

Whatcom County Council

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



Action Summary

Tuesday, May 10, 2022

6 PM

Hybrid Meeting

**HYBRID MEETING (PARTICIPATE IN-PERSON OR SEE REMOTE JOIN
INSTRUCTIONS AT www.whatcomcounty.us/joinvirtualcouncil OR CALL
360.778.5010)**

COUNCILMEMBERS

Barry Buchanan
Tyler Byrd
Todd Donovan
Ben Elenbaas
Carol Frazey
Kaylee Galloway
Kathy Kershner

CLERK OF THE COUNCIL

Dana Brown-Davis, C.M.C.

COUNTY COUNCIL

CALL TO ORDER

ROLL CALL

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

Absent: None

FLAG SALUTE

ANNOUNCEMENTS

COUNTY EXECUTIVE'S REPORT

MINUTES CONSENT

1. [MIN2022-030](#) Committee of the Whole for April 26, 2022

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

2. [MIN2022-031](#) Regular County Council for April 26, 2022

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

SPECIAL PRESENTATION

1. [AB2022-278](#) Invitation to the Gathering of Eagles and a special event honoring Master Carver Jewell James

NOT ACTED UPON

PUBLIC HEARINGS

1. [AB2022-270](#) Advisory public hearing to gather public comments on proposed amendments to Title 20 (Zoning) to regulate vacation (short-term) rentals

PUBLIC TESTIMONY RECEIVED (file final)

OPEN SESSION

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

1. [AB2022-236](#) Resolution to set hearing and notice of hearing to declare Whatcom County real property as surplus

APPROVED**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner**Nay:** 0**Absent:** 0

Enactment No: RES 2022-022

2. [AB2022-237](#) Resolution to set hearing and notice of hearing to authorize the transfer of Whatcom County surplus property

APPROVED**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner**Nay:** 0**Absent:** 0

Enactment No: RES 2022-023

3. [AB2022-253](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Washington State Department of Commerce to provide resources to respond to the COVID-19 pandemic among individuals and families who are homeless or receiving homeless assistance, in the amount of \$1,250,000 for a total amended amount of \$4,294,770

AUTHORIZED BY CONSENT**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner**Nay:** 0**Absent:** 0

4. [AB2022-265](#) Request permission for the County Executive to enter into a Shorelands Floodplain by Design Agreement with the State of Washington Department of Ecology (Council acting as the Flood Control Zone District Board of Supervisors)

AUTHORIZED BY CONSENT**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner**Nay:** 0**Absent:** 0

5. [AB2022-272](#) Resolution authorizing the Whatcom County Executive to act as the authorized representative on behalf of Whatcom County for Washington State Recreation and Conservation Office Puget Sound Acquisition and Restoration Grant

SUBSTITUTE APPROVED

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

Nay: 0

Absent: 0

Enactment No: RES 2022-024

6. [AB2022-273](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Parametrix, Inc, in the amount of \$55,523.27 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

7. [AB2022-277](#) Request authorization for the Executive to enter into a FEMA Public Assistance grant agreement between Whatcom County and the Washington State Military Department for disaster relief and emergency assistance

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

OTHER ITEMS

(From Council Committee of the Whole)

1. [AB2022-259](#) Resolution supporting the Snohomish, Whatcom, Island, San Juan and Skagit (SWISS) regional partnership with the Washington State Association of Counties

APPROVED

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

Nay: 2 - Byrd, and Elenbaas

Absent: 0

Enactment No: RES 2022-025

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2022-231](#) Appointment to a vacancy on the Board of Supervisors for Drainage Improvement District #7, Position 3, to serve a partial term until the next election in February 2024 - Applicant(s): Rodney Stump

APPOINTED

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

Nay: 0

Absent: 0

2. [AB2022-232](#) Appointment to a vacancy on the Board of Commissioners for Drainage District #3, Position 1, to serve a partial term until the next election in February 2024 - Applicant(s): Roger Blok

APPOINTED

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

Nay: 0

Absent: 0

3. [AB2022-241](#) Appointment to a vacancy on the Board of Supervisors for Consolidated Drainage Improvement District #20, Position 1, to serve a partial term until the next election in February 2024 - Applicant(s): Rodney Vande Hoef

APPOINTED

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

Nay: 0

Absent: 0

CONFIRMATION OF EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2022-264](#) Request confirmation of the County Executive's appointment of Franklin Boteler to the Whatcom County Parks and Recreation Commission

CONFIRMED

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

Nay: 0

Absent: 0

ITEMS ADDED BY REVISION

INTRODUCTION ITEMS

1. [AB2022-260](#) Ordinance amending the project budget for the Sudden Valley Stormwater Improvements Fund, request no. 1
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0
2. [AB2022-274](#) Ordinance amending the project based budget for the 2010 Jail Improvements Fund, request no. 5
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0
3. [AB2022-275](#) Ordinance amending the 2022 Whatcom County Budget, request no. 8, in the amount of \$11,498,022
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0
4. [AB2022-280](#) Ordinance amending Whatcom County Code Section 3.08.095 (Small Works Roster Contract Award process) to update requirements for Bids and Proposals
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0
5. [AB2022-258](#) Receipt of application to a vacancy on the Board of Supervisors for Drainage Improvement District #6, Position 1, to serve a partial term until the next election in February 2024 - Applicant(s): Edward L. Thompson (deadline for additional applications for this position is 10 a.m., May 17, 2022)
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0

Absent: 0

6. [AB2022-276](#) Appointment to the Stakeholder Advisory Committee for the Justice Project, applicants: Teresa Bosteter, Eve Smason-Marcus (Application deadline for any other applicants to this vacancy is 10 a.m. on May 17, 2022)

INTRODUCED

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

Nay: 0

Absent: 0

7. [AB2022-261](#) Resolution amending Resolution No. 2021-056, making additional amendments to the 2020 Shoreline Management Program Periodic Update documents to be considered by the Department of Ecology in their final review and approval

INTRODUCED FOR PUBLIC HEARING

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

Nay: 0

Absent: 0

8. [AB2022-282](#) Resolution declaring Whatcom County real property surplus

INTRODUCED FOR PUBLIC HEARING

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

Nay: 0

Absent: 0

9. [AB2022-283](#) Resolution authorizing the transfer of Whatcom County surplus property

INTRODUCED FOR PUBLIC HEARING

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

Nay: 0

Absent: 0

10. [AB2022-266](#) Request approval for the County Executive to submit up to three (3) applications and enter into grant agreements with the Washington State Department of Commerce for 2022 CDBG grant funding to support local projects that will benefit low-to-moderate income families in Whatcom County (public hearing to be held May 24, 2022)

INTRODUCED FOR PUBLIC HEARING

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

Nay: 0

Absent: 0

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN