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WHATCOM COUNTY COUNCIL  
Special Committee of the Whole

June 18, 2019

**CALL TO ORDER**

Council Chair Rud Browne called the meeting to order at 2:50 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.

**COMMITTEE DISCUSSION**

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

*Byrd moved* to recommend adoption to the full Council.

The motion was seconded.

Karen Frakes, Prosecutor's Office, answered questions on the length of the franchise agreement.

Councilmembers discussed the Council's authority to address disputes and service requirements through a franchise agreement, the need to update the coordinated water system plan (CWSP), and whether water associations are owned by their members.

The motion carried by the following vote:

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

**Nays:** Brenner (1)

- 2. AB2019-167 ORDINANCE GRANTING GLENHAVEN LAKES CLUB INC. A FRANCHISE AND THE RIGHT, PRIVILEGE, AND AUTHORITY THEREUNDER TO LOCATE, SET, ERECT, LAY, CONSTRUCT, EXTEND, SUPPORT, ATTACH, CONNECT, MAINTAIN, REPAIR, REPLACE, ENLARGE, OPERATE AND USE FACILITIES IN, UPON, OVER, UNDER, ALONG, ACROSS AND THROUGH THE FRANCHISE AREA TO ALLOW FOR THE PROVISION OF WATER SERVICES**

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1            **Byrd moved** to recommend adoption to the full Council.  
2

3            The motion was seconded.  
4

5            The motion carried by the following vote:

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

7            **Nays:**            None (0)

8            **Abstains:**        Brenner (1)  
9

10    3.    **AB2019-285 ORDINANCE AMENDING WHATCOM COUNTY CODE TITLE 3,  
11    REQUIRING THAT PUBLIC FUNDS USED FOR CONSTRUCTION PROJECTS DO  
12    DOUBLE DUTY BY ALSO PROVIDING APPRENTICES WITH JOB TRAINING  
13    HOURS TO MEET THE REQUIREMENTS NECESSARY TO BECOME THE NEXT  
14    GENERATION OF SKILLED TRADES PERSONS**

15            This item was withdrawn from the agenda.  
16  
17

18  
19    **COMMITTEE DISCUSSION AND RECOMMENDATION TO COUNCIL**

20  
21    1.    **AB2019-358 RESOLUTION FORWARDING CASCADIA LAW GROUP'S  
22    RECOMMENDATIONS FOR CHERRY POINT UGA COMPREHENSIVE PLAN AND  
23    ZONING CODE AMENDMENTS**

24            **Byrd moved** to forward to the Planning and Development Services Department for  
25    review with legal staff.  
26

27            The motion was seconded.  
28

29            Mark Personius, Planning and Development Services Department Director, answered  
30    questions.  
31

32            Councilmembers and staff discussed who is working with Cascadia Law Group, the  
33    timeline for review, getting clarity on the proposals, review of the Comprehensive Plan  
34    changes, and State Environmental Policy Act (SEPA) review.  
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            Councilmembers and staff discussed the need to define "expansion" that would be  
41    allowed.  
42

43            **Donovan moved** for councilmembers to send questions to legal counsel and Mark  
44    Personius by Friday.  
45

46            The motion was seconded.  
47

48            The motion carried by the following vote:

49            **Ayes:**            Browne, Buchanan, Byrd, Donovan, Frazey, and Sidhu (6)  
50

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1           **Nays:**     Brenner (1)  
2  
3

4           **OTHER BUSINESS**  
5

6           There was no other business.  
7

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9           **ADJOURN**  
10

11           The meeting adjourned at 3:41 p.m.  
12

13           The Council approved these minutes on \_\_\_\_\_, 2019.  
14

15           ATTEST:

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

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20 \_\_\_\_\_  
21 Dana Brown-Davis, Council Clerk

\_\_\_\_\_  
Rud Browne, Council Chair

22  
23  
24  
25 \_\_\_\_\_  
26 Jill Nixon, Minutes Transcription  
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