

Whatcom County Council

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



Action Summary

VIRTUAL MEETING - VIEW ONLINE; AGENDA REVISED 1.26.2021

Tuesday, January 26, 2021

6 PM

Virtual Meeting

COUNCILMEMBERS

Rud Browne
Barry Buchanan
Tyler Byrd
Todd Donovan
Ben Elenbaas
Carol Frazey
Kathy Kershner

CLERK OF THE COUNCIL

Dana Brown-Davis, C.M.C.

COUNTY COUNCIL

CALL TO ORDER

ROLL CALL

Present: 7 - Rud Browne, Barry Buchanan, Tyler Byrd, Carol Frazey, Ben Elenbaas, Kathy Kershner, and Todd Donovan

Absent: None

FLAG SALUTE

ANNOUNCEMENTS

COUNTY EXECUTIVE'S REPORT

MINUTES CONSENT

1. [MIN2021-002](#) Committee of the Whole - Executive Session for January 12, 2021

APPROVED BY CONSENT

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

2. [MIN2021-003](#) Committee of the Whole for January 12, 2021

APPROVED BY CONSENT

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

3. [MIN2021-004](#) Special Council for January 12, 2021

APPROVED BY CONSENT

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

ANNOUNCEMENTS

OPEN SESSION (20 MINUTES)

CONSENT AGENDA

(From Council Finance and Administrative Services Committee)

1. [AB2021-035](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Whatcom Land Trust to monitor and enforce easements purchased through the Purchase of Development Rights Program

 AUTHORIZED BY CONSENT

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

 Nay: 1 - Elenbaas

 Absent: 0

2. [AB2021-038](#) Request authorization to sign agreement with Washington State Recreation and Conservation Office in order to secure matching funds for the acquisition of an agricultural conservation easement on the Bishop-Jones property through the Purchase of Development Rights Program

 AUTHORIZED BY CONSENT

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

 Nay: 0

 Absent: 0

 Abstain: 1 - Elenbaas

3. [AB2021-039](#) Request authorization to sign agreement with Washington State Recreation and Conservation Office in order to secure matching funds for the acquisition of an agricultural conservation easement on the Rethlefsen property through the Purchase of Development Rights Program

 AUTHORIZED BY CONSENT

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

 Nay: 0

 Absent: 0

 Abstain: 1 - Elenbaas

4. [AB2021-047](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Everson for Jail Work Crew Services in the amount of \$1,700.00

 AUTHORIZED BY CONSENT

 Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

 Nay: 0

 Absent: 0

5. [AB2021-048](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Skagit County for Mini-Chain Services in the amount of \$177,725.00

AUTHORIZED BY CONSENT

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

6. [AB2021-055](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Spiralfx Interactive LLC for Electronic Medical Records in the amount of \$19,200.00

AUTHORIZED BY CONSENT

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

7. [AB2021-060](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Wilson Engineering LLC to provide on-call professional land surveying services for 2021 in the amount not to exceed \$100,000

AUTHORIZED BY CONSENT

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

8. [AB2021-061](#) Request authorization for the County Executive to enter into an interlocal amendment between Whatcom County and Bellingham Fire Department to add the budget for 2021 and 2022 to support two Community Paramedics for an additional \$709,610 and not to exceed a total of \$1,030,665

AUTHORIZED BY CONSENT

Aye: 6 - Browne, Buchanan, Frazey, Elenbaas, Kershner, and Donovan

Nay: 1 - Byrd

Absent: 0

9. [AB2021-062](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Eltec Systems LLC for Elevator Inspections, Maintenance and Repairs

AUTHORIZED BY CONSENT

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

OTHER ITEMS

(From Council Natural Resources Committee)

1. [AB2021-029](#) Resolution affirming the PDR Oversight Committee ranking and authorizing Whatcom County Purchase and Development Rights Program Administrator and Whatcom County Executive to proceed with the acquisition of conservation easements on the Lakeland Foundation, Jones-Bishop, Martin, VanderWerff, Kiera-Duffy Forestry, and Kiera-Duffy Ecological applications

APPROVED

Aye: 5 - Browne, Buchanan, Frazey, Kershner, and Donovan

Nay: 1 - Byrd

Absent: 0

Abstain: 1 - Elenbaas

Enactment No: RES 2021-004

(From Council Finance and Administrative Services Committee)

2. [AB2020-587](#) Request authorization for the County Executive to enter into a three-year agreement, using the National Association of State Procurement Officials ValuePoint Master Agreement #AR2474 and State of Washington Participating Addendum #05116, between Whatcom County and CenturyLink Communications, LLC for telecommunications trunk line services, in the amount of \$106,127.17

AUTHORIZED

Aye: 5 - Browne, Buchanan, Frazey, Kershner, and Donovan

Nay: 2 - Byrd, and Elenbaas

Absent: 0

3. [AB2021-018](#) Ordinance amending the 2021 Whatcom County Budget, request no. 2, in the amount of \$5,839,516

SUBSTITUTE ADOPTED

Aye: 5 - Browne, Buchanan, Frazey, Kershner, and Donovan

Nay: 2 - Byrd, and Elenbaas

Absent: 0

Enactment No: ORD 2021-002

4. [AB2021-041](#) Request authorization for the County Executive to enter into a grant agreement between Whatcom County and the Washington State Department of Commerce for an additional attorney to assist in handling deferred cases as a result of the coronavirus, in the amount of \$238,417.00

AUTHORIZED

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

5. [AB2021-050](#) Resolution accepting the Treasurer's list of petitions for property tax refunds, consistent with RCW 84.69.020

SUBSTITUTE APPROVED

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

Enactment No: RES 2021-005

6. [AB2021-054](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Service Master Cleaning to provide cleaning services at the COVID-19 Temporary Housing Facility in the amount of \$168,333 for a total amended contract amount of \$335,000

AUTHORIZED

Aye: 5 - Browne, Buchanan, Frazey, Kershner, and Donovan

Nay: 2 - Byrd, and Elenbaas

Absent: 0

7. [AB2021-063](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom Conservation District for the Enhanced Whatcom Water Alliance Program, in the amount of \$50,000 (County acting as the Whatcom County Flood Control Zone District Board of Supervisors)

AUTHORIZED

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

(No Committee Assignment)

8. [AB2021-028](#) Reorganization of the Whatcom County Council for 2021

APPOINTED

Appointed Elenbaas to Intergovernmental Tribal Relations Committee

Appointed Donovan to optional Alternate WSAC Board Member

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2021-056](#) Council appointment to fill vacancy on the Surface Mining Advisory Committee - Applicant(s): Candice Leonard

APPOINTED

Aye: 5 - Browne, Buchanan, Frazey, Kershner, and Donovan

Nay: 2 - Byrd, and Elenbaas

Absent: 0

- [AB2021-068](#) Council appointment to fill vacancies on the Child and Family Well-Being Task Force - Applicant(s): Debbie Ahl, Jenifer Barcott, Chris Cochran, Clara Cunningham, Jen Curlett, Ray Deck III, Jamie Desmul, Tilda Doughty, Mike Ford, Urvasi Graham, Anne Granberg, Jodi Greene, Alicia Hanning, Melissa Isenhardt, Julee Johnson, Mara Kelley, Sarah Kidd, Monika Mahal, Tamara Mattson, Jean McMahan, Brian Nelson, Katherine Orłowski, Pauline Owen, Elizabeth Page, Rosalva Santos-Guzman, Abby Smith, Erin Smith, Alisha Spencer, Liz Stuart, Tess Tessler, Ann M. Welch

NOMINATED AND APPOINTED

Appointed: Alicia Hanning, Anne Granberg, Brian Nelson, Chris Cochran, Debbie Ahl, Jamie Desmul, Mara Kelley, Melissa Isenhardt, Mike Ford, Ray Deck III, Rosalva Santos-Guzman, Urvasi Graham, Escarleth De Leon, Jennifer Wright, and Komal Shah

The following applicants were appointed to four-year terms: Debbie Ahl, Jamie Desmul, Mara Kelley, Mike Ford, Ray Deck III, Rosalva Santos-Guzman, Jennifer Wright, and Komal Shah

3. [AB2021-069](#) Council appointment to fill vacancies on the Lynden/Everson Flood Control Subzone Advisory Committee - Applicant(s): Ron Bronsema (Council Acting as the Flood Control Zone District Board of Supervisors)

APPOINTED

Aye: 6 - Browne, Buchanan, Frazey, Elenbaas, Kershner, and Donovan

Nay: 1 - Byrd

Absent: 0

EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2021-065](#) Request confirmation of the County Executive's reappointments and new appointments to Executive boards, committees and commissions; appointments to take effect on February 1, 2021

CONFIRMED

Aye: 5 - Browne, Buchanan, Byrd, Frazey, and Donovan

Nay: 2 - Elenbaas, and Kershner

Absent: 0

ITEMS ADDED BY REVISION

1. [AB2021-086](#) Discussion regarding possible modifications to the remaining tiny homes currently on order from 360Modular

DISCUSSED AND MOTION(S) APPROVED

Motion approved 5-1-1 with Elenbaas opposed and Byrd abstaining to approve building the larger tiny homes.

INTRODUCTION ITEMS

1. [AB2021-051](#) Ordinance adopting Countywide Planning Policies relating to the Review and Evaluation Program (also known as Buildable Lands) and dispute resolution procedures

INTRODUCED FOR PUBLIC HEARING

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

2. [AB2021-058](#) Ordinance adopting the temporary installation of stop signs on Deer Trail

INTRODUCED FOR PUBLIC HEARING

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

3. [AB2021-074](#) Ordinance adopting amendments to Whatcom County Code 2.66 County-Owned Vehicles

INTRODUCED

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

4. [AB2021-075](#) Ordinance authorizing the closure of a portion of 4th Street in Custer, Washington, related to COVID-19 economic relief

INTRODUCED FOR PUBLIC HEARING

Aye: 7 - Browne, Buchanan, Byrd, Frazey, Elenbaas, Kershner, and Donovan

Nay: 0

Absent: 0

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN