

Whatcom County Council

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



Action Summary

Tuesday, May 21, 2024

6 PM

Hybrid Meeting

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

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

Present: 7 - Barry Buchanan, Tyler Byrd, Todd Donovan, Ben Elenbaas, Kaylee Galloway, Jon Scanlon, and Mark Stremler

FLAG SALUTE

ANNOUNCEMENTS

COUNTY EXECUTIVE'S REPORT

MINUTES CONSENT

1. [MIN2024-022](#) Special Council PM for April 30, 2024

APPROVED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

2. [MIN2024-023](#) Special Council AM for April 30, 2024

APPROVED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

3. [MIN2024-024](#) Committee of the Whole Executive Session for May 7, 2024

APPROVED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

4. [MIN2024-025](#) Committee of the Whole for May 7, 2024

APPROVED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

5. [MIN2024-026](#) Regular County Council for May 7, 2024

APPROVED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

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

1. [AB2024-315](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and U.S. Department of Agriculture, Forest Service for overtime patrols, in the amount of \$21,900

AUTHORIZED BY CONSENT**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler**Nay:** 0

2. [AB2024-316](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Northwest Clean Air Agency for reimbursement of materials and distribution of DIY air cleaner kits, in an amount up to \$3,000

AUTHORIZED BY CONSENT**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler**Nay:** 0

3. [AB2024-317](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Imagine Institute to assist new home-based childcare providers through the start-up process in order to expand availability of childcare in Whatcom County, in the amount of \$478,910

AUTHORIZED BY CONSENT**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler**Nay:** 0

4. [AB2024-318](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Washington State Department of Health to provide funding for the delivery of various public health programs in the amount of \$416,456 for a total amended agreement amount of \$14,310,097

This item was considered separately below.

5. [AB2024-319](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and the City of Lynden to further advance their Mouw Ditch project to address drainage and flooding issues in the Bertrand Creek subbasin, in the amount of \$32,000 for a total amended agreement amount of \$96,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

AUTHORIZED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

6. [AB2024-322](#) Request approval for the County Executive to award Bid #24-46 for the purchase of 30 rifles, associated equipment, and accessories from Proforce Law Enforcement, located in Prescott, Arizona, in an amount not to exceed \$60,576.42

SUBSTITUTE AUTHORIZED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

7. [AB2024-323](#) Request approval for the County Executive to award Bid #24-47 for the purchase of a 360-degree laser scanning system, associated equipment, and accessories from Leica Geosystems, Inc., located in Alpharetta, Georgia, in an amount not to exceed \$154,128.53

AUTHORIZED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

8. [AB2024-324](#) Request approval for the County Executive to authorize the purchase of vehicle upfit equipment, using the Washington State Contract #02020, in an amount not to exceed \$125,000 in 2024. The state contract is awarded to JR Setina Manufacturing Co., located in Olympia

AUTHORIZED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

9. [AB2024-327](#) Resolution amending Resolution 2023-048 for Unrepresented County employees

This item was considered separately below.

10. [AB2024-330](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and North Sound Behavioral Health Administrative Services Organization to provide funds to support substance use disorder assessments in jail, re-entry services and recovery and mental health courts, in the amount of \$101,896 for a total amended contract amount of \$625,684.10

AUTHORIZED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

11. [AB2024-334](#) Request authorization for the County Executive to enter into an interlocal agreement amendment to increase the compensation for Boundary Review Board services in the amount of \$5,000 for a total amended amount of \$20,000

AUTHORIZED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

12. [AB2024-339](#) Request authorization for the County Executive to enter into a lease amendment between Whatcom County and Lengoset, LLC to extend the term of the lease through December 31, 2024 for the purposes of a temporary morgue location in the amount of \$250 per autopsy

AUTHORIZED BY CONSENT

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

CONSENT AGENDA ITEMS CONSIDERED SEPARATELY

4. [AB2024-318](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Washington State Department of Health to provide funding for the delivery of various public health programs in the amount of \$416,456 for a total amended agreement amount of \$14,310,097

AUTHORIZED

Aye: 5 - Buchanan, Byrd, Donovan, Galloway, and Scanlon

Nay: 2 - Elenbaas, and Stremler

9. [AB2024-327](#) Resolution amending Resolution 2023-048 for Unrepresented County employees

TABLED

Aye: 6 - Buchanan, Byrd, Donovan, Elenbaas, Scanlon, and Stremler

Nay: 1 - Galloway

ITEM ADDED AFTER DISCUSSION OF AB2024-327 (TWO ACTIONS TAKEN)

- [AB2024-268](#) Request authorization to amend Resolution 2023-048 for Unrepresented County employees

MOTION RESCINDED

Aye: 5 - Buchanan, Donovan, Galloway, Scanlon, and Stremler

Nay: 2 - Byrd, and Elenbaas

ACTION SUMMARY: Motion approved 5-2, with Byrd and Elenbaas opposed, to rescind the action taken (motion) on AB2024-268 on May 7, 2024.

[AB2024-268](#) Request authorization to amend Resolution 2023-048 for Unrepresented County employees

APPROVED

Aye: 5 - Buchanan, Donovan, Galloway, Scanlon, and Stremler

Nay: 2 - Byrd, and Elenbaas

Enactment No: RES 2024-024

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2024-303](#) Ordinance amending the project budget for the Lake Whatcom Park Trail Development Fund, request no. 3

ADOPTED

Aye: 5 - Buchanan, Donovan, Galloway, Scanlon, and Stremler

Nay: 2 - Byrd, and Elenbaas

Enactment No: ORD 2024-032

2. [AB2024-302](#) Ordinance amending the 2024 Whatcom County Budget, request no. 7, in the amount of 1,605,662

SUBSTITUTE ADOPTED

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

Enactment No: ORD 2024-033

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2024-328](#) Appointment to a vacancy on the Wildlife Advisory Committee, Applicant: Emily Wirtz

APPOINTED

Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Nay: 0

ITEMS ADDED BY REVISION

AB2024-268 was not added by revision but was considered during the Consent Agenda (after AB2024-327) above.

INTRODUCTION ITEMS

1. [AB2024-314](#) Ordinance establishing Whatcom County Code Chapter 2.180 Naming County-Owned Public Buildings, Properties, Parks, and Facilities
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer
Nay: 0
2. [AB2024-333](#) Ordinance closing the Vactor Truck Storage Building Fund 379
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer
Nay: 0
3. [AB2024-335](#) Ordinance closing the South Fork Park Improvement Fund 363
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer
Nay: 0
4. [AB2024-337](#) Ordinance amending Whatcom County Code 3.08.060, Bids and Proposals Required
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer
Nay: 0
5. [AB2024-325](#) Receipt of application for appointment to a vacancy on the Solid Waste Advisory Committee, citizen representative with no financial ties to the other sectors, Applicant(s): Jerry Burns (deadline for additional applications to this position is 10 a.m. on Tuesday, June 4, 2024)
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer
Nay: 0

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

From Planning and Development Committee:

Motion approved 7-0 that the Council support re-examining changing the use of the HII zone in the UGA to include other zoning designations as possible.

ADJOURN