



Whatcom County

COUNTY COURTHOUSE
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#105
Bellingham, WA
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(360) 778-5010

Council Action Summary - Final

Council

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

Tuesday, February 26, 2019

7:00 PM

Council Chambers

COUNTY COUNCIL

CALL TO ORDER

FLAG SALUTE

ROLL CALL

Present: 7 - Brenner, Rud Browne, Buchanan, Byrd, Todd Donovan, Frazey, and Sidhu

Absent: 0

ANNOUNCEMENTS

MINUTES CONSENT

1. [MIN2019-017](#) Committee of the Whole for February 12, 2019

APPROVED BY CONSENT

2. [MIN2019-018](#) Regular County Council for February 12, 2019

APPROVED BY CONSENT

3. [MIN2019-019](#) Special County Council for February 15, 2019

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

PUBLIC HEARINGS

- 1. [AB2019-027](#) Ordinance amending Whatcom County Code 6.04 Animal Control, Chapter 6.04.020 Definitions and 6.04.031 Administration and Enforcement

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2019-017

- 2. [AB2019-103](#) Ordinance proposing modifications to Whatcom County Code 2.27A, Aquatic Invasive Species (AIS)

Indexes: Aquatic Invasive Species

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2019-018

- 3. [AB2019-106](#) Ordinance amending the Unified Fee Schedule to accommodate changes to Whatcom County Code 2.27A, Aquatic Invasive Species

Indexes: Aquatic Invasive Species; Fees

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2019-019

- 4. [AB2019-121](#) Ordinance Amending Whatcom County Code Section 1.14 Correcting Certain Precinct Boundary Lines and Precinct Maps

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2019-020

OPEN SESSION (20 MINUTES)

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

APPROVED

Aye: 4 - Browne, Buchanan, Frazey, and Sidhu

Nay: 1 - Brenner

Absent: 0

Abstain: 2 - Byrd, and Donovan

Enactment No: RES 2019-012

(From Council Finance and Administrative Services Committee)

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

Indexes: Stormwater; Water Quality

AUTHORIZED

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

Nay: 0

Absent: 0

2. [AB2019-124](#) Ordinance amending the 2019 Whatcom County Budget, request no. 2, in the amount of \$4,901,742

ADOPTED

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

Nay: 0

Absent: 0

Abstain: 1 - Brenner

Enactment No: ORD 2019-021

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

ADOPTED

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

Nay: 0

Absent: 0

Abstain: 1 - Brenner

Enactment No: ORD 2019-022

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

APPROVED

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

Nay: 1 - Brenner

Absent: 0

Enactment No: RES 2019-013

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)

APPROVED

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

Nay: 0

Absent: 0

Enactment No: RES 2019-014

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)

All applicants were NOMINATED and Robert Bartel was APPOINTED
NOMINATED AND APPOINTED

- 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)

Appointed Larry Mades
APPOINTED

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

Nay: 0

Absent: 0

EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

- 1. [AB2019-139](#) Request confirmation of Executive’s appointment of Brian Rusk to the Whatcom County Purchase of Development Rights Oversight Committee

Indexes: Boards and Commissions

CONFIRMED

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

Nay: 0

Absent: 0

- 2. [AB2019-143](#) Request confirmation of Executive’s appointment of Rachel Arnold to the

Whatcom County Marine Resources Committee

Indexes: Boards and Commissions

CONFIRMED

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

Nay: 0

Absent: 0

- 3. [AB2019-144](#) Request confirmation of Executive’s appointment of Patrick Alesse to the Whatcom County Bicycle-Pedestrian Advisory Committee

Indexes: Boards and Commissions

CONFIRMED

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

Nay: 0

Absent: 0

INTRODUCTION ITEMS

- 1. [AB2019-147](#) Ordinance amending the 2019-2020 Whatcom County Budget, request no. 3, in the amount of \$95,521

INTRODUCED

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

Nay: 0

Absent: 0

- 2. [AB2019-145](#) Appointment to the Whatcom County 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)

INTRODUCED

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

Nay: 0

Absent: 0

- 3. [AB2019-149](#) Appointment to the Whatcom County 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)

INTRODUCED

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

Nay: 0

Absent: 0

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

- [AB2019-142](#) Discussion regarding operation of an emergency shelter
DISCUSSED

Brenner moved to approve sending a letter to the City of Bellingham requesting they fund and schedule law enforcement to the warming shelter for the remaining available shipts through March 1.. The motion was seconded. The motion carried 7-0

ADJOURN