

# **Whatcom County Council**

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



## **Meeting Agenda**

**Tuesday, November 21, 2023**

**6 PM**

**Hybrid Meeting**

**HYBRID MEETING (PARTICIPATE IN-PERSON, SEE REMOTE JOIN  
INSTRUCTIONS AT [www.whatcomcounty.us/joinvirtualcouncil](http://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

### 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](http://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. [MIN2023-072](#) Committee of the Whole for November 8, 2023
2. [MIN2023-073](#) Regular County Council for November 8, 2023

### PUBLIC HEARINGS

To participate, please see instructions at [www.whatcomcounty.us/joinvirtualcouncil](http://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. [AB2023-714](#) Ordinance Authorizing the Levy of Taxes for Conservation Futures Purposes for 2024
2. [AB2023-760](#) Ordinance authorizing the levy of taxes for Conservation Futures for 2024, in an increased amount of 5.6% from the previous year
3. [AB2023-715](#) Ordinance Authorizing the Levy of Taxes for County Road Purposes for 2024
4. [AB2023-716](#) Ordinance Authorizing the Levy of Taxes for Countywide Emergency Medical Purposes for 2024
5. [AB2023-717](#) Ordinance Authorizing the Levy of Taxes for County and State Purposes in Whatcom County, Washington, for the Year of 2024
6. [AB2023-718](#) Resolution authorizing the levy of taxes for the Whatcom County Flood Control Zone District for 2024
7. [AB2023-721](#) Resolution adopting the 2024 budget for the Whatcom County Flood Control Zone District and Subzones (Council acting as the Flood Control Zone District Board of Supervisors)
8. [AB2023-729](#) Ordinance amending the 2024 Whatcom County Budget, request no. 1, in the amount of \$54,123,315

### **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](http://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. [AB2023-737](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Bennett Engineering, LLC to monitor closed landfills in the amount of \$46,810 for a total amended contract amount of \$83,296
2. [AB2023-739](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Washington State Department of Health to fund various public health programs in the amount of \$70,889 for a total amended agreement amount of \$14,142,658
3. [AB2023-740](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and National Alliance on Mental Illness (NAMI) of Whatcom County to provide mental illness education and support in the amount of \$38,000 for a total amended contract amount of \$114,000
4. [AB2023-741](#) Request authorization for the County Executive to enter into a grant agreement between Whatcom County and Department of Ecology to provide funding to advance the technical work needed to develop and evaluate flood mitigation alternatives, with focus on the Everson-Sumas overflow corridor, and to support the FLIP planning process and add staffing capacity to the River and Flood division, in the amount of \$2,738,00.00 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
5. [AB2023-745](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Osborn Consulting, Inc to provide stormwater improvements, in the amount of \$250,149.53 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
6. [AB2023-753](#) Request authorization for the County Executive to enter into an interlocal amendment between Whatcom County and the City of Ferndale to extend the term of the Jail Use Agreement until December 31, 2024
7. [AB2023-755](#) Request authorization for the County Executive to enter into a grant agreement between Whatcom County and the Washington State Military Department to acquire 12 properties within Whatcom County that were substantially damaged during the November 2021 flood, in the amount of \$9,371,642 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
8. [AB2023-756](#) Request authorization for the County Executive to award bid #23-67 and enter into a contract between Whatcom County and Masterwork Roofing, Inc to replace the roof of the Silver Lake Park Day Lodge, in the amount of \$269,000

9. [AB2023-757](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Cooper Zietz Engineers, Inc (dba Akana) to conduct Phase I Environmental Site Assessments (ESAs) for an additional twelve properties that the Whatcom County Flood Control Zone District is acquiring using FEMA grant funds, in the amount of \$50,790 for a total amended amount of \$66,995 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
10. [AB2023-758](#) Request authorization for the County Executive to enter into a three year contract between Whatcom County and Carahsoft Technology Corporation for the purchase, implementation and subscription of the Granicus GovQA public records management software platform in the amount of \$270,165.25
11. [AB2023-759](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Herrera Environmental Consultants to provide additional support to update and broaden the scope of the 1999 Lower Nooksack River Comprehensive Flood Hazard Management Plan and continue Floodplain Integrated Planning (FLIP) process support, in the amended amount of \$1,207,840 for a total amended amount of \$2,407,540 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
12. [AB2023-761](#) Resolution approving a salary schedule and policies for Unrepresented Whatcom County employees effective January 1, 2024 through December 31, 2024
13. [AB2023-762](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Camano Fire and Rescue to reimburse the EMS Levy for the costs incurred while enrolled in the Paramedic training program, in the amount of \$28,211.95
14. [AB2023-764](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and North County Regional Fire Authority to reimburse the EMS Levy for the costs incurred while enrolled in the Paramedic training program, in the amount of \$28,211.95
15. [AB2023-765](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Marysville Fire District to reimburse the EMS Levy for the costs incurred while enrolled in the Paramedic training program, in the amount of \$63,455.25
16. [AB2023-766](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom County Fire Protection District #7 for the provision of Advanced Life Support services, in the amount of \$3,189,754.00
17. [AB2023-767](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Bellingham for the provision of Advanced Life Support services, in the amount of \$12,830,990.00

18. [AB2023-772](#) Request approval for the County Executive to authorize the purchase of 11 replacement computer servers from CDW-G, using the Washington State Contract/NASPO #05815-021, which expires 01/31/2024, in the amount of \$144,649.60
19. [AB2023-773](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Shawna Bosman, ARNP for examination, diagnosis, testing, coordination of services and oversight on all prescribed medication to ensure youth in Juvenile Detention receive appropriate medical care in the amount of \$35,919 for a total amended amount of \$131,598
20. [AB2023-774](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Shawna Bosman, ARNP, for services related to examination, diagnosis, testing coordination of services and oversight on all prescribed medications in the Juvenile Detention Center in the amount of \$2,128 for a total amended amount \$95,679

## **OTHER ITEMS**

### **(From Council Finance and Administrative Services Committee)**

1. [AB2023-693](#) Ordinance amending the project based budget for the Swift Creek Capital Projects Fund, Request No. 2
2. [AB2023-697](#) Ordinance amending the project-based budget for the Jackson Road / Terrell Creek Bridge No. 81 Replacement Fund, request no. 1
3. [AB2023-708](#) Ordinance Authorizing an Interfund Loan for the Purchase of Real Property
4. [AB2023-723](#) Ordinance establishing a Whatcom County Climate Action Fund and establishing an initial budget for the Climate Action Fund
5. [AB2023-724](#) Ordinance amending the 2024 Whatcom County Budget, request no. 2, in the amount of \$16,303,061
6. [AB2023-725](#) Ordinance closing the Triage Center Expansion Fund 374
7. [AB2023-726](#) Ordinance amending the project budget for the Integrated Land Records and Permit Management System Fund, request no. 2.
8. [AB2023-728](#) Ordinance amending the 2023 Whatcom County Budget, request no. 15, in the amount of 1,295,786

### **(From Council Public Works and Health Committee)**

9. [AB2023-776](#) Resolution requesting that the Whatcom County Executive and staff pursue public access opportunities for trails on all county-owned land and easements

### **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. [AB2023-738](#) Request confirmation of the County Executive's appointments of Zosia Sherwood, Jennifer Thistle, and Bruce Tabb to the Developmental Disabilities Advisory Board

### **ITEMS ADDED BY REVISION**

#### **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. [AB2023-736](#) Ordinance amending Whatcom County Code Chapter 3.72, Construction projects - apprentice requirements, to align with RCW 39.04.320
2. [AB2023-746](#) Ordinance closing Sudden Valley Stormwater Improvement Fund 371
3. [AB2023-748](#) An ordinance adopting various amendments to Whatcom County Code Titles 20 (Zoning) and 21 (Land Division Regulations)
4. [AB2023-752](#) Ordinance closing the Marine Drive, Locust Avenue to Alderwood Avenue Fund 380
5. [AB2023-754](#) Ordinance amending the 2023 Whatcom County Budget, request no. 16, in the amount of 9,531,078
6. [AB2023-775](#) Ordinance amending Whatcom County Code Chapter 2.03, Boards and Commissions
7. [AB2023-778](#) Ordinance submitting to the qualified voters of Whatcom County a proposal to amend Whatcom County Charter Section 4.30 to expand the standards for conflict of interest

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

#### **ADJOURN**