

WHATCOM COUNTY COUNCIL ACTION TAKEN – May 21, 2019

CALL TO ORDER

Councilmembers Present: Brenner, Browne, Buchanan, Byrd, Sidhu, Donovan, Frazey

Absent: None

FLAG SALUTE

ANNOUNCEMENTS

MINUTES CONSENT

1. MIN2019-034 Committee of the Whole for April 9, 2019: **Approved Consent 7-0**
2. MIN2019-035 Regular County Council for April 9, 2019: **Approved Consent 7-0**
3. MIN2019-036 Surface Water Work Session for April 16, 2019: **Approved Consent 7-0**
4. MIN2019-037 Committee of the Whole for April 23, 2019: **Approved Consent 7-0**
5. MIN2019-038 Regular County Council for April 23, 2019: **Approved Consent 7-0**
6. MIN2019-039 Regular County Council for May 7, 2019: **Approved Consent 7-0**

PUBLIC HEARINGS

1. AB2019-249 Ordinance amending Whatcom County Code to restructure the Public Health Advisory Board
Amended and adopted 6-1, Byrd opposed, Ordinance 2019-040

OPEN SESSION

CONSENT AGENDA

(From Council Finance and Administrative Services Committee)

1. AB2019-172 Request authorization for the County Executive to enter into a contract between Whatcom County and Meridian School District for a five year lease of the Sheriff's Office sub-station at 194 W. Laurel with a total cost of \$59,977
Approved Consent 7-0
2. AB2019-286 Request authorization for the County Executive to enter into a contract between Whatcom County and Herrera Environmental Consultants to do a Comprehensive Bioinfiltration Swale Evaluation of the Geneva Retrofits in the amount of \$99,821
Approved Consent 6-0, Byrd abstained
3. AB2019-290 Request authorization for the County Executive to enter into an agreement between Whatcom County and the County Road Administrative Board in order to receive Rural Arterial Preservation grant funding for the Birch Bay/Lynden Road Pavement Rehabilitation project, Enterprise Road to Rathbone Road, in the amount of \$165,000
Approved Consent 7-0
4. AB2019-291 Request authorization for the County Executive to enter into an agreement between Whatcom County and the County Road Administrative Board in order to receive Rural Arterial Preservation grant funding for the East Smith Road Pavement Rehabilitation project, Hannegan Road to Everson-Goshen Road, in the amount of \$1,035,000
Approved Consent 7-0
5. AB2019-298 Request authorization for the County Executive to enter into the 2019-2020 collective bargaining agreement between Whatcom County and Professional and Technical Employees, Local 17
Approved Consent 7-0

OTHER ITEMS

(From Council Natural Resources Committee)

1. AB2019-296 Resolution affirming the PDR Oversight Committee ranking and authorizing Whatcom County Purchase of Development Rights Administrator and Whatcom County Executive to proceed with the acquisition of a forestry conservation easement on the Seed Orchard application
Amended and approved 7-0, Resolution 2019-026

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2. AB2019-297 Resolution authorizing Whatcom County Executive Jack Louws to act as the authorized representative on behalf of Whatcom County for Washington State Recreation and Conservation Office Washington Wildlife and Recreation Farmland and Forestland Preservation project grants
Approved 7-0, Resolution 2019-027

(From Council Finance and Administrative Services Committee)

3. AB2019-263 Ordinance amending the 2019 Whatcom County Budget, request no. 7, in the amount of \$907,787
Adopted 7-0, Ordinance 2019-041
4. AB2019-265 Ordinance amending the project budget for the Public Safety Radio System Fund, request no. 1
Adopted 7-0, Ordinance 2019-042
5. AB2019-280 Request authorization for the County Executive to enter into an interlocal between Whatcom County and Whatcom County Fire Protection District #11 to provide a supplementary notification system, in the amount of \$285 a year for six years
Approved 7-0
6. AB2019-281 Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom County Fire Protection District #8 to provide fire protection services, in the amount of \$2500 for 2019 and 2020 and in the amount of \$2625 for 2021 and 2022
Approved 7-0
7. AB2019-276 Resolution in the matter of the sale of surplus personal property and setting a date for public hearing, pursuant to WCC 1.10
Approved 6-0, Brenner abstained, Resolution 2019-028

(From Council Planning and Development Committee)

8. AB2019-295 Request Council review and approval of the proposed Public Participation Plan for the 2020 Shoreline Master Program Periodic Update
Approved 7-0

(No Committee Assignment)

9. AB2019-304 Discussion regarding future scheduling of AB2019-285, a proposed ordinance amending Whatcom County Code Title 3 to require that public funds used for construction projects do double duty by also providing apprentices with job training hours to meet the requirements necessary to become the next generation of skilled trades persons
Motion carried 4-2-1, Brenner and Byrd Opposed, Donovan abstained, to schedule in Committee of the Whole
10. AB2019-303 Resolution identifying 2020-2021 salary and benefits for Whatcom County elected officials
Motion carried to notify the public that the Council received the approved salary adjustments from the Salary Commission.

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. AB2019-261 Appointment to the Business and Commerce Advisory Committee, representing Health Care Industry, applicant: Debbie Ahl (committee advises the Whatcom County Council on issues that could impact local businesses, industry, or economic development)
Appointed: Debbie Ahl
2. AB2019-268 Appointment to the Surface Mining Advisory Committee, applicants: Leslie Dempsey (representing citizen who lives in close proximity to active mining or mineral overlay area), Harvill Freeland and Scott Hulse (civil or geo-technical engineer with no direct or indirect financial business ties to the industry), Brad Davis (surface mining material user). Christopher Secrist (Geologist) - (this committee advises the Whatcom County Planning and Development Services Department and the Whatcom County Council on implementing a surface mining regulatory program consistent with the comprehensive plan)
Appointed: Leslie Dempsey (representing citizen who lives in close proximity to active mining or mineral overlay area), Harvill Freeland (civil or geo-technical engineer with no direct or indirect financial business ties to the industry), Brad Davis (surface mining material user). Christopher Secrist (Geologist)
3. AB2019-272 Appointment to the Forestry Advisory Committee, forest product manufacturer representative, term ending 1/31/2023, applicant: Eric Jacoby (committee provides review and recommendations to the Whatcom County Council on issues that affect the forestry industry)
Appointed: Eric Jacoby

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EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. AB2019-294 Request confirmation of County Executive's appointment of Raquel Vernola to the Commission on Sexual & Domestic Violence
Confirmed 7-0

INTRODUCTION ITEMS

1. AB2019-278 Ordinance establishing a speed limit for several roads in the Bennett Drive area
Introduced 7-0
2. AB2019-288 Ordinance establishing a speed limit for Delta Line Road
Introduced 7-0
3. AB2019-289 Ordinance establishing a speed limit for several roads in the Northwest Drive area
Introduced 7-0
4. AB2019-306 Ordinance amending Whatcom County Code Chapters 11.16, 11.20, and 11.32 to protect Lake Samish water quality and shoreline properties
Introduced 7-0
5. AB2019-277 Resolution authorizing the sale of surplus personal property pursuant to WCC 1.10
Introduced 7-0

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

AB2019-302 Discussion with Civil Deputy Prosecutor George Roche regarding pending litigation, Hochreiter v. Phipps and Whatcom County
Motion carried 7-0 that, pursuant to Whatcom County Code 2.56, the Council hereby finds the following: A. The employees were acting in a matter in which the county had an interest; B. The employees were acting in the discharge of a duty imposed or authorized by law; and C. The employees acted in good faith. Furthermore, the officers, officials, agents or employees will be defended and indemnified pursuant to and consistent with the provisions in WCC Chapter 2.56.

ADJOURN

The next regular Council meeting is scheduled for 7:00 p.m. Tuesday, June 4, 2019 in the Council Chambers, 311 Grand Avenue, Bellingham