

Whatcom County Council

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



Action Summary

Tuesday, April 26, 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

Whatcom County is accepting applications for two (2) vacant, Council-appointed positions on the Stakeholder Advisory Committee for the Justice Project in the category of "Citizen-Individual with lived experience in the criminal justice system." More information is available online at whatcomcounty.us/justice or by calling the Council Office at 360-778-5010.

COUNTY EXECUTIVE'S REPORT

MINUTES CONSENT

1. [MIN2022-026](#) Committee of the Whole Executive Session for April 12, 2022

APPROVED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 0

Temp Absent: 1 - Byrd

2. [MIN2022-027](#) Committee of the Whole for April 12, 2022

APPROVED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 0

Temp Absent: 1 - Byrd

3. [MIN2022-028](#) Regular County Council for April 12, 2022

APPROVED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 0

Temp Absent: 1 - Byrd

4. [MIN2022-029](#) Water Work Session for April 19, 2022

APPROVED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 0

Temp Absent: 1 - Byrd

PUBLIC HEARINGS

1. [AB2022-206](#) Ordinance relating to the Growth Management Act, adopting regulations for forest practices, adding a new Whatcom County Code Chapter 20.76, and amending Chapter 20.80

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2022-035

2. [AB2022-214](#) Ordinance adopting amendments to the Whatcom County Comprehensive Plan relating to capital facilities planning

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2022-036

3. [AB2022-221](#) Ordinance amending Whatcom County Code Section 16.50.090 to incorporate changes to the C-PACER Program adopted by the state legislature in RCW 36.165.060

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2022-037

OPEN SESSION (20 MINUTES)

CONSENT AGENDA

(From Council Finance and Administrative Services Committee)

1. [AB2022-208](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Northwest Regional Council for the provision of nursing services for the jail and work center, increasing the original contract by \$153,350.00 for the balance of 2022

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

2. [AB2022-212](#) Request authorization for the County Executive to enter into a grant agreement between Whatcom County and Washington State Dept of Commerce for the Way Station in the amount of \$4,000,000

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

3. [AB2022-230](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington State Office of the Attorney General for Sexual Assault Kit Initiative Grant, in the amount of \$3,000.00

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

4. [AB2022-233](#) Request approval for the Executive to enter into a contract between Whatcom County and Taylor Driving Schools to provide Class-A Commercial Driver License (CDL) training to Public Works Maintenance and Operations employees, in the amount of \$60,000

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

5. [AB2022-234](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Opportunity Council to provide case management and supportive services to individuals and households experiencing or at-risk of experiencing homelessness in the amount of \$56,801 for a total amended contract amount of \$585,237

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

6. [AB2022-242](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Bird's Eye Medical to provide COVID-19 vaccine administration services at community vaccine clinics, in an estimated amount not to exceed \$140,000

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

7. [AB2022-243](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and City of Bellingham to provide funding for the Alternative Response Team pilot program, in an amount not to exceed \$167,917 in 2022 and \$259,210 in 2023

SUBSTITUTE AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

8. [AB2022-245](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Pacific Security to provide Courthouse Screening Services, in the amount of \$109,500

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

9. [AB2022-246](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Lighthouse Mission Ministries to provide funding for supplemental pay premiums to eligible staff providing direct services to clients, in an amount not to exceed \$117,611

WITHDRAWN

10. [AB2022-247](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Mount Vernon Police Department for use of the Plantation Rifle Range to train personnel, in the amount of \$7,108.85

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

11. [AB2022-248](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Sedro-Woolley Police Department for use of the Plantation Rifle Range to train personnel, in the amount of \$6,669.71

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Byrd, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 0

12. [AB2022-250](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Northwest Youth Services to provide funding for supplemental pay premiums to eligible staff providing direct services to clients, in an amount not to exceed \$140,612

AB2022-250 (Consent Agenda Item number twelve) was removed from the Consent Agenda and considered Separately see motion and vote below.

12. [AB2022-250](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Northwest Youth Services to provide funding for supplemental pay premiums to eligible staff providing direct services to clients, in an amount not to exceed \$140,612

AUTHORIZED

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

Nay: 2 - Byrd, and Elenbaas

Absent: 0

OTHER ITEMS**(From Council Finance and Administrative Services Committee)**

1. [AB2022-215](#) Ordinance amending the project budget for the Swift Creek Capital Projects Fund, request no. 1

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2022-038

2. [AB2022-219](#) Ordinance amending the project budget for the Way Station Project Fund, request No. 1

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2022-039

3. [AB2022-225](#) Ordinance amending the 2022 Whatcom County Budget, request no. 7, in the amount of \$6,246,353

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2022-040

4. [AB2022-244](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Opportunity Council to provide funding for supplemental pay premiums to eligible staff providing direct services to clients, in an amount not to exceed \$272,196

AUTHORIZED

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

Nay: 2 - Byrd, and Elenbaas

Absent: 0

5. [AB2022-193](#) Resolution authorizing the County Executive to sign the Black Slough Comprehensive Barrier Removal Design Project grant application to the Brian Abbott Fish Barrier Removal Board (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

APPROVED

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

Nay: 0

Absent: 0

Enactment No: RES 2022-019

6. [AB2022-217](#) Resolution amending the Flood Control Zone District & Subzones 2022 budget, request no. 2, in the amount of \$110,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

APPROVED

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

Nay: 0

Absent: 0

Enactment No: RES 2022-020

(From Council Criminal Justice and Public Safety Committee)

7. [AB2022-256](#) Resolution amending the membership of the Stakeholder Advisory Committee for the Justice Project

APPROVED

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

Nay: 0

Absent: 0

Enactment No: RES 2022-021

(From Council Committee of the Whole)

8. [AB2022-224](#) Ordinance amending WCC 2.123.040 Membership - Term of Office for the Forestry Advisory Committee

ADOPTED

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

Nay: 0

Absent: 0

Enactment No: ORD 2022-041

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2022-229](#) Appointment to a vacancy on the Acme / VanZandt Flood Control Subzone Advisory Committee, Applicant(s): Valerie Lloyd (Council acting as the Flood Control Zone District Board of Supervisors)

APPOINTED

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

Nay: 0

Absent: 0

2. [AB2022-209](#) Appointment to a vacancy on the Board of Equalization, at-large alternate position - applicant(s) W. Thomas Follis

APPOINTED

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

Nay: 0

Absent: 0

3. [AB2022-240](#) Appointment to a vacancy on the Board of Equalization, District 3 position - applicant(s) David Simpson

APPOINTED

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

Nay: 0

Absent: 0

4. [AB2022-254](#) Appointment to a vacancy on the Board of Equalization, District 5 position - applicant(s) James Day

APPOINTED

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

Nay: 0

Absent: 0

ITEMS ADDED BY REVISION

INTRODUCTION ITEMS

1. [AB2022-231](#) Receipt of application 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 (deadline for additional applications for this position is 10 a.m., May 3, 2022)

INTRODUCED

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

Nay: 0

Absent: 0

2. [AB2022-232](#) Receipt of application 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 (Deadline for additional applications for these positions is 10 a.m., May 3, 2022)

INTRODUCED

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

Nay: 0

Absent: 0

3. [AB2022-241](#) Receipt of application 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 (deadline for additional applications for this position is 10 a.m., May 3, 2022)

INTRODUCED

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

Nay: 0

Absent: 0

4. [AB2022-239](#) Resolution vacating a portion of Wynn Road

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