

**WHATCOM COUNTY CONTRACT
INFORMATION SHEET**

Whatcom County Contract No.
202309010

Originating Department:	Public Works
Division/Program: (i.e. Dept. Division and Program)	907010-Natural Resources/169121-Watershed Management Plan Implementation
Contract or Grant Administrator:	John N. Thompson, Senior Salmon Recovery Planner
Contractor's / Agency Name:	Department of Interior - United States Geological Survey
Is this a New Contract? If not, is this an Amendment or Renewal to an Existing Contract? Yes <input type="radio"/> No <input checked="" type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> If Amendment or Renewal, (per WCC 3.08.100 (a)) Original Contract #: _____	
Does contract require Council Approval? Yes <input checked="" type="radio"/> No <input type="radio"/> If No, include WCC: _____ Already approved? Council Approved Date: _____ (Exclusions see: Whatcom County Codes 3.06.010, 3.08.090 and 3.08.100)	
Is this a grant agreement? Yes <input type="radio"/> No <input checked="" type="radio"/> If yes, grantor agency contract number(s): _____ CFDA#: _____	
Is this contract grant funded? Yes <input type="radio"/> No <input checked="" type="radio"/> If yes, Whatcom County grant contract number(s): _____	
Is this contract the result of a RFP or Bid process? Contract _____ Yes <input type="radio"/> No <input checked="" type="radio"/> If yes, RFP and Bid number(s): _____ Cost Center: 169121	
Is this agreement excluded from E-Verify? No <input type="radio"/> Yes <input checked="" type="radio"/> If no, include Attachment D Contractor Declaration form.	
If YES, indicate exclusion(s) below: <input type="checkbox"/> Professional services agreement for certified/licensed professional. <input type="checkbox"/> Goods and services provided due to an emergency <input type="checkbox"/> Contract work is for less than \$100,000. <input type="checkbox"/> Contract for Commercial off the shelf items (COTS). <input type="checkbox"/> Contract work is for less than 120 days. <input type="checkbox"/> Work related subcontract less than \$25,000. <input checked="" type="checkbox"/> Interlocal Agreement (between Governments). <input type="checkbox"/> Public Works - Local Agency/Federally Funded FHWA.	
Contract Amount:(sum of original contract amount and any prior amendments): \$ 117,217.00 This Amendment Amount: \$ _____ Total Amended Amount: \$ 117,217.00	Council approval required for; all property leases, contracts or bid awards exceeding \$40,000 , and professional service contract amendments that have an increase greater than \$10,000 or 10% of contract amount, whichever is greater, except when: 1. Exercising an option contained in a contract previously approved by the council. 2. Contract is for design, construction, r-o-w acquisition, prof. services, or other capital costs approved by council in a capital budget appropriation ordinance. 3. Bid or award is for supplies. 4. Equipment is included in Exhibit "B" of the Budget Ordinance. 5. Contract is for manufacturer's technical support and hardware maintenance of electronic systems and/or technical support and software maintenance from the developer of proprietary software currently used by Whatcom County.
Summary of Scope: Request authorization for the County Executive to enter into a joint funding agreement between Whatcom County and the United States Department of Interior, U.S. Geological Survey for stream flow or water quality data collection at 8 Nooksack Watershed stream gages in the amount of \$117,217.00 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)	
Term of Contract: Not to Exceed	Expiration Date: October 30, 2024

Contract Routing:	1. Prepared by: <u>John N. Thompson</u>	Date: <u>September 7, 2023</u>
	2. Attorney signoff: <u>Christopher Quinn</u>	Date: <u>9/12/2023</u>
	3. AS Finance reviewed: <u>A. Martin</u>	Date: <u>9/11/2023</u>
	4. IT reviewed (if IT related): _____	Date: _____
	5. Contractor signed: <input checked="" type="checkbox"/>	Date: <u>9/5/2023</u>
	6. Executive contract review: <input checked="" type="checkbox"/>	Date: <u>10/4/23</u>
	7. Council approved, if necessary: <input checked="" type="checkbox"/> AB2023-604	Date: <u>9/26/2023</u>
	8. Executive signed: <input checked="" type="checkbox"/>	Date: <u>10/5/23</u>
	9. Original to Council: _____	Date: _____

**WHATCOM COUNTY
PUBLIC WORKS DEPARTMENT**

**Elizabeth Kosa
Director**



NATURAL RESOURCES

322 N. Commercial, 2nd Floor
Bellingham, WA 98225

Telephone: (360) 778-6230


FAX: (360) 778-6231

www.whatcomcounty.us

MEMORANDUM

TO: The Honorable Satpal Singh Sidhu, Whatcom County Executive, and The Honorable Members of the Whatcom County Council, collectively serving in their capacity as the Whatcom County Flood Control Zone District Board of Supervisors

THROUGH: Elizabeth Kosa, Public Works Director

FROM: Gary Stoyka, Natural Resources Manager 
John N. Thompson, Senior Salmon Recovery Planner

DATE: September 7, 2023

RE: USGS Joint Funding Agreement for Stream Gaging

RECEIVED

OCT 04 2023

**WHATCOM COUNTY
EXECUTIVE'S OFFICE**

Requested Action

Enclosed are two copies of a Joint Funding Agreement (24YGJFA20075) between the United States Department of Interior, U.S. Geological Survey (USGS) and Whatcom County Flood Control Zone District (FCZD) for your review and signature.

Background and Purpose

This Joint Funding Agreement provides for continued data collection, real-time data access, and publication of surface water data at 8 stream gaging stations in the Nooksack River watershed for the 2024 water year (October 1, 2023 - September 30, 2024). Gaging stations were selected to provide data that complements additional data collected at these and at other USGS and Washington State Department of Ecology stream gaging sites and which collectively support watershed management and salmon recovery in WRIA 1.

Funding Amount and Source

This one-year agreement is for \$117,217. The USGS contributes \$49,713 for a combined total project cost of \$166,930. The approved 2023 Natural Resources budget includes authority for the fourth quarter of 2023 and the proposed Natural Resources 2024 budget includes a request for the balance.

Differences from Previous Contract

This new agreement reflects a 19% increase over the 2022-2023 Agreement due to a combination of inclusion of additional water quality measurements and inflation.

Please contact Gary Stoyka at extension 6218, if you have any questions or concerns regarding the terms of this agreement.

Encl.

Form 9-1366
(May 2018)

U.S. Department of the Interior
U.S. Geological Survey
Joint Funding Agreement
FOR
Water Resource Investigations

Customer #: 600000721
Agreement #: 24YGJFA20075
Project #: YG00H1U 0100, 0300
TIN #: 91-6001383

WHATCOM COUNTY
CONTRACT NO.
202309010

Fixed Cost Agreement YES[X] NO[]

THIS AGREEMENT is entered into as of the **October 1, 2023**, by the U.S. GEOLOGICAL SURVEY, Washington Water Science Center, UNITED STATES DEPARTMENT OF THE INTERIOR, party of the first part, and the Whatcom County Flood Control Zone District party of the second part.

1. The parties hereto agree that subject to the availability of appropriations and in accordance with their respective authorities there shall be maintained in cooperation Water Resource Investigations (per attachment), herein called the program. The USGS legal authority is 43 USC 36C; 43 USC 50, and 43 USC 50b.

2. The following amounts shall be contributed to cover all of the cost of the necessary field and analytical work directly related to this program. 2(b) include In-Kind-Services in the amount of \$0.00.

- (a) **\$49,713** by the party of the first part during the period **October 1, 2023 to September 30, 2024**
- (b) **\$117,217** by the party of the second part during the period **October 1, 2023 to September 30, 2024**
- (c) Contributions are provided by the party of the first part through other USGS regional or national programs, in the amount of: \$0.00.

Description of the USGS regional/national program:

- (d) Additional or reduced amounts by each party during the above period or succeeding periods as may be determined by mutual agreement and set forth in an exchange of letters between the parties.
- (e) The performance period may be changed by mutual agreement and set forth in an exchange of letters between the parties.

3. The costs of this program may be paid by either party in conformity with the laws and regulations respectively governing each party.

4. The field and analytical work pertaining to this program shall be under the direction of or subject to periodic review by an authorized representative of the party of the first part.

5. The areas to be included in the program shall be determined by mutual agreement between the parties hereto or their authorized representatives. The methods employed in the field and office shall be those adopted by the party of the first part to insure the required standards of accuracy subject to modification by mutual agreement.

6. During the course of this program, all field and analytical work of either party pertaining to this program shall be open to the inspection of the other party, and if the work is not being carried on in a mutually satisfactory manner, either party may terminate this agreement upon 60 days written notice to the other party.

7. The original records resulting from this program will be deposited in the office of origin of those records. Upon request, copies of the original records will be provided to the office of the other party.

8. The maps, records or reports resulting from this program shall be made available to the public as promptly as possible. The maps, records or reports normally will be published by the party of the first part. However, the party of the second part reserves the right to publish the results of this program, and if already published by the party of the first part shall, upon request, be furnished by the party of the first part, at cost, impressions suitable for purposes of reproduction similar to that for which the original copy was prepared. The maps, records or reports published by either party shall contain a statement of the cooperative relations between the parties. The Parties acknowledge that scientific information and data developed as a result of the Scope of Work (SOW) are subject to applicable USGS review, approval, and release requirements, which are available on the USGS Fundamental Science Practices website (<https://www2.usgs.gov/fsp/>).

U.S. Department of the Interior
U.S. Geological Survey
Joint Funding Agreement
FOR
Water Resource Investigations

Customer #: 600000721
Agreement #: 24YGJFA20075
Project #: YG00H1U 0100, 0300
TIN #: 91-6001383

9. Billing for this agreement will be rendered **quarterly**. Invoices not paid within 60 days from the billing date will bear Interest, Penalties, and Administrative cost at the annual rate pursuant the Debt Collection Act of 1982, (codified at 31 U.S.C. § 3717) established by the U.S. Treasury.

USGS Technical Point of Contact

Name: Christopher Laveau
Supervisory Hydrologist
Address: 934 Broadway Suite 300
Tacoma, WA 98402
Telephone: (701) 213-8694
Fax:
Email: cdlaveau@usgs.gov

Customer Technical Point of Contact

Name: John Thompson
Senior Planner
Address: Whatcom County Public Works
Department, Natural Resources Division
322 N. Commercial Street, Suite 110
Bellingham, WA 98225
Telephone: (360) 778-6295
Fax:
Email: Jnthomps@co.whatcom.wa.us

USGS Billing Point of Contact

Name: Sharbra Gordon-Scott
Budget Analyst
Address: 934 Broadway Suite 300
Tacoma, WA 98402
Telephone: (253) 552-1698
Fax: (253) 552-1581
Email: sgordon-scott@usgs.gov

Customer Billing Point of Contact

Name: John Thompson
Senior Planner
Address: Whatcom County Public Works
Department, Natural Resources Division
322 N. Commercial Street, Suite 110
Bellingham, WA 98225
Telephone: (360) 778-6295
Fax:
Email: Jnthomps@co.whatcom.wa.us

U.S. Geological Survey
United States
Department of Interior

Whatcom County Flood Control Zone District

Signature

By CHRISTOPHER LAVEAU Digitally signed by CHRISTOPHER LAVEAU Date: 2023.09.05 15:55:33 -07'00' Date: _____
Name: Chris Laveau
Title: Acting Center Director

Signatures

By _____ Date: _____
Name:
Title:
By _____ Date: _____
Name:
Title:
By _____ Date: _____
Name:
Title:

*See Attached
wc Sig. Page*

WHATCOM COUNTY FLOOD CONTROL ZONE DISTRICT:

Recommended for Approval:

[Signature] 10/3/23
Elizabeth Kosa, Public Works Director Date

Approved as to form:

Approved via Email - JS/CQ
Christopher Quinn Date
Civil Deputy Prosecuting Attorney

Approved:

Accepted for Whatcom County Flood Control Zone District:

By: *Satpal Sidhu*
Satpal Singh Sidhu, Whatcom County Executive

STATE OF WASHINGTON)
) ss
COUNTY OF WHATCOM)

On this 5th day of October, 2023 before me personally appeared Satpal Singh Sidhu, to me known to be the Executive of Whatcom County, who executed the above instrument and who acknowledged to me the act of signing and sealing thereof.

Billie Sue Rinn
NOTARY PUBLIC in and for the State of Washington, residing at
Bellingham. My commission expires 4/13/27



Whatcom County Flood Control Zone District
Attachment for 24YGJFA20075
2023-10-01 to 2024-09-30

SURFACE WATER

SITE	Collection Description	FUNDS		
		USGS	COOP	TOTAL
12209490	SKOOKUM CREEK ABOVE DIVERSION NEAR WICKERSHAM, WA Full Range Streamflow Station	\$7,900	\$15,150	\$23,050
12210900	ANDERSON CREEK AT SMITH ROAD NEAR GOSHEN, WA Full Range Streamflow Station	\$7,900	\$15,150	\$23,050
12212050	FISHTRAP CREEK AT FRONT STREET AT LYNDEN, WA Full Range Streamflow Station	\$7,900	\$15,150	\$23,050
12212390	BERTRAND CREEK AT INTERNATIONAL BOUNDARY Full Range Streamflow Station	\$7,900	\$15,150	\$23,050
12212430	UNNAMED TRIB TO BERTRAND CR NR H ST NR LYNDEN, WA Full Range Streamflow Station	\$7,900	\$15,150	\$23,050
Total:		\$39,500	\$75,750	\$115,250

WATER QUALITY

SITE	Collection Description	FUNDS		
		USGS	COOP	TOTAL
12205000	NF NOOKSACK RIVER BL CASCADE CREEK NR GLACIER, WA Water Quality, Continuous	\$1,459	\$3,001	\$4,460
12209490	SKOOKUM CREEK ABOVE DIVERSION NEAR WICKERSHAM, WA Water Quality, Continuous	\$1,459	\$3,001	\$4,460
12210000	SF NOOKSACK RIVER AT SAXON BRIDGE, WA Water Quality, Continuous		\$4,460	\$4,460
12210700	NOOKSACK RIVER AT NORTH CEDARVILLE, WA Water Quality, Continuous	\$1,459	\$3,001	\$4,460
12210900	ANDERSON CREEK AT SMITH ROAD NEAR GOSHEN, WA Water Quality, Continuous	\$1,459	\$3,001	\$4,460
12212050	FISHTRAP CREEK AT FRONT STREET AT LYNDEN, WA Water Quality, Continuous	\$1,459	\$3,001	\$4,460
12212390	BERTRAND CREEK AT INTERNATIONAL BOUNDARY Water Quality, Continuous	\$1,459	\$3,001	\$4,460
12212430	UNNAMED TRIB TO BERTRAND CR NR H ST NR LYNDEN, WA Water Quality, Continuous	\$1,459	\$3,001	\$4,460
12213100	NOOKSACK RIVER AT FERNDALE, WA Water Quality, Continuous		\$11,540	
	Water Quality, Continuous		\$4,460	\$16,000
Total:		\$10,213	\$41,467	\$51,680
GRAND TOTAL:		\$49,713	\$117,217	\$166,930



United States Department of the Interior

U.S. GEOLOGICAL SURVEY
Washington Water Science Center
934 Broadway St, Ste 300
Tacoma, WA 98402

September 5, 2023

Mr. John Thompson
Senior Planner
Whatcom County Flood Control Zone District
Whatcom County Public Works Department
322 N. Commercial Street, Suite 110
Bellingham, WA 98225

Dear Mr. Thompson:

Enclosed is our standard joint-funding agreement (24YGJFA20075) between the U.S Geological Survey Washington Water Science Center and Whatcom County Public Works for the operation and maintenance of water quantity (discharge) and water quality (temperature) streamgages, during the period October 1, 2023 through September 30, 2024 in the amount of \$117,217 from your agency. U.S. Geological Survey contributions for this agreement are \$49,713 for a combined total of \$166,930. Please sign and return one fully-executed original to Sharbra Gordon-Scott gs-w-wa_agreements_dropbox@usgs.gov at the address above.

Federal law requires that we have a signed agreement before we start or continue work. Please return the signed agreement by **October 15, 2023**. If, for any reason, the agreement cannot be signed and returned by the date shown above, please contact Christopher Laveau by phone number (701) 213-8694 or email cdlaveau@usgs.gov to make alternative arrangements.

This is a fixed cost agreement to be billed quarterly via Down Payment Request (automated Form DI-1040). Please allow 30-days from the end of the billing period for issuance of the bill. If you experience any problems with your invoice(s), please contact Sharbra Gordon-Scott at phone number (253) 552-1698 or email at gs-w-wa_agreements_dropbox@usgs.gov.

The results of all work performed under this agreement will be available for publication by the U.S. Geological Survey. We look forward to continuing this and future cooperative efforts in these mutually beneficial water resources studies.

Sincerely,

CHRISTOPHER LAVEAU
ER LAVEAU

Digitally signed by
CHRISTOPHER LAVEAU
Date: 2023.09.05
15:55:11 -07'00'

Chris Laveau
Acting Center Director

Enclosure
24YGJFA20075 (1)