

WHATCOM COUNTY CONTRACT INFORMATION SHEET

Whatcom County Contract No.

202301032-1

Originating Department:	Public Works
Division/Program: (i.e. Dept. Division and Program)	River & Flood (9075)/Flood Planning
Contract or Grant Administrator:	Julie Anderson, River & Flood Manager
Contractor's / Agency Name:	Nooksack Indian Tribe
Is this a New Contract? If not, is this an Amendment or Renewal to an Existing Contract? Yes ☐ No ☒ Yes ☐ No ☒ If Amendment or Renewal, (per WCC 3.08.100 (a)) Original Contract #: 202301032	
Does contract require Council Approval? Yes ☒ No ☐ If No, include WCC: _____ Already approved? Council Approved Date: _____ (Exclusions see: Whatcom County Codes 3.06.010, 3.08.090 and 3.08.100)	
Is this a grant agreement? Yes ☐ No ☒ If yes, grantor agency contract number(s): _____ CFDA#: _____	
Is this contract grant funded? Yes ☒ No ☐ If yes, Whatcom County grant contract number(s): 202205009, 202408009	
Is this contract the result of a RFP or Bid process? Contract _____ Yes ☐ No ☒ If yes, RFP and Bid number(s): _____ Cost Center: 19082351, 19082363	
Is this agreement excluded from E-Verify? No ☐ Yes ☒ If no, include Attachment D Contractor Declaration form.	
If YES, indicate exclusion(s) below: ☐ Professional services agreement for certified/licensed professional. ☐ Goods and services provided due to an emergency ☐ Contract work is for less than \$100,000. ☐ Contract for Commercial off the shelf items (COTS). ☐ Contract work is for less than 120 days. ☐ Work related subcontract less than \$25,000. ☒ Interlocal Agreement (between Governments). ☐ Public Works - Local Agency/Federally Funded FHWA.	
Contract Amount:(sum of original contract amount and any prior amendments): \$ 24,000 This Amendment Amount: \$ 64,000 Total Amended Amount: \$ 88,000	Council approval required for; all property leases, contracts or bid awards exceeding \$40,000 , and professional service contract amendments that have an increase greater than \$10,000 or 10% of contract amount, whichever is greater, except when: 1. Exercising an option contained in a contract previously approved by the council. 2. Contract is for design, construction, r-o-w acquisition, prof. services, or other capital costs approved by council in a capital budget appropriation ordinance. 3. Bid or award is for supplies. 4. Equipment is included in Exhibit "B" of the Budget Ordinance. 5. Contract is for manufacturer's technical support and hardware maintenance of electronic systems and/or technical support and software maintenance from the developer of proprietary software currently used by Whatcom County.
This is an amendment to the cost reimbursement agreement with the Nooksack Indian Tribe to participate in the Floodplain Integrated Planning (FLIP) process including participation on the FLIP Steering Committee, FLIP Team, and FLIP Reach Teams. The work is grant funded by the '21-'23 and '23-'25 Floodplains by Design grants. This amendment increases the contract amount to \$110,000.	
Term of Contract: Not to Exceed	Expiration Date: June 30, 2027

Contract Routing:	1. Prepared by: Deb Johnson	Date: 06/06/25
	2. Attorney signoff: Christopher Quinn	Date: 6/11/2025
	3. AS Finance reviewed: bbennett	Date: 06/11/2025
	4. IT reviewed (if IT related): Initial	Date: _____
	5. Contractor signed: JL	Date: _____
	6. Submitted to Exec.: DocuSigned by: _____	Date: 8/14/2025
	7. Council approved (if necessary): 8/2025-462	Date: 6/24/25
	8. Executive signed: Satpal Sidhu	Date: 8/15/2025
	9. Original to Council: 1192C7C18B864E3...	Date: _____

**WHATCOM COUNTY
PUBLIC WORKS DEPARTMENT**

**ELIZABETH KOSA
DIRECTOR**



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MEMORANDUM

TO: The Honorable Members of the Whatcom County Flood Control Zone District Board of Supervisors

THROUGH: Elizabeth Kosa, Public Works Director

FROM: Julie Anderson, River and Flood Manager *JMA*
Gary Stoyka, Natural Resources Manager *GS*

RE: Nooksack Indian Tribe – Cost Reimbursement Agreement – Amendment No. 1
Funding Support for Participation in the FLIP Planning Process (Project No. 19082351)

DATE: June 6, 2025

Enclosed is a cost reimbursement agreement amendment between the Whatcom County Flood Control Zone District (FCZD) and the Nooksack Indian Tribe (NIT) for your review and signature.

Requested Action

Public Works respectfully requests that the County Executive and Council, acting as the FCZD Board of Supervisors, approve an amendment to this Cost Reimbursement Agreement with the NIT to increase budget for participation in the Floodplain Integrated Planning (FLIP) process including participation on the FLIP Steering Committee, FLIP Team, and FLIP Reach Teams.

Background and Purpose

The NIT has participated in the FLIP planning process since it began in 2017. The FCZD was awarded '21-'23 biennium and '23-'25 biennium Floodplains by Design (FbD) grants from the Department of Ecology for the Nooksack River: Floodplains that Work – Phase 2 and Phase 3 projects, respectively, that includes funding to support participation of NIT staff in the FLIP planning process (Grant No. SEAFBD-2123-WhCoPW-00014 and SEAFBD-2325-WhCoPW-00054). Both grants expire on June 30, 2027

A cost reimbursement agreement with the NIT was executed on January 23, 2023 in the amount of \$24,000 to compensate NIT for their staff time supporting the FLIP. The proposed amendment increases the total contracted amount to \$88,000. The additional \$64,000 will cover NIT's time on the FLIPSC through the term of the grant contracts, which expire on June 30, 2027. All other terms and conditions of the original contract shall remain in full force and effect. The '21-'23 and '23-'25 FbD grants require a 20% local match.

Funding Amount and Source

This cost reimbursement agreement amendment proposes to add \$64,000 to the original contract amount for a total contract amount of \$88,000. This amount will be reimbursed by the '21-'23 or '23-'25 FbD grants and the 20% match (of \$110,000) will be provided by the NIT.

Please contact Julie Anderson at extension 6258, if you have any questions or concerns regarding the terms of this Contract.

Whatcom County Contract No.

202301032-1

Amendment No. 1
Whatcom County Contract No. 202301032
COST REIMBURSEMENT AGREEMENT BETWEEN
WHATCOM COUNTY FLOOD CONTROL ZONE DISTRICT AND
THE NOOKSACK INDIAN TRIBE

THIS AMENDMENT is to the Cost Reimbursement Agreement between Whatcom County Flood Control Zone District and the Nooksack Indian Tribe, dated 01/23/23 and designated "Whatcom County Contract No. 202301032". In consideration of the mutual benefits to be derived, the parties agree to the following:

This Amendment increases the maximum consideration by \$64,000.00 to a total consideration of \$88,000.00. This Amendment also extends the contract end date to 06/30/27.

Section 3. Payment of the original contract is replaced with the following:

3. PAYMENT

The District will provide payment to the Nooksack Indian Tribe (NIT) to reimburse 80 percent (80%) of eligible costs for participation in the FLIP process. Total reimbursement shall be no more than eighty percent (80%) of one hundred and ten thousand dollars (\$110,000), equal to eighty-eight thousand dollars (\$88,000), inclusive of indirect costs. Reimbursement shall be made within thirty (30) days of the District's receipt of the NIT's reimbursement request. All eligible costs shall be dated no earlier than July 1, 2021.

Section 4. Term of the Agreement is replaced with the following:

4. TERM OF AGREEMENT

The period of performance for this Agreement shall be consistent with the performance periods of the 2021-2023 FbD grant (Grant No. SEAFBD-2123-WhCoPW-00014) and the 2023-2025 FbD grant (Grant No. SEAFBD-23-25-WhCoPW-00054), which is July 1, 2021 through June 30, 2027 and July 1, 2023 through June 30, 2027, respectively.

Unless specifically amended by this agreement, all other terms and conditions of the original contract shall remain in full force and effect.

This Amendment takes effect: 04/01/25, regardless of the date of signature.

IN WITNESS WHEREOF, Whatcom County Flood Control Zone District and the Nooksack Indian Tribe have executed this Amendment on the date and year below written.

DATED this 8/15/2025 day of _____, 20____.

Each person signing this Contract Amendment represents and warrants that he or she is duly authorized and has legal capacity to execute and deliver this Contract Amendment.

NOOKSACK INDIAN TRIBE:

Signed by:

Heidi Davis

8/14/2025

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Heidi Davis, General Manager

Date

Nooksack Indian Tribe Natural Resources Department
5016 Deming Road
Deming, WA 98244

Contact Name: Treva Coe
Contact Phone: 360.592.5140 Ext. 3144
Contact Mobile: 360.468.1896
Contact Email: tcoe@nooksack-nsn.gov

WHATCOM COUNTY FLOOD CONTROL ZONE DISTRICT:

Recommended for Approval:

DocuSigned by:
 8/14/2025
87DE242DD76C408
Elizabeth Kosa, Public Works Director Date

Approved as to form:

Signed by:
 8/14/2025
EC466EF5C88B4FD...
Christopher Quinn, Chief Civil Deputy Prosecuting Attorney Date

Approved:

Accepted for Whatcom County Flood Control Zone District:

By: DocuSigned by:
 8/15/2025
1192C7C18B664E3
Satpal Singh Sidhu, Whatcom County Executive Date