

Whatcom County Council

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



Meeting Agenda

AGENDA REVISED 1/29/2019 - SEE REVISION NOTICE

Tuesday, January 29, 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.

IN ACCORDANCE WITH WHATCOM COUNTY CODE SECTIONS 2.02.040 AND 2.02.060, THE FOLLOWING RULES SHALL APPLY DURING ALL COUNCIL AND COUNCIL COMMITTEE MEETINGS:

Section 2.02.040 Meetings – General rules.

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E. All council and council committee meetings shall be conducted pursuant to The American Institute of Parliamentarians Standard Code of Parliamentary Procedure, latest edition, except when in conflict with the standing rules of the council.

L. During an open session or public hearing, audience members will be given three minutes to address the council.

M. Cell phones shall be silenced and cell phone conversations shall be prohibited within the confines of the council chambers during meetings.

N. Placards, signs, applause, or other distractions shall not be allowed in the council chambers without the consent of the council chair.

O. Any person making personal, impertinent, or slanderous remarks, or who becomes boisterous, while attending a council or council committee meeting may be requested to leave the meeting and may be forthwith, by the presiding officer, barred from further audience before the council during that meeting.

2.02.060 Meetings – Decorum of debate.

A. Any councilmember desiring to speak shall first be recognized by the chair, and shall confine his or her remarks to the specific subject under consideration or to be considered. The councilmember who has proposed a motion or the committee member who has presented a report shall be allowed the first opportunity to explain the motion or report, and usually is allowed to speak last on it. No member or small group of members shall be permitted to monopolize the discussion on a question. If a member has already spoken and other members wish to speak, they should be recognized in preference to the member who has already spoken on a question.

B. Councilmembers shall address each other as “councilmember” and the council chair shall be addressed as “chair.”

C. Staff members, presenters, and the general public shall be addressed as Mr., Mrs., Ms., or by their official or honorary title.

D. When two or more councilmembers desire to speak at the same time, the chair shall name the member who shall have the floor.

E. When a councilmember is speaking, no other member shall hold discourse which may interrupt the speaker except to raise a point of order. The chair should insist that every member be attentive to the business before the assembly.

F. Councilmembers shall have time to explain any motion they intend to make. All motions will begin with the words, "I move" and must receive a second prior to being put to a vote.

G. When it appears that all councilmembers who wish to speak have done so, the chair shall inquire, "Is there any further discussion?" If there is not, the question is put to a vote.

H. To bring a question to immediate vote, a councilmember may move to close debate. If more than one motion is pending, the motion to close debate should specify the pending motions to which it applies (main motion, motion to amend, etc.). The motion to close debate cannot interrupt a speaker, is not debatable, and requires an affirmative vote by two-thirds of the councilmembers in attendance. The motion to close debate should be used in moderation, as members cannot be expected to maintain interest in an organization if they are frequently denied the right to participate in its deliberations.

COUNTY COUNCIL

CALL TO ORDER

FLAG SALUTE

ROLL CALL

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 optionally include city of residence. Speakers 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. [AB2019-032](#) Resolution to sell tax-title property by public auction
2. [AB2019-064](#) Ordinance imposing an interim moratorium on the acceptance and processing of applications and permits for new or expanded facilities in the Cherry Point UGA, the primary purpose of which would be the shipment of unrefined fossil fuels not to be processed at Cherry Point

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 optionally include city of residence. Speakers 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 Council Finance and Administrative Services Committee)

1. [AB2019-024](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Marvin Wayne, M.D., P.S. in the amount of \$160,000
2. [AB2019-025](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Whatcom Humane Society to extend the term of the Agreement to April 30, 2019

3. [AB2019-081](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Office of Crime Victims Advocacy to increase advocacy for child victims of abuse or neglect in dependency Court Appointed Special Advocates program, in the amount of \$95,173.00
4. [AB2019-068](#) Resolution to approve annual petition for refunds paid list consistent with RCW 84.69.020

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2019-033](#) Ordinance amending the 2019-2020 Whatcom County Budget, request no. 1, in the amount of \$778,500
2. [AB2019-036](#) Ordinance amending Whatcom County Code 2.108, Bellingham-Whatcom County Commission Against Domestic Violence, expanding the scope of the Commission and referring to interlocal agreement with the City of Bellingham
3. [AB2019-040](#) Ordinance amending Whatcom County Code Chapter 2.128, Business and Commerce Advisory Committee, to add one additional member
4. [AB2019-082](#) Request for County Council to approve the Criminal Justice Treatment Account Plan
5. [AB2019-087](#) Request authorization for the County Executive to enter into an EDI Interlocal Loan and Grant Agreement between Whatcom County and Port of Bellingham in the amount of \$250,000
6. [AB2019-089](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Washington State University to continue the jointly shared costs for faculty positions and program support for WSU Extension in the amount of \$215,951 for a total amended contract amount of \$1,999,276.90
7. [AB2019-037](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Bellingham regarding the City of Bellingham-Whatcom County Commission on Domestic & Sexual Violence
8. [AB2019-034](#) Resolution amending the 2019 Flood Control Zone District and Subzones Budget, request no. 1, in the amount of \$35,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
9. [AB2019-049](#) Resolution cancelling uncollectible personal property taxes
10. **AB2019-108** Resolution allowing appointment of one Councilmember to serve as an optional alternate member of the Washington State Association of Counties Board of Directors

ITEM ADDED 1/29/2019

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2019-052](#) Appointments to fill vacancies on the Flood Control Zone District Advisory Committee - Applicants: Geographic Area - Dale Blok, Albert DeBoer, Scott Hulse, Kent Roorda. Special Districts - Ron Bronsema, Jeff DeJong. Impacted Cities - Kyle Christensen, John Perry. Council acting as the Whatcom County Flood Control Zone Board of Supervisors
2. [AB2019-092](#) Appointment to fill vacancy on Portage Bay Shellfish Protection District Advisory Committee. Applicant: Alan Chapman
3. [AB2019-093](#) Appointment to fill vacancy on the Sumas/Everson/Nooksck Flood Control Sub-Zone Advisory Committee. Applicant: Jerry Juergens

EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Per Whatcom County Code 2.03.070(B), the council must confirm or reject executive appointments within 30 days of submission to the council. County code deems the appointee confirmed if council does not take action within this time.

1. [AB2019-086](#) County Executive Jack Louws requests confirmation of his new appointments and reappointments to Executive boards and committees; appointments to take effect on February 1, 2019

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. [AB2019-073](#) Ordinance Regarding Temporary Installation of Stop Signs on Certain County Roads
2. [AB2019-074](#) Ordinance Establishing a Temporary Speed Limit Change for Birch Bay Drive
3. [AB2019-075](#) Ordinance Establishing Temporary One-Way Traffic on Birch Bay Drive
4. [AB2019-076](#) Ordinance Authorizing the Temporary Re-Opening of Cottonwood Drive at Morgan Drive to Vehicular Traffic
5. [AB2019-018](#) Ordinance adopting various minor amendments to Whatcom County Code Titles 20 (Zoning), 21 (Land Division Regulations), and 22 (Land Use and Development Procedures), making corrections, updates, and clarifications

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