

Whatcom County Council

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



Action Summary

Tuesday, April 23, 2024

6 PM

Hybrid Meeting

HYBRID MEETING (PARTICIPATE IN-PERSON, VIEW ONLINE, OR REGISTER TO SPEAK REMOTELY - PLEASE SEE AGENDA NOTES UNDER "ANNOUNCEMENTS", "OPEN SESSION", OR "PUBLIC HEARINGS" FOR MORE INFORMATION); AGENDA REVISED 4.19 & 4.23.2024

COUNCILMEMBERS

Barry Buchanan
Tyler Byrd
Todd Donovan
Ben Elenbaas
Kaylee Galloway
Jon Scanlon
Mark Stremmler

CLERK OF THE COUNCIL

Dana Brown-Davis, C.M.C.

COUNTY COUNCIL

CALL TO ORDER

ROLL CALL

Present: 6 - Tyler Byrd, Todd Donovan, Ben Elenbaas, Kaylee Galloway, Jon Scanlon, and Mark Stremler

Absent: 1 - Barry Buchanan

FLAG SALUTE

ANNOUNCEMENTS

COUNTY EXECUTIVE'S REPORT

MINUTES CONSENT

1. [MIN2024-017](#) Committee of the Whole for April 9, 2024

APPROVED BY CONSENT

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

Nay: 0

Absent: 1 - Buchanan

2. [MIN2024-018](#) Regular County Council for April 9, 2024

APPROVED BY CONSENT

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

Nay: 0

Absent: 1 - Buchanan

PUBLIC HEARINGS

1. [AB2024-238](#) Ordinance Amending WCC 10.34 Ferry Rates

ADOPTED

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

Nay: 0

Absent: 1 - Buchanan

Enactment No: ORD 2024-023

2. [AB2024-157](#) Ordinance amending Whatcom County Code 12.24, Franchise Requirements, to update procedures for processing applications

ADOPTED

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

Nay: 0

Absent: 1 - Buchanan

Enactment No: ORD 2024-024

OPEN SESSION

CONSENT AGENDA

(From Council Finance and Administrative Services Committee)

- 1. [AB2024-219](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Makers Architecture and Urban Design to implement a Fleet Electrification Study, in the amount of \$80,000.00

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 1 - Buchanan

- 2. [AB2024-258](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Lynden Tribune and Print Co. to provide print and mail services in the amount of \$30,623.32 for a total amended contract amount of \$90,623.32

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 1 - Buchanan

- 3. [AB2024-260](#) Request authorization for the County Executive to enter into a contract with Cascadia Consulting Group, Inc. to perform certain tasks associated with developing the 2025 Comprehensive Plan’s new Climate Change and Resiliency element in the amount of \$180,295

This items was considered separately below.

- 4. [AB2024-265](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom Fire Protection District No. 7 for EMS Captain start up costs, in the amount of \$39,900.00

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 1 - Buchanan

5. [AB2024-267](#) Request authorization for the County Executive to enter into a contract between Whatcom County and ScoCon LLC for the 4th Floor District Court - Courtroom 1 remodel, in the amount of \$227,265.00

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 1 - Buchanan

6. [AB2024-270](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Northwest Regional Council for Inmate Care Coordinator Services in the amount of \$125,000.00 for a total amended amount of \$8,482,536.17

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 1 - Buchanan

7. [AB2024-271](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Triangle Associates, Inc. to support the Forest Resilience Task Force for a total amount of \$74,927.50

This items was considered separately below.

8. [AB2024-255](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Administrative Office of the Courts for reimbursement for Coordinator wages and benefits related to Family and Juvenile Court Improvement Program (FJCIP) in the amount of \$108,000

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 1 - Buchanan

9. [AB2024-266](#) Request approval for the County Executive to authorize the purchase of radios and related installation parts, using the Washington State Contract #00318, in an amount not to exceed \$200,000.00 in 2024

This items was considered separately below.

CONSENT AGENDA ITEMS CONSIDERED SEPARATELY

3. [AB2024-260](#) Request authorization for the County Executive to enter into a contract with Cascadia Consulting Group, Inc. to perform certain tasks associated with developing the 2025 Comprehensive Plan's new Climate Change and Resiliency element in the amount of \$180,295

SUBSTITUTE AUTHORIZED

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

Nay: 0

Absent: 1 - Buchanan

7. [AB2024-271](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Triangle Associates, Inc. to support the Forest Resilience Task Force for a total amount of \$74,927.50

FAILED

Aye: 2 - Galloway, and Scanlon

Nay: 4 - Byrd, Donovan, Elenbaas, and Stremler

Absent: 1 - Buchanan

9. [AB2024-266](#) Request approval for the County Executive to authorize the purchase of radios and related installation parts, using the Washington State Contract #00318, in an amount not to exceed \$200,000.00 in 2024

AUTHORIZED

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

Nay: 0

Absent: 1 - Buchanan

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2024-217](#) Ordinance establishing the project budget for the Austin Court Stormwater Improvements Fund, request no. 1

ADOPTED

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

Nay: 0

Absent: 1 - Buchanan

Enactment No: ORD 2024-025

2. [AB2024-229](#) Ordinance closing the Birch Bay Drive and Pedestrian Facility Fund and Project Based Budget

ADOPTED

Aye: 6 - Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer

Nay: 0

Absent: 1 - Buchanan

Enactment No: ORD 2024-026

3. [AB2024-235](#) Ordinance amending the project budget for the new Public Health, Safety and Justice Facility, request no. 6

ADOPTED

Aye: 6 - Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer

Nay: 0

Absent: 1 - Buchanan

Enactment No: ORD 2024-027

4. [AB2024-237](#) Ordinance amending the project budget for the Way Station Project Fund, request no. 3

ADOPTED

Aye: 6 - Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer

Nay: 0

Absent: 1 - Buchanan

Enactment No: ORD 2024-028

5. [AB2024-239](#) Ordinance amending the 2024 Whatcom County Budget, request No. 6 in the amount of \$8,600,501

ADOPTED

Aye: 6 - Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremmer

Nay: 0

Absent: 1 - Buchanan

Enactment No: ORD 2024-029

6. [AB2024-118](#) Resolution to declare Whatcom County owned structure located in Hovander Park as

worthless

APPROVED

Aye: 4 - Donovan, Galloway, Scanlon, and Stremler

Nay: 2 - Byrd, and Elenbaas

Absent: 1 - Buchanan

Enactment No: RES 2024-020

(From Council Public Works and Health Committee)

7. [AB2024-220](#) Ordinance amending WCC 2.106 to change reporting due date for the Child & Family Well-Being Task Force

FAILED

Aye: 0

Nay: 6 - Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremler

Absent: 1 - Buchanan

(From Council Planning and Development Committee)

8. [AB2024-233](#) Resolution approving revised Business Rules of the Whatcom County Hearing Examiner

APPROVED

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

Nay: 0

Absent: 1 - Buchanan

Enactment No: RES 2024-021

9. [AB2024-262](#) Discussion of and request for motion on recommendation for 2023 Open Space Current Use Assessment applications under Whatcom County's property tax exemption program

NOT ACTED UPON

(From Council Committee of the Whole)

10. [AB2024-275](#) Discussion and approval of request for Council to send a letter in support of Opportunities Industrialization Center (OIC) of Washington's application to the U.S. Department of Labor's National Farmworker Jobs Program (NFJP)

APPROVED REQUEST AS AMENDED

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

Nay: 1 - Elenbaas

Absent: 1 - Buchanan

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

- 1. [AB2024-256](#) Appointment to a vacancy on the Board of Equalization, at-large alternate - Applicant(s): John Young, Micah Anderson, Bruce Thames

APPOINTED

Appointed John Young with five votes.

CONFIRMATION OF EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

- 1. [AB2024-264](#) Request confirmation of the County Executive’s appointments of Isaiah Del Giorgio and Eliza Steele to the Agricultural Advisory Committee

CONFIRMED

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

Nay: 0

Absent: 1 - Buchanan

ITEMS ADDED BY REVISION

- 1. [AB2024-166](#) Ordinance amending Whatcom County Code 8.10, Solid Waste and Residential Recycling Collection

ADOPTED

Aye: 4 - Byrd, Elenbaas, Scanlon, and Stremler

Nay: 2 - Donovan, and Galloway

Absent: 1 - Buchanan

Enactment No: ORD 2024-030

- 2. [AB2024-286](#) Resolution approving recommendations on applications for open space current use assessment

APPROVED

Aye: 4 - Donovan, Elenbaas, Galloway, and Scanlon

Nay: 1 - Stremler

Absent: 1 - Buchanan

Abstain: 1 - Byrd

Enactment No: RES 2024-022

INTRODUCTION ITEMS

1. [AB2024-263](#) Ordinance amending Whatcom County Code 2.85, Developmental Disabilities Department

INTRODUCED FOR PUBLIC HEARING

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

Nay: 0

Absent: 1 - Buchanan

2. [AB2024-259](#) Review final project performance on the CARES Act CDBG Coronavirus (CV) grant, funding activities that prevent, prepare for, and respond to the coronavirus in Whatcom County

INTRODUCED FOR PUBLIC HEARING

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

Nay: 0

Absent: 1 - Buchanan

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

From Committee of the Whole Executive Session:

Motion approved 6-0 to authorize Satpal Sidhu, Whatcom County Executive, to sign the Janssen, JNJ WA Participation Form on behalf of Whatcom County, as discussed in Executive Session.

ADJOURN