

Whatcom County Council

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



Meeting Agenda

Tuesday, October 24, 2023

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 10.23.2023

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

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. [MIN2023-067](#) Health Board and Public Health Advisory Board for October 3, 2023
2. [MIN2023-068](#) Committee of the Whole for October 10, 2023
3. [MIN2023-069](#) Regular County Council for October 10, 2023

PUBLIC HEARINGS

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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1. [AB2023-622](#) Resolution to sell tax title property by public auction, Sudden Valley Division No. 22
2. [AB2023-623](#) Resolution to sell tax title property by public auction, Sudden Valley Division No. 3
3. [AB2023-624](#) Resolution to sell tax title property by public auction, Sandy Point Garden Tracts
4. [AB2023-648](#) Resolution approving the Whatcom County 2024 Annual Construction Program
5. [AB2023-646](#) Ordinance imposing an interim moratorium on the acceptance and processing of applications and permits for new uses in areas zoned heavy impact industrial within a city's designated urban growth area

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. [AB2023-641](#) Request authorization from the County Executive to enter into a contract between Whatcom County and the Administrative Office of the Courts in the amount of \$66,373
2. [AB2023-663](#) Request authorization for the County Executive to sign an agreement between Whatcom County and WA Recreation and Conservation Office (RCO) to secure matching funds for the Jacoby Agricultural Conservation Easement through the RCO Farmland Preservation grant program in the amount of \$169,650
3. [AB2023-669](#) Resolution approving the 2024 recommended convention center allocations for tourism-related facilities and activities as defined through RCW 67.28.1816

4. [AB2023-670](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington Traffic Safety Commission for High Visibility Enforcement (HVE) patrols, in the amount of \$15,000.00
5. [AB2023-671](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Bellingham to jointly fund a winter shelter, in an amount not to exceed \$250,000
6. [AB2023-673](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Bellingham to jointly fund an interim shower program, in an amount not to exceed \$137,500
7. [AB2023-674](#) Request authorization for the County Executive to enter into a memorandum of understanding between Whatcom County and Birch Bay Village Community Club to coordinate stormwater capital improvement projects
8. [AB2023-681](#) Request authorization for the County Executive to award bid #23-59 and enter into a contract between Whatcom County and CIMA Construction, Inc for roof and siding replacement at Lighthouse Marine Park, in the amount of \$203,755.93
9. [AB2023-683](#) Request authorization for the County Executive to enter into an interlocal amendment between Whatcom County and Washington State Parks & Recreation Commission to provide additional funding for providing an instructor for the State Parks Recreational Boating Safety (RBS) program in the amount of \$5,000 for a total amended amount of \$23,476.57
10. [AB2023-687](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and U.S. Department of Justice for Organized Crime Drug Enforcement Task Forces (OCDETF), in the amount of \$5,000
11. [AB2023-688](#) Request approval for the County Executive to award Bid #23-71 for the purchase of five (5) automated sandbagging machines to The Bag Lady, Inc., located in Puyallup, Washington, in an amount not to exceed \$209,190.75
12. [AB2023-689](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Remote Medical Training in the amount of \$53,675.16

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2023-637](#) Ordinance Establishing a New Whatcom County Healthy Children's Fund
2. [AB2023-651](#) Ordinance amending the project budget for the E. Smith/Hannegan Road Intersection Improvements Fund, Request No. 3

3. [AB2023-652](#) Ordinance amending the project based budget for the North Lake Samish Road Bridge No. 7 Replacement Fund, request No. 3
4. [AB2023-657](#) Ordinance amending the 2023 Whatcom County Budget, request no. 14, in the amount of \$13,162,440
5. [AB2023-659](#) Ordinance Establishing a Community Priorities Fund and Establishing an Initial Budget for the Community Priorities Fund

(From Council Public Works and Health Committee)

6. [AB2023-675](#) Resolution adopting Equipment Rental and Revolving (ER&R) Management Policy as required by the County Road Administration Board
7. [AB2023-699](#) Resolution supporting the Lummi Indian Business Council's (LIBC) state of emergency declaration in response to the fentanyl crisis

(From Council Planning and Development Committee)

8. [AB2023-701](#) Resolution amending Resolution 2023-033 to docket an additional Comprehensive Plan and zoning amendment related to County Code 20.68 and other relevant sections of Title 20 to define appropriate industrial uses and conditions for industrial uses in Heavy Impact Industrial (HII) Districts within a city's designated urban growth area

(From Council Committee of the Whole)

9. [AB2023-676](#) Request confirmation of the County Executive's appointment of Raylene Heutink-King as County Clerk of Superior Court effective November 6, 2023 pursuant to Whatcom County Charter Section 3.61
10. [AB2023-696](#) Resolution supporting the use of Economic Development Investment (EDI) funds for affordable housing

(No Committee Assignment)

11. [AB2023-704](#) Letter of appreciation to the Executive and Health and Community Services staff for their efforts to establish a severe weather shelter
12. [AB2023-694](#) Resolution requesting that the Whatcom County Executive and department staff propose amendments to the Whatcom County Code to support clean energy

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2023-690](#) Appointment of one councilmember to serve as liaison for the Climate Vulnerability Assessment (CVA) Project

ITEMS ADDED BY REVISION

1. [AB2023-702](#) Request authorization for the County Executive to enter into an agreement between Whatcom County and State Street Creamery, LLC to lease commercial space for use as a winter weather shelter, in the amount of \$50,000

ADDED 10.23.2023

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. [AB2023-679](#) Receipt of applications to vacancies on the Whatcom County Ferry Advisory Committee - Applicants: Pamela Gould, Diane Harper, Janice Holmes, Thomas Philpot, Catherine Shornick, Tess Winds-Johnsons, and Fabian Mendoza (deadline for additional applications is 10 a.m. Tuesday, October 31, 2023.)
2. [AB2023-686](#) Receipt of applications to fill a vacancy on the Forest Advisory Committee, Applicant(s): Herbert Barker, Richard Donahue, Tom Smith, Paul Stuart (Deadline for additional applications is 10 a.m. Tuesday, October 31, 2023)

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES**ADJOURN**