

Whatcom County Council

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



Minutes - Final

Tuesday, November 9, 2021

6 PM

Virtual Meeting

VIRTUAL MEETING (TO PARTICIPATE, SEE INSTRUCTIONS AT
www.whatcomcounty.us/joinvirtualcouncil OR CALL 360.778.5010); AGENDA
REVISED 11.8.2021

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

Council Chair Barry Buchanan called the meeting to order at 6 p.m. in a virtual meeting.

ROLL CALL

Present: 6 - Rud Browne, Barry Buchanan, Tyler Byrd, Todd Donovan, Ben Elenbaas, and Carol Frazey

Absent: 1 - Kathy Kershner

FLAG SALUTE

ANNOUNCEMENTS

COUNTY EXECUTIVE'S REPORT

Satpal Sidhu, County Executive, reported on the following:

- Congratulations to the newly re-elected and elected Councilmembers
- A recent audit exit meeting from the State Auditor with no findings
- A breakdown of the Ferry in October, a resulting declaration of emergency, and a recently submitted a \$10 million grant from the County Road Administration Board for the ferry
- The appointment of a new County Medical examiner
- The mid-biennium budget adjustment, allocation of American Rescue Plan Act funds, and the general fund balance
- Money that may be coming for specific items from the Federal Infrastructure Bill and an upcoming Social Infrastructure Bill

MINUTES CONSENT

Donovan moved to accept the minutes consent items. The motion was seconded by Frazey (see votes on individual items below).

1. [MIN2021-082](#) Committee of the Whole for October 26, 2021

Donovan moved and Frazey seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

2. [MIN2021-083](#) Regular County Council for October 26, 2021

Donovan moved and Frazey seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

OPEN SESSION (20 MINUTES)

Council staff played a short instructional video about how to speak at the meeting.

The following people spoke:

- Seth Vidana
- Dena Jensen
- Warren Sheay
- David Spring
- Kelley Bouma
- Rachel Lindsay
- Kaylee Galloway
- Helga Deliban
- Shean Halley
- Natalie Chavez
- Jean Purcell
- Misty Flowers
- Michele Cameron
- Robert Bystrom
- Sara Rose
- June Bouma
- Ken Domorod
- Megan Wiseman
- Susan Prosser
- Hannah Ordos
- Daniel Johner
- Enoch Mann
- Wendy Harris
- Lindy McDonough

Hearing no one else, Buchanan closed the Open Session.

CONSENT AGENDA**(From Council Finance and Administrative Services Committee)**

Frazey reported for the Finance and Administrative Services Committee and *moved* to approve Consent Agenda items 1, 3, 4, and 5.

Councilmembers voted on those items then considered Consent Agenda items 2 and 6 separately (see votes on individual items below).

1. [AB2021-614](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Maul Foster & Alongi, Inc. to finalize the Comprehensive Solid and Hazardous Waste Management Plan update in the amount of \$20,000 for a total amended contract amount of \$133,000

Frazey reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:

Aye: 5 - Browne, Buchanan, Byrd, Donovan, and Frazey

Nay: 1 - Elenbaas

Absent: 1 - Kershner

2. [AB2021-615](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and City of Bellingham for partial funding of maintenance and operations of the Crisis Stabilization Center, in the amount of \$65,000

This item was considered separately. See motion and vote after Consent Agenda items below.

3. [AB2021-642](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Point Roberts Park and Recreation District No. 1 for usage of the District's Community Center for senior programming, in the amount of \$1,000

Frazey reported for the Finance and Administrative Services Committee and moved that the Interlocal be AUTHORIZED BY CONSENT. The motion carried by the following vote:

Aye: 5 - Browne, Buchanan, Byrd, Donovan, and Frazey

Nay: 1 - Elenbaas

Absent: 1 - Kershner

4. [AB2021-643](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and City of Everson for use of building space at Everson City Hall for senior programming, in the amount of \$500

Fraze reported for the Finance and Administrative Services Committee and moved that the Interlocal be AUTHORIZED BY CONSENT. The motion carried by the following vote:

Aye: 5 - Browne, Buchanan, Byrd, Donovan, and Frazey

Nay: 1 - Elenbaas

Absent: 1 - Kershner

5. [AB2021-649](#) Resolution approving a salary schedule and policies for Unrepresented Whatcom County employees effective January 1, 2022 through December 31, 2022

Fraze reported for the Finance and Administrative Services Committee and moved that the Resolution be APPROVED. The motion carried by the following vote:

Aye: 5 - Browne, Buchanan, Byrd, Donovan, and Frazey

Nay: 1 - Elenbaas

Absent: 1 - Kershner

Enactment No: RES 2021-048

6. [AB2021-653](#) Request authorization for the County Executive to enter into a three year interlocal agreement among Whatcom County and the Port of Bellingham and City of Bellingham to provide economic development services and complete special projects that promote beneficial outcomes for the parties, in the amount of \$2,084,322

This item was considered separately. See motion and vote after Consent Agenda items below.

2. [AB2021-615](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and City of Bellingham for partial funding of maintenance and operations of the Crisis Stabilization Center, in the amount of \$65,000

Fraze reported for the Finance and Administrative Services Committee and *moved* that the Interlocal be AUTHORIZED. The motion was seconded by Browne.

Perry Mowery, Health Department, answered questions about how the funding will be ongoing, where the dollars have come from, what percentage of the Interfund Transfer was for the total annual maintenance expenses for the Crisis Stabilization Center, and whether there is more long-term funding now.

Fraze's motion that the Interlocal be AUTHORIZED carried by the following vote:

Aye: 5 - Browne, Buchanan, Byrd, Donovan, and Frazey

Nay: 0

Absent: 1 - Kershner

Abstain: 1 - Elenbaas

6. [AB2021-653](#) Request authorization for the County Executive to enter into a three year interlocal agreement among Whatcom County and the Port of Bellingham and City of Bellingham to provide economic development services and complete special projects that promote beneficial outcomes for the parties, in the amount of \$2,084,322

Fraze reported for the Finance and Administrative Services Committee and moved that the Interlocal be HELD IN COMMITTEE for two weeks. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2021-594](#) Ordinance amending Whatcom County Code Chapter 2.02 (County Council) to define absence and temporary disability

Fraze reported for the Finance and Administrative Services Committee and *moved* that the Ordinance be HELD IN COMMITTEE until the first meeting in February.

Satpal Sidhu, County Executive, stated he would give his input by December.

Councilmembers discussed the item.

Fraze's motion that the Ordinance be HELD IN COMMITTEE until the first meeting in February carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

2. [AB2021-599](#) Ordinance establishing the Ferry Fare Capital Surcharge Fund

Fraze reported for the Finance and Administrative Services Committee and *moved* that the Ordinance be ADOPTED.

Councilmembers discussed the fund and what dollars will go into it.

Frazeys motion that the Ordinance be ADOPTED carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-068

3. [AB2021-601](#) Ordinance amending the 2021 Whatcom County Budget, request no. 17, in the amount of \$4,967,500

Frazeys reported for the Finance and Administrative Services Committee and moved that the Ordinance be ADOPTED. The motion carried by the following vote:

Aye: 4 - Browne, Buchanan, Donovan, and Frazey

Nay: 2 - Byrd, and Elenbaas

Absent: 1 - Kershner

Enactment No: ORD 2021-069

4. [AB2021-609](#) Ordinance amending Whatcom County Code Title 3 (Revenue and Finance), specifically Chapters 3.06 (Grants) and 3.08 (Purchasing System)

Frazeys reported for the Finance and Administrative Services Committee and moved that the Ordinance be ADOPTED.

Frazeys thanked Browne for his work on the ordinance.

Frazeys motion that the Ordinance be ADOPTED carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-070

5. [AB2021-613](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Road2Home to operate the COVID Isolation and Quarantine Facility, in the amount of \$159,275

Frazeys reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED. The motion carried by the

following vote:

Aye: 4 - Browne, Buchanan, Donovan, and Frazey

Nay: 2 - Byrd, and Elenbaas

Absent: 1 - Kershner

6. [AB2021-616](#) Resolution adopting the Whatcom County Natural Hazards Mitigation Plan

Frazey reported for the Finance and Administrative Services Committee and **moved** that the Resolution be HELD IN COMMITTEE.

Donovan stated a memo about this item would have been great.

Frazey's motion that the Resolution be HELD IN COMMITTEE carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: RES 2021-057

7. [AB2021-631](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Aristo Healthcare Services to provide staffing at the COVID Isolation and Quarantine Facility, in the estimated amount of \$200,000

Frazey reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED. The motion was seconded by Donovan. The motion carried by the following vote:

Aye: 4 - Browne, Buchanan, Donovan, and Frazey

Nay: 2 - Byrd, and Elenbaas

Absent: 1 - Kershner

ITEMS ADDED BY REVISION

2. [AB2021-675](#) Resolution adopting the Whatcom County Multi-jurisdictional Natural Hazards Mitigation Plan (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

Frazey reported for the Finance and Administrative Services Committee and moved that the Resolution (FCZDBS) be HELD IN COMMITTEE for two weeks. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: RES 2021-058

OTHER ITEMS (Continued)

(From Council Committee of the Whole)

8. [AB2021-612](#) Discussion and request for motion regarding County Council meeting broadcast on Bellingham public access television (BTV) and streaming on YouTube

Buchanan reported for the Committee of the Whole and stated there was consensus to have Councilmember Browne draft a letter to the Bellingham City Council and bring it back to the Council in two weeks.

This agenda item was DISCUSSED.

(No Committee Assignment)

9. [AB2021-625](#) Resolution approving the 2021 Whatcom County Climate Action Plan

The following people briefed the Councilmembers:

- Chris Elder, Public Works Department
- Ellyn Murphy, Climate Impact Advisory Committee

Buchanan moved and Donovan seconded that the Resolution be APPROVED.

Satpal Sidhu, County Executive, thanked the advisory committee, and proposed that there should be a county-wide plan and Cities can take up certain types of actions they would like to take within a coordinated effort.

Councilmembers and the speakers discussed the motion and whether some projects should be prioritized.

Browne moved to amend the motion to adopted the plan with a caveat that any suggestion that comes back to the Council must be costed.

Browne restated his motion that we adopt the Climate Action Plan but as the recommendations come to us they must have a good faith estimate of cost and a good faith estimate of return.

Councilmembers and the speakers discussed the motion to amend and Elenbaas seconded the motion.

The motion to amend failed by the following vote:

Aye: 3 - Browne, Byrd, and Elenbaas

Nay: 3 - Buchanan, Donovan, and Frazey

Absent: 1 - Kershner

Councilmembers discussed the main motion.

Buchanan's motion that the Resolution be APPROVED carried by the following vote:

Aye: 4 - Browne, Buchanan, Donovan, and Frazey

Nay: 2 - Byrd, and Elenbaas

Absent: 1 - Kershner

Enactment No: RES 2021-049

10. [AB2021-658](#) Resolution approving the naming of the Crisis Stabilization Facility as “The Anne Deacon Center for Hope”

Buchanan moved and Byrd seconded that the Resolution be APPROVED.

Councilmembers discussed the motion and expressed that they love the idea.

Satpal Sidhu, County Executive, described how the idea came to be and answered a question about an upcoming ceremony.

Buchanan's motion that the Resolution be APPROVED carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: RES 2021-050

EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2021-629](#) Request confirmation of the County Executive’s appointments of Brian Hunter and Prakash Sundaresan to the Point Roberts Community Advisory Committee

Donovan moved and Frazey seconded that the Executive Appointment be CONFIRMED.

Councilmembers discussed the item.

Prakash Sundaesan addressed the Council and introduced himself.

Councilmembers voted on the item (see the vote below).

Satpal Sidhu, County Executive, spoke about the membership of this committee.

Donovan's motion that the Executive Appointment be CONFIRMED carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

2. [AB2021-655](#) Request confirmation of the County Executive's appointment of Roger Kubalek to the Agricultural Advisory Committee

Frazey moved and Byrd seconded that the Executive Appointment be CONFIRMED.

Satpal Sidhu, County Executive, answered who this individual is replacing on the Agricultural Advisory Committee and Councilmembers discussed the motion, why the Council confirms Executive appointments, and whether the Agricultural Advisory Committee is representative of the actual agricultural community.

Tyler Schroeder, Executive's Office, answered a question about where to find the current committee members and whether the list is up to date.

Councilmembers and Sidhu continued to discuss the motion.

Frazey's motion that the Executive Appointment be CONFIRMED carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

ITEMS ADDED BY REVISION

1. [AB2021-668](#) Discussion and request for motion regarding the Justice Project (Public Health, Safety, and Justice Facility Needs Assessment)

Buchanan reported for the Criminal Justice and Public Safety Committee and **moved** that he be appointed to serve on the Stakeholder Advisory Committee to work on the Justice Facility Needs Assessment. The motion

was seconded by Browne.

The motion carried by the following vote:

Aye: 6 - Elenbaas, Frazey, Browne, Buchanan, Byrd, and Donovan

Nay: 0

Absent: 1 - Kershner

This agenda item was DISCUSSED AND MOTION(S) APPROVED.

INTRODUCTION ITEMS

Donovan moved to introduce agenda items 1 through 18.

Buchanan asked about agenda item number 8 (AB2021-606) and Dana Brown-Davis, Clerk of the Council, and Councilmembers discussed the recommendation from the Planning and Development Committee today. The file was forwarded to Council without a recommendation from the committee.

Donovan amended his motion and *moved* to introduce agenda items 1 through 7 and 9 through 18. The motion was seconded by Frazey. Councilmembers voted on the motion (see motion and votes on individual items below).

Councilmembers discussed AB2021-606 and what should be done with it, but no motion was made here (see item note below). They discussed it again during Committee Reports.

1. [AB2021-627](#) Ordinance Amending the Project Budget for the E. Smith/Hannegan Road Intersection Improvements Fund, Request No. 2

**Donovan moved and Frazey seconded that the Ordinance be INTRODUCED.
The motion carried by the following vote:**

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-077

2. [AB2021-636](#) Ordinance Establishing the Birch Bay Lynden Rd & Blaine Rd Intersection Improvements Fund and Establishing a Project Based Budget for the Birch Bay Lynden Rd & Blaine Rd Intersection Improvements Fund; CRP #906001

**Donovan moved and Frazey seconded that the Ordinance be INTRODUCED.
The motion carried by the following vote:**

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-078

3. [AB2021-637](#) Ordinance Establishing the Goshen Road/Anderson Creek Bridge No. 248 Replacement Fund and Establishing a Project Based Budget for the Goshen Road/Anderson Creek Bridge No. 248 Replacement Fund; CRP #920003

Donovan moved and Frazey seconded that the Ordinance be INTRODUCED.

The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-079

4. [AB2021-638](#) Ordinance Establishing the North Fork Road/Kenney Creek Fish Passage Fund and Establishing a Project Based Budget for the North Fork Road/Kenney Creek Fish Passage Fund; CRP #919007

Donovan moved and Frazey seconded that the Ordinance be INTRODUCED.

The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-080

5. [AB2021-640](#) Ordinance amending the 2022 Whatcom County Budget, request no. 2, in the amount of \$12,007,450

Donovan moved and Frazey seconded that the Ordinance be INTRODUCED.

The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-081

6. [AB2021-641](#) Ordinance Establishing the Jackson Road/Terrell Creek Bridge No. 81 Replacement

Fund and Establishing a Project Based Budget for the Jackson Road/Terrell Creek Bridge No. 81 Replacement Fund; CRP #917004

**Donovan moved and Frazey seconded that the Ordinance be INTRODUCED.
The motion carried by the following vote:**

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-082

7. [AB2021-650](#) Ordinance amending Whatcom County Code (WCC) 3.08.060 (Purchasing System) to update the small public works roster process to award public works contracts under WCC 3.08.095 and to establish consulting services roster award process for architectural, engineering, and other professional services

**Donovan moved and Frazey seconded that the Ordinance be INTRODUCED.
The motion carried by the following vote:**

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-083

8. [AB2021-606](#) Ordinance adopting amendments to the Whatcom County Code Title 20, Zoning, to provide additional affordable housing options, including allowing and regulating tiny homes and allowing duplexes in planned unit developments

AB2021-606 was considered separately. See note below.

9. [AB2021-623](#) Ordinance Authorizing the Levy of Taxes for Countywide Emergency Medical Purposes for 2022

Donovan moved and Frazey seconded that the Ordinance Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-073

10. [AB2021-628](#) Ordinance amending the 2022 Whatcom County Budget, request no. 1, in the amount

of \$50,655,096

Donovan moved and Frazey seconded that the Ordinance Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-072

11. [AB2021-630](#) Ordinance Authorizing the Levy of Taxes for Conservation Futures Purposes for 2022

Donovan moved and Frazey seconded that the Ordinance Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

12. [AB2021-632](#) Ordinance Authorizing the Levy of 2022 Property Taxes for County Road Purposes

Donovan moved and Frazey seconded that the Ordinance Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-074

13. [AB2021-633](#) Ordinance Authorizing the Levy of Taxes for County and State Purposes in Whatcom County, Washington, for the Year of 2022

Donovan moved and Frazey seconded that the Ordinance Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-075

14. [AB2021-634](#) Ordinance Limiting the 2022 General Fund Property Tax Levy

Donovan moved and Frazey seconded that the Ordinance Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: ORD 2021-076

15. [AB2021-648](#) Ordinance adopting amendments to WCC Title 20 (Zoning) regulating the production, processing, and retail sales of recreational marijuana in Whatcom County and repealing Ordinance No. 2021-066

This agenda item was INTRODUCED FOR PUBLIC HEARING.

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

16. [AB2021-654](#) Resolution approving the Shoreline Management Program Periodic Update 2020

Donovan moved and Frazey seconded that the Resolution Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: RES 2021-056

17. [AB2021-622](#) Resolution adopting the 2022 budget for the Whatcom County Flood Control Zone District and Subzones (Council acting as the Flood Control Zone District Board of Supervisors)

Donovan moved and Frazey seconded that the Resolution (FCZDBS) Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: RES 2021-051

18. [AB2021-635](#) Resolution Authorizing the Levy of Taxes for the Whatcom County Flood Control Zone District for 2022

Donovan moved and Frazey seconded that the Resolution (FCZDBS) Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Absent: 1 - Kershner

Enactment No: RES 2021-052

8. [AB2021-606](#) Ordinance adopting amendments to the Whatcom County Code Title 20, Zoning, to provide additional affordable housing options, including allowing and regulating tiny homes and allowing duplexes in planned unit developments

Councilmembers discussed what to do with this item but did not make a motion. See below in Committee Reports for motion.

This agenda item was WITHDRAWN.

See motion and vote for this item under Committee Reports below.

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

Councilmembers gave committee reports.

They discussed **AB2021-553** (Presentation from the Whatcom Mountain Bike Coalition on trail maintenance and the possibility of allowing for limited trail construction during seasonal closures), whether there will be more discussion at a later date, and whether the Council will have to take an action or make a recommendation.

Tyler Schroeder, Executive's Office, stated it sounded like Eric Brown would come back again to the Public Works and Health Committee and discuss additional information, and if the Committee at that point wants to recommend staff from the Planning Department to coordinate with Public Works and Parks to look into options to bring back to Council, the Administration would be amenable to that.

Buchanan stated it will get scheduled in the Public Works and Health Committee at some point.

Councilmembers discussed **AB2021-605** (Discussion on proposed amendments to the Whatcom County Code Title 20 (Zoning) to provide additional affordable housing options).

Byrd stated he requested in committee that he get together with the stakeholders and Planning and Development Services staff then come back to the committee with a version that may resolve the questions they have had.

Dana Brown-Davis, Clerk of the Council, answered whether the discussion could just be held in Committee but stated the related Ordinance should be pulled from Introduction.

Donovan moved that **AB2021-606** (Ordinance adopting amendments to the Whatcom County Code Title 20, Zoning, to provide additional affordable housing options, including allowing and regulating tiny homes and allowing duplexes in planned unit developments) be withdrawn from introduction. The motion was seconded by Elenbaas.

The motion carried by the following vote:

Aye: 6 - Browne, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Nay: 0

Donovan asked about how long **AB2021-605** would be held and Brown-Davis stated that the motion in Committee was to hold the discussion in Committee until December 7.

Councilmembers continued committee reports.

Motion approved 6-0 to withdraw AB2021-606 from Introduction.

ADJOURN

The meeting adjourned at 9:41 p.m.

The County Council approved these minutes on November 23, 2021.

ATTEST:

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WA

Dana Brown-Davis, Council Clerk

Barry Buchanan, Council Chair

Kristi Felbinger, Minutes Transcription

SIGNED COPY ON FILE