

Whatcom County Council

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



Meeting Agenda

Tuesday, February 6, 2024

6 PM

Hybrid Meeting

HYBRID MEETING (PARTICIPATE IN-PERSON, SEE REMOTE JOIN INSTRUCTIONS AT www.whatcomcounty.us/joinvirtualcouncil, OR CALL 360.778.5010), AGENDA REVISED 2.6.2024

COUNCILMEMBERS

Barry Buchanan
Tyler Byrd
Todd Donovan
Ben Elenbaas
Kaylee Galloway
Jon Scanlon
Mark Stremler

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 meetings in hybrid format with options for in-person or remote viewing and participation. For instructions on how to watch or participate in the Council's meetings, visit whatcomcounty.us/joinvirtualcouncil or contact the Council Office at 360.778.5010. Individuals who require special assistance to participate in the Council's meetings are asked to contact the Council Office at 360.778-5010 at least 96 hours in advance.

Per RCW 42.17A.555 the use of public facilities to support or oppose candidates or ballot issues is prohibited. Members of the public and the legislative body are not allowed to speak in support of, or in opposition to, a ballot measure or individual candidacy during an open public meeting. Please refrain from raising campaign issues when addressing the Council.

The County is accepting applications from county residents to fill vacancies on several boards, commissions, and committees spanning a wide range of important local issues. For more information, visit the Boards and Commissions vacancy webpage on the County website or call the Council Office or County Executive's Office.

COUNTY EXECUTIVE'S REPORT

MINUTES CONSENT

1. [MIN2024-004](#) Committee of the Whole for January 23, 2024
2. [MIN2024-005](#) Regular County Council for January 23, 2024
3. [MIN2024-006](#) Health Board and Public Health Advisory Board for January 29, 2024

OPEN SESSION

During open session, audience members may speak to the council on issues not scheduled for public hearing. To participate, please see instructions at www.whatcomcounty.us/joinvirtualcouncil or contact the Council Office at 360.778.5010. All speakers are asked to state their name for the record and optionally include city of residence. When a large group of individuals supports the same position on an issue, we encourage the selection of one or two representatives to speak on behalf of the entire group. Speakers will be given three minutes to address the Council and will be notified when their three minutes are up. Speakers participating on-site in the Council Chambers will speak first, followed by those participating remotely.

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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. [AB2024-098](#) Request authorization for the County Executive to enter into a Local Agency Standard Service Agreement between Whatcom County and Pacific Surveying & Engineering Services, Inc., to provide on-call professional land surveying services for 2024, in the amount not to exceed \$100,000
2. [AB2024-099](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and FLO Analytics to update the Birch Bay Watershed and Aquatic Resources Management (BBWARM) district's fee roll process in accordance with a rate study that is currently underway in the amount of \$50,965.00 for a total amended contract amount of \$70,720.00 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
3. [AB2024-102](#) Request authorization for the County Executive to enter into a grant agreement between Whatcom County and Washington State Department of Fish and Wildlife to support the fish passage barrier remediation program, in the amount of \$800,250.00
4. [AB2024-104](#) Request authorization for the County Executive to enter into a grant agreement between Whatcom County and the Washington State Department of Ecology to conduct a climate vulnerability assessment and develop shoreline management solutions, in the amount of \$250,000.00
5. [AB2024-106](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Nooksack Indian Tribe where the Flood Control Zone District will reimburse the tribe for 80% of the eligible grant costs for work as outlined in Task 4 of the 2021-2023 Floodplains by Design grant specific to the Fish Camp (Ts'eq) Integrated Fish-Flood Project, in the amount of \$880,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
6. [AB2024-117](#) Resolution to declare Whatcom County owned structure located in Bay Horizon Park as worthless
7. [AB2024-118](#) Resolution to declare Whatcom County owned structure located in Hovander Park as worthless

OTHER ITEMS

(From Council Criminal Justice and Public Safety Committee)

1. [AB2024-096](#) Ordinance suspending Whatcom County Code 1.28 to update the Correctional Facilities Operational Standards

(From Council Committee of the Whole)

2. [AB2024-090](#) Resolution identifying Whatcom County approaches to the fentanyl emergency

(No Committee Assignment)

3. [AB2024-100](#) Ordinance adopting amendments to Whatcom County Code Title 2 (Administration and Personnel) to abolish the Appeals Board and assign its duties to the Hearing Examiner
4. [AB2024-088](#) Ordinance adopting amendments to Whatcom County Code Title 2 (Administration and Personnel) and 3 (Revenue and Finance) to amend the qualifications for serving on the Wildlife Advisory Committee, the composition of the Conservation Easement Program Oversight Committee, and cleaning up the Agricultural Advisory Committee code

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2024-091](#) Reconsideration of appointment to a position on the Whatcom County Ferry Advisory Committee, Member: Fabian Mendoza
2. [AB2024-120](#) Appointment to vacancies on the Drayton Harbor Shellfish Protection District Advisory Committee, Applicant(s): Katherine Garrah

CONFIRMATION OF EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Per Whatcom County Code 2.03.070(B), the council must confirm or reject executive appointments within 30 days of submission to the council. County code deems the appointee confirmed if council does not take action within this time.

1. [AB2024-097](#) Request confirmation of the County Executive's appointments of Charlie Heggem, Becca Shew, and Pete Sharp to the Bicycle Pedestrian Advisory Committee
2. [AB2024-107](#) Request confirmation of the County Executive's appointments of Paul Schissler and Ashley Thomasson to the Whatcom County Housing Advisory Committee
3. [AB2024-108](#) Request confirmation of the County Executive's appointments of Valerie Billmire and Myla Musselwhite to the Developmental Disabilities Advisory Board
4. [AB2024-109](#) Request confirmation of the County Executive's appointments of Elma Burnham, Thomas Hoats, and Avery Maverick to the Marine Resources Committee

5. [AB2024-119](#) Request confirmation of the County Executive's appointments of David Kershner, Trevor Gearhart, and Alison Moon to the Conservation Easement Program Oversight Committee

ITEMS ADDED BY REVISION

1. [AB2024-131](#) Resolution amending Resolution 2023-056 to correct the levy amounts for the City of Bellingham and re-certify property tax levies for collection in 2024 to the County Assessor

ADDED 2.6.2024

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. [AB2024-110](#) Ordinance establishing a project based budget for Eagleridge Stormwater Improvements Project Fund SWP #SWLW24-01
2. [AB2024-111](#) Resolution amending the 2024 Flood Control Zone District and Subzones Budget, request no. 1, in the amount of \$14,400 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
3. [AB2024-114](#) Ordinance establishing a 23-Hour Crisis Relief Center Fund and establishing an initial project based budget for the 23-Hour Crisis Relief Center Project
4. [AB2024-116](#) Ordinance amending the 2024 Whatcom County Budget, request no. 4, in the amount of 3,247,623
5. [AB2024-122](#) Ordinance establishing Whatcom County Code Chapter 3.39 Public Health, Safety, and Justice Facilities and Services Sales and Use Tax

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN