

# **Whatcom County Council**

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



## **Meeting Agenda**

**Tuesday, February 26, 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.

### MINUTES CONSENT

1. [MIN2019-017](#) Committee of the Whole for February 12, 2019
2. [MIN2019-018](#) Regular County Council for February 12, 2019
3. [MIN2019-019](#) Special County Council for February 15, 2019

### 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. [AB2019-027](#) Ordinance amending Whatcom County Code 6.04 Animal Control, Chapter 6.04.020 Definitions and 6.04.031 Administration and Enforcement
2. [AB2019-103](#) Ordinance proposing modifications to Whatcom County Code 2.27A, Aquatic Invasive Species (AIS)
3. [AB2019-106](#) Ordinance amending the Unified Fee Schedule to accommodate changes to Whatcom County Code 2.27A, Aquatic Invasive Species
4. [AB2019-121](#) Ordinance Amending Whatcom County Code Section 1.14 Correcting Certain Precinct Boundary Lines and Precinct Maps

### 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.

### OTHER ITEMS

**(From Council Natural Resources Committee)**

1. [AB2019-133](#) Resolution requesting support for Washington State House and Senate bills related to: pollution prevention; increasing habitat and fish abundance; protection of southern resident orca whales from vessels; and improving the safety of oil transportation

**(From Council Finance and Administrative Services Committee)**

2. [AB2019-124](#) Ordinance amending the 2019 Whatcom County Budget, request no. 2, in the amount of \$4,901,742
3. [AB2019-128](#) Ordinance amending courthouse building envelope project budget (as established through Ordinance 2014-085) third request, in the amount of \$4,700,000 for a total project budget of \$7,377,809
4. [AB2019-135](#) Request authorization for the County Executive to enter into a Grant Agreement between Whatcom County and the Department of Ecology (DOE) for Water Quality Combined Financial Assistance Grant Agreement WQC-2017-WhCoPw-00030 for the Agate Bay Stormwater Improvements project in the amount of \$552,548.62
5. [AB2019-126](#) Resolution amending the 2019 Flood Control Zone District and Subzones Budget, request no. 2, in the amount of \$90,659 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
6. [AB2019-137](#) Resolution respectfully requesting that the Whatcom County Prosecutor ask the Washington State Attorney General to review and update opinions previously provided related to the eligibility of county council members and commissioners to be appointed to vacant legislative positions

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

1. [AB2019-127](#) Appointment to the Whatcom County Planning Commission, applicant must reside in Council District 2, applicants: Robert Bartel, Ria Bordian, Bob Burr, James Hansen, Towhee Wean (the Planning Commission assists the Planning and Development Services Department in carrying out its duties, which include helping to prepare and execute the Comprehensive Plan and making recommendations for adoption of official controls and/or amendments)
2. [AB2019-129](#) Appointment to the Sumas/Everson/Nooksack Flood Control Sub-Zone Advisory Committee - Applicant: Larry Mades (the committee is an integral part of the program reviewing the comprehensive plan for flood control)

**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. [AB2019-139](#) Request confirmation of Executive's appointment of Brian Rusk to the Whatcom County Purchase of Development Rights Oversight Committee
2. [AB2019-143](#) Request confirmation of Executive's appointment of Rachel Arnold to the Whatcom County Marine Resources Committee
3. [AB2019-144](#) Request confirmation of Executive's appointment of Patrick Alesse to the Whatcom County Bicycle-Pedestrian Advisory Committee

### **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. [AB2019-147](#) Ordinance amending the 2019-2020 Whatcom County Budget, request no. 3, in the amount of \$95,521
2. [AB2019-145](#) Receipt of application for the Drayton Harbor Shellfish Protection District Committee, applicant: Julie Hirsch (the Committee advises the County Council on proposed actions and operations relating to the restoration of water quality in the Drayton Harbor Shellfish Protection District) (application deadline for any other applicants is 10 a.m. March 5, 2019)
3. [AB2019-149](#) Receipt of application for the Surface Mining Advisory Committee, Environmental Consultant position - Applicant: Shannon Logan (the Committee advises the Planning Department and the Council on implementing a surface mining regulatory program consistent with the Comprehensive Plan) (application deadline for this appointment is 10:00 a.m. March 5, 2019)

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

### **ADJOURN**