANTS: DALE BLOK, RON**
3 **BRONSEMA, KYLE CHRISTENSEN, SCOTT HULSE - WHATCOM COUNTY**
4 **COUNCIL ACTING AS THE WHATCOM COUNTY FLOOD CONTROL ZONE**
5 **BOARD OF SUPERVISORS**

6
7 This item was withdrawn from the agenda.
8

9 **4. AB2019-053 APPOINTMENT TO FILL VACANCIES ON**
10 **SUMAS/EVERSON/NOOKSACK FLOOD CONTROL SUB-ZONE ADVISORY**
11 **COMMITTEE - APPLICANT: KYLE CHRISTENSEN- WHATCOM COUNTY**
12 **COUNCIL ACTING AS WHATCOM COUNTY FLOOD CONTROL ZONE BOARD OF**
13 **SUPERVISORS**

14
15 *Sidhu moved* to appoint Kyle Christensen by acclamation.
16

17 The motion was seconded.
18

19 The motion carried by the following vote:

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

21 **Nays:** None (0)
22

23 **5. AB2019-055 APPOINTMENTS TO FILL VACANCIES ON THE WHATCOM**
24 **COUNTY BOARD OF EQUALIZATION - APPLICANTS: WES VANDEMARK,**
25 **DAVID SIMPSON, SONJA MERK, TAMMY VALENTI**

26
27 *Donovan moved* to appoint by acclamation:

- 28 • Wes VanDeMark to District 1
 - 29 • David Simpson to District 3
 - 30 • Tammy Valenti to District 5
 - 31 • Sonja Merk to District 4, partial term
- 32

33 The motion was seconded.
34

35 The motion carried by the following vote:

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

37 **Nays:** None (0)
38

39 **6. AB2019-056 APPOINTMENTS TO THE HORTICULTURE PEST AND DISEASE**
40 **BOARD - APPLICANTS: MELISSA BEDLINGTON-KLEINDEL, ALLEN BROWN**

41
42 *Brenner moved* to appoint by acclamation Melissa Bedlington-Kleindel and Allen
43 Brown.
44

45 The motion was seconded.
46

47 The motion carried by the following vote:

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

49 **Nays:** None (0)
50

51 **7. AB2019-057 APPOINTMENT TO FILL VACANCIES ON THE INCARCERATION**
52 **PREVENTION AND REDUCTION TASK FORCE - 2 VACANCIES REPRESENTING**
53 **CONCERNED CITIZENS - PARTIAL TERMS ENDING 1/31/2020, AND ONE**

1 **ENDING 1/31/2022: APPLICANTS: ARLENE FELD, HEATHER FLAHERTY, ERIN**
2 **FORTENBERRY, EVAN FREEDMAN, DAVID GOLDMAN, JEFF HINDMAN,**
3 **HOLLIE HUTHMAN, BARRY MACHALE**

4
5 Sidhu nominated all applicants.

6
7 Browne voted for Flaherty and Freedman.

8
9 Frazey voted for Feld and Flaherty.

10
11 Brenner voted for Feld and Flaherty.

12
13 Byrd voted for Feld and Flaherty.

14
15 Sidhu voted for Feld and Flaherty.

16
17 Donovan voted for Feld and Flaherty.

18
19 Buchanan voted for Feld and Flaherty.

20
21 The Council appointed Heather Flaherty and Arlene Fed.

22
23 Browne stated that Heather Flaherty received the most votes, and would be
24 appointed to the position expiring January 2022.

25
26 ***The Council concurred.***

27
28 **8. AB2019-058 APPOINTMENT TO FILL VACANCIES ON THE LUMMI ISLAND**
29 **FERRY ADVISORY COMMITTEE - APPLICANTS: CHARLES BAILEY, RHAYME**
30 **BLAKE, JUDY OLSEN**

31
32 ***Donovan moved*** to appoint by acclamation to the open resident/property owner
33 positions:

- 34 • Charles Bailey
35 • Rhayma Blake
36 • Judy Olsen

37
38 The motion was seconded.

39
40 The motion carried by the following vote:

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

42 **Nays:** None (0)

43
44 **9. AB2019-060 APPOINTMENT TO FILL VACANCIES ON THE NOXIOUS WEED**
45 **CONTROL BOARD - APPLICANTS: PATRICIA LENSSEN AND L. ALAN YODER**

46
47 ***Brenner moved*** to appoint by acclamation Patricia Lennssen to District 5 and L.
48 Alan Yoder to District 2.

49
50 The motion was seconded.

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 **10. AB2019-061 APPOINTMENTS TO FILL VACANCY ON WHATCOM COUNTY**
6 **PLANNING COMMISSION - APPLICANTS: WILLIAM DOMINIC MOCERI,**
7 **JAMES MARKARIAN**

8
9 Buchanan nominated all applicants.

10
11 Browne voted for Moceri.

12
13 Frazey voted for Moceri.

14
15 Brenner voted for Moceri.

16
17 Byrd voted for Markarian.

18
19 Sidhu voted for Markarian.

20
21 Donovan voted for Moceri.

22
23 Buchanan voted for Moceri.

24
25 The Council appointed William Dominic Moceri.

26
27 **11. AB2019-063 APPOINTMENT TO FILL VACANCIES ON THE WHATCOM COUNTY**
28 **SOLID WASTE ADVISORY COMMITTEE - APPLICANT - LISA FRIEND**

29
30 *Sidhu moved* to appoint by acclamation Lisa Friend to the citizen position.

31
32 The motion was seconded.

33
34 The motion carried by the following vote:

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

36 **Nays:** None (0)

37
38 **12. AB2019-065 APPOINTMENTS TO FILL VACANCIES ON THE SURFACE MINING**
39 **ADVISORY COMMITTEE - APPLICANTS: BRENT COWDEN, RYAN DEVRIES,**
40 **DUSTIN GLEAVES**

41
42 *Sidhu moved* to appoint by acclamation the following positions:

- 43 • Ryan Devries and Brent Cowden to represent the surfacing mining industry
- 44 • Dustin Gleaves as an ecologist

45
46 The motion was seconded.

47
48 The motion carried by the following vote:

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

50 **Nays:** None (0)

1 **INTRODUCTION ITEMS**

2
3 Byrd removed item six.

- 4
5 **2. AB2019-021 ORDINANCE GRANTING DEER CREEK WATER ASSOCIATION A**
6 **FRANCHISE AND THE RIGHT, PRIVILEGE, AND AUTHORITY THEREUNDER TO**
7 **LOCATE, SET, ERECT, LAY, CONSTRUCT, EXTEND, SUPPORT, ATTACH,**
8 **CONNECT, MAINTAIN, REPAIR, REPLACE, ENLARGE, OPERATE AND USE**
9 **FACILITIES IN, UPON, OVER, UNDER, ALONG, ACROSS AND THROUGH THE**
10 **FRANCHISE AREA TO ALLOW FOR THE PROVISION OF WATER SERVICES**

11
12 Brenner withdrew item two.

13
14 Schroeder gave a staff report and answered questions about the franchise
15 agreement process and recent water association issues.

16
17 **Byrd moved** to accept Introduction Items two through five, seven, and eight.

18
19 The motion was seconded.

20
21 The motion carried by the following vote:

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

23 **Nays:** None (0)

- 24
25 **1. AB2019-018 ORDINANCE ADOPTING VARIOUS MINOR AMENDMENTS TO**
26 **WHATCOM COUNTY CODE TITLES 20 (ZONING), 21 (LAND DIVISION**
27 **REGULATIONS), AND 22 (LAND USE AND DEVELOPMENT PROCEDURES),**
28 **MAKING CORRECTIONS, UPDATES, AND CLARIFICATIONS**
- 29
30 **3. AB2019-033 ORDINANCE AMENDING THE 2019-2020 WHATCOM COUNTY**
31 **BUDGET, REQUEST NO. 1, IN THE AMOUNT OF \$778,500**
- 32
33 **4. AB2019-036 ORDINANCE AMENDING WHATCOM COUNTY CODE 2.108,**
34 **BELLINGHAM-WHATCOM COUNTY COMMISSION AGAINST DOMESTIC**
35 **VIOLENCE, EXPANDING THE SCOPE OF THE COMMISSION AND REFERRING**
36 **TO INTERLOCAL AGREEMENT WITH THE CITY OF BELLINGHAM**
- 37
38 **5. AB2019-040 ORDINANCE AMENDING WHATCOM COUNTY CODE CHAPTER**
39 **2.128, BUSINESS AND COMMERCE ADVISORY COMMITTEE, TO ADD ONE**
40 **ADDITIONAL MEMBER**
- 41
42 **6. AB2019-064 ORDINANCE IMPOSING AN INTERIM MORATORIUM ON THE**
43 **ACCEPTANCE AND PROCESSING OF APPLICATIONS AND PERMITS FOR NEW**
44 **OR EXPANDED FACILITIES IN THE CHERRY POINT UGA, THE PRIMARY**
45 **PURPOSE OF WHICH WOULD BE THE SHIPMENT OF UNREFINED FOSSIL**
46 **FUELS NOT TO BE PROCESSED AT CHERRY POINT**

47
48 **Donovan moved** to accept the Introduction Item.

49
50 The motion was seconded.

51
52 The motion carried by the following vote:

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

1 **Nays:** Brenner and Byrd (0)

2
3 **7. AB2019-034 RESOLUTION AMENDING THE 2019 FLOOD CONTROL ZONE**
4 **DISTRICT AND SUBZONES BUDGET, REQUEST NO. 1, IN THE AMOUNT OF**
5 **\$35,000 (COUNCIL ACTING AS THE WHATCOM COUNTY FLOOD CONTROL**
6 **ZONE DISTRICT BOARD OF SUPERVISORS)**

7
8 **8. AB2019-032 RESOLUTION TO SELL TAX-TITLE PROPERTY BY PUBLIC**
9 **AUCTION**

10
11
12 **COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES**

13
14 Committee chairs reported on committee discussions.

15
16 Buchanan reported on the State Senate 40th District vacancy and appointment
17 process. The Council needs to appoint a contact person for the process.

18
19 **Brenner moved** to appoint Barry Buchanan as the contact person for the
20 appointment process.

21
22 The motion was seconded.

23
24 The motion carried by the following vote:

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

26 **Nays:** None (0)

27 **Abstains:** Browne (1)

28
29 Councilmembers gave updates on recent activities and upcoming events.

30
31
32 **ADJOURN**

33
34 The meeting adjourned at 8:55 p.m.

35
36 The County Council approved these minutes on February 12, 2019.

37
38
39 ATTEST:

40
41
42
43
44
45 _____
46 Dana Brown-Davis, Council Clerk

47
48
49
50 WHATCOM COUNTY COUNCIL
51 WHATCOM COUNTY, WASHINGTON

52
53
54 _____
55 Rud Browne, Council Chair

56
57
58
59 _____
60 Jill Nixon, Minutes Transcription

