

Whatcom County Council

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



Meeting Agenda

VIRTUAL MEETING - VIEW ONLINE

Tuesday, September 29, 2020

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

FLAG SALUTE

ANNOUNCEMENTS

The Council is currently holding all meetings remotely. View meeting schedules, agendas, minutes, videos, and archives at www.whatcom.legistar.com. For instructions on how to watch or participate in this meeting, please visit us at www.whatcomcounty.us/joinvirtualcouncil or contact the Council Office at 360.778.5010.

COUNTY EXECUTIVE'S REPORT

MINUTES CONSENT

1. [MIN2020-089](#) Special Council meeting (Interlocal Collaboration Meeting with Cities) for September 9, 2020
2. [MIN2020-090](#) Committee of the Whole Executive Session for September 15, 2020
3. [MIN2020-091](#) Committee of the Whole for September 15, 2020
4. [MIN2020-092](#) Regular County Council for September 15, 2020

PUBLIC HEARINGS

To participate, see instructions at www.whatcomcounty.us/joinvirtualcouncil or contact the Council Office at 360.778.5010.

1. [AB2020-352](#) Ordinance adopting various amendments to WCC Titles 12 (Roads & Bridges), 16 (Environment), 20 (Zoning), 21 (Land Division Regulations), and 22 (Land Use and Development Procedures)
2. [AB2020-358](#) Resolution adopting the Six-Year Water Resources Improvement Program (WRIP) 2021-2026 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
3. [AB2020-360](#) Ordinance to amend Whatcom County Code 12.60.040, appointment and responsibilities of the Citizen Address and Road Name Appeals Committee
4. [AB2020-363](#) Resolution in the matter of the Whatcom County Six-Year Transportation Improvement Program (STIP) for the years of 2021 through 2026

5. [AB2020-366](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Bellingham for FY2020 Byrne Justice Assistance Grant Program Award, in the amount of \$12,832.00

OPEN SESSION (20 MINUTES)

To participate, see instructions at www.whatcomcounty.us/joinvirtualcouncil or contact the Council Office at 360.778.5010.

CONSENT AGENDA

Items under this section of the agenda may be considered in a single motion. Councilmembers have received and studied background material on all items. Committee review has taken place on these items, as indicated. Any member of the public, administrative staff, or council may ask that an item be considered separately.

(From Council Finance and Administrative Services Committee)

1. [AB2020-375](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the U.S. Department of Justice for FY20 Coronavirus Emergency Supplemental Funding, in the amount of \$43,145.00
2. [AB2020-380](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and U.S. Department of Justice Drug Enforcement Administration for Cooperative State and Local Task Force Agreement FY2021, in the amount of \$0
3. [AB2020-381](#) Request authorization for the County Executive to enter into an Interlocal agreement between Whatcom County and U.S. Department of Justice Drug Enforcement Administration for Program-Funded State and Local Task Force Agreement FY2021, in the amount of \$38,360.50
4. [AB2020-386](#) Request authorization for the County Executive to renew an interlocal agreement between Whatcom County and the Department of Corrections for the housing and care of Department of Corrections offenders in the Whatcom County Jail
5. [AB2020-395](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Whatcom Family & Community Network in the amount of \$80,000 for a total amended contract amount of \$145,000
6. [AB2020-399](#) Request authorization for the County Executive to enter into a subrecipient agreement between Whatcom County and Meridian School District for costs associated with distance instruction and learning resulting from the COVID-19 emergency in an amount not to exceed \$130,000

7. [AB2020-400](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Nooksack Valley School District for costs associated with distance instruction and learning resulting from the COVID-19 emergency in an amount not to exceed \$130,000
8. [AB2020-401](#) Requesting authorization for the County Executive to enter into a contract between Whatcom County and Mount Baker School District for costs associated with distance instruction and learning due to the COVID-19 emergency in an amount not to exceed \$130,000
9. [AB2020-402](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Ferndale School District for costs associated with distance instruction and learning resulting from the COVID-10 emergency in an amount not to exceed \$130,000
10. [AB2020-403](#) Request authorization for the County Executive to enter into a subrecipient agreement between Whatcom County and Blaine School District for costs associated with distance instruction and learning resulting from the COVID-19 emergency in an amount not to exceed \$130,000
11. [AB2020-404](#) Request authorization for the County Executive to enter into a subrecipient agreement between Whatcom County and Lynden School District for costs associated with distance instruction and learning resulting from the COVID-19 emergency in an amount not to exceed \$130,000
12. [AB2020-405](#) Request authorization for the County Executive to enter a contract amendment between Whatcom County and Cascadia Law Group PLLC to expand the Scope of Work and increase the compensation by \$25,000 to a total consideration not to exceed \$69,000
13. [AB2020-410](#) Requests authorization for the County Executive to negotiate and enter into an agreement with PogoZone Internet Solutions for rural broadband access in an amount not to exceed \$110,000 to provide access to distance learning for approximately 200 households
14. [AB2020-412](#) Request authorization for the County Executive to enter into a subrecipient agreement between Whatcom County and Bellingham Food Bank for costs associated with food insecurity resulting from the COVID-19 emergency in an amount not to exceed \$400,000

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2020-383](#) Request Council Approval of the 2020-2021 Criminal Justice Treatment Account Plan Update
 2. [AB2020-357](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Washington State Department of Ecology 2020-2021 Washington Conservation Corps Crew Agreement (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
 3. [AB2020-356](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Whatcom Conservation District to amend the 2019 Interlocal and Subrecipient Agreement for the Pollution Identification and Correction Program Non-Dairy Agricultural Technical Assistance in the amount of \$223,932.00 for a total amended contract amount of \$530,182.00 (Council acting as the Flood Control Zone District Board of Supervisors)
 4. [AB2020-417](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Washington State Department of Health to provide funding for the delivery of various public health programs and services in the amount of \$5,962,796 for a total amended contract amount of \$10,890,796
- ITEM ADDED 9.25.2020**
5. [AB2020-368](#) Ordinance amending the 2020 Whatcom County Budget, request no. 17, in the amount of \$871,548
 6. [AB2020-371](#) Ordinance amending Whatcom County Code 2.09, Public Defender, to reflect current standards of practice outlined under RCW 10.101.030 and the ethical standards relating to conflicts of interest outlined by Washington court rules of professional conduct
 7. [AB2020-377](#) Ordinance amending the 2020 Whatcom County Budget, request no. 18, in the amount of \$220,000
 8. [AB2020-396](#) Request authorization for the County Executive to enter into this Memorandum of Agreement between Whatcom County and PeaceHealth St. Joseph Medical Center and Opportunity Council and Unity Care NW to initiate a capital campaign for the construction of the “The Way Station” at the County owned building at 1500 State St. in Bellingham, that will provide services to people who are homeless and living either in shelters or who are unsheltered
 9. [AB2020-388](#) Resolution accepting the 2015 Comprehensive Economic Development Strategy (CEDS) Project List update
 10. [AB2020-392](#) Amendment 2 to Resolution 2019-061 for unrepresented Whatcom County employees

(From Council Public Works and Health Committee)

11. [AB2020-415](#) Resolution approving the Birch Bay Water and Sewer District Comprehensive Water System Plan Update
12. [AB2020-416](#) Resolution approving the Birch Bay Water and Sewer District Comprehensive Sewer System Plan Update

(From Council Criminal Justice and Public Safety Committee)

13. [AB2020-406](#) Resolution supporting Whatcom County Sheriff Deputies, Corrections Deputies, and Law Enforcement Officials across the County in response to the increased attacks on law enforcement across the Country
14. [AB2020-418](#) Resolution stating support and appreciation of the Whatcom County Sheriff's Department, Whatcom County Sheriff Deputies, Whatcom County Corrections Deputies and support staff

ITEM ADDED 9.25.2020

(From Council Planning and Development Committee)

15. [AB2020-397](#) Resolution approving recommendation on one application for Open Space Current Use Assessment

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2020-340](#) Appointment to the Drayton Harbor Shellfish Protection District Advisory Committee, Applicant(s): Patricia Erin Lulu
2. [AB2020-362](#) Appointment to the Climate Impact Advisory Committee, Applicant(s): Stevan Harrel, Sue Gunn, Hunter Hassig, Alec Howard
3. [AB2020-384](#) Request Council Approval For A Criminal Justice Treatment Account Panel Appointment

INTRODUCTION ITEMS

Council action will not be taken. The council may accept these items for introduction (no action) in a single motion. Changes, in terms of committee assignment for example, may be made at this time.

1. [AB2020-409](#) Ordinance increasing community oversight and transparency to establish fair contract negotiations
2. [AB2020-390](#) Ordinance regarding installation of a stop sign on Homesteader Road
3. [AB2020-391](#) Ordinance to Establish Speed Limits on Marine Drive

4. [AB2020-393](#) Ordinance amending Whatcom County Code 16.30 Lake Whatcom Stormwater Utility Service Area

5. [AB2020-407](#) Receipt of application to the Birch Bay Watershed and Aquatic Resources Management Advisory Committee (BBWARM), Applicant(s): Theresa Coe (application deadline for any other applicants to these positions is 10 a.m. on October 6, 2020) (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN