

# **Whatcom County Council**

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



## **Meeting Agenda**

**Tuesday, January 23, 2024**

**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), AGENDA REVISED 1.23.2023**

### **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

### 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. [MIN2024-001](#) Special Committee of the Whole for January 9, 2024
2. [MIN2024-002](#) Committee of the Whole for January 9, 2024
3. [MIN2024-003](#) Regular County Council for January 9, 2024

#### 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. [AB2024-032](#) Resolution adopting the 2024 Comprehensive Parks, Recreation and Open Space (CPROS) Plan

### **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. [AB2024-052](#) Request for authorization for the County Executive to enter into an amended contract agreement between Whatcom County and L&L Counseling and Consultation for services related to evaluations and treatment services for youth referred to or sentenced under the Special Sex Offender Disposition Alternative in the amount of \$35,000 for a total contract amount of \$70,000
2. [AB2024-054](#) Request authorization for the County Executive to enter into an interagency agreement between Whatcom County and the State of Washington Department of Ecology for Whatcom Marine Resources Committee (MRC) operations and projects, in the amount of \$135,500.00 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
3. [AB2024-055](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Exact Scientific Services to provide water quality analytical testing services, in the amount of \$90,000.00 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
4. [AB2024-067](#) Resolution canceling uncollectible personal property taxes

5. [AB2024-076](#) Request authorization for the County Executive to enter into a contract between Whatcom County and the State of Washington Department of Ecology to receive funding for adjudication technical assistance, in the amount of \$300,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
6. [AB2024-077](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and United States Geological Survey for funding and technical analysis to assess topographic changes in the Nooksack River channel and support the Floodplain Integrated Planning (FLIP) work, in the amount of \$94,050 (Council acting as Whatcom County Flood Control Zone District Board of Supervisors)
7. [AB2024-078](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom Conservation District for education and outreach assistance, in the amount of \$72,666.31
8. [AB2024-079](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom Conservaton District for outreach, education and technical assistance, in the amount of \$107,341.56 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
9. [AB2024-080](#) Request authorization for the County Executive to enter into an interlocal amendment between Whatcom County and Washington State Military Department to increase the awarded amount for the Operation Stonegarden program by \$96,525.00, for a total of \$197,025.00
10. [AB2024-081](#) 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 \$282,183 for a total amended agreement amount of \$14,424,841
11. [AB2024-082](#) Resolution accepting the Treasurer's list of petitions for property tax refunds consistent with RCW 84.69.020
12. [AB2024-083](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Stephen Jackson Law, PLLC to provide legal representation for Rules of Appeal of Decisions in Courts of Limited Jurisdiction (RALJ) appeal cases in the amount of \$18,000.00 for a total amended contract amount of \$38,000.00

## **OTHER ITEMS**

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

1. [AB2024-027](#) Ordinance establishing a project budget for the Cedar Hills Culvert Replacement Project Fund; SWP #SWLW23-05
2. [AB2024-028](#) Ordinance amending the project budget for the Public Safety Radio System Fund, request no. 4
3. [AB2024-034](#) Ordinance amending the 2024 Whatcom County Budget, request no. 3, in the amount of 1,693,840

**(From Council Committee of the Whole)**

4. [AB2024-053](#) Letter to the Department of Natural Resources to confirm concurrence with 650 acres identified for the Natural Climate Solutions proviso

**COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**

1. [AB2024-050](#) Appointment to vacancies on the Incarceration Prevention & Reduction Task Force, Applicant(s): Teri Bryant, Donna M. Wells, Bertha Safford, Robert Sullivan, Max Whipple, Corbett Hanson, Josh Hauseman, Douglas Benjamin, Hannah Sloan, Richard Gleason, Jeffrey Holmes, Michael Holbrook, Ava Sakowski, Arlene Feld, Martin Cooper, Jessica Kopicki, Peter Frazier, Mimi Turin, James Schmotzer, Ethan Martez, Brian Hoorn, Robert Wilson, Scott Pelton, Kyle Bickel, Rosa Hunter, Rafael Gonzalez, Angela Burke, Tawsha Thompson, Jennifer Quigg
2. [AB2024-070](#) Appointment to a vacancy on the Criminal Justice Treatment Account Panel, Applicant(s): Julie Grendon
3. [AB2024-091](#) Reconsideration of appointment to a position on the Whatcom County Ferry Advisory Committee, Member: Fabian Mendoza
4. [AB2024-094](#) Appointment to a vacancy on the Lynden/Everson Flood Control Subzone Advisory Committee, Applicant(s): Sherman Polinder (Council Acting as the Whatcom County Flood Control Zone District Board of Supervisors)

**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. [AB2024-071](#) Request confirmation of the County Executive's appointment of Lyn Salazar to the Americans with Disabilities Act (ADA) Compliance Committee
2. [AB2024-073](#) Request confirmation of the County Executive's reappointment of Michael MacKay to the Marine Resources Committee

3. [AB2024-074](#) Request confirmation of the County Executive's appointments of Danielle Gaughen and John H. Miller to the Whatcom County Rural Library Board
4. [AB2024-075](#) Request confirmation of the County Executive's reappointment of Alan Friedlob to the North Sound Behavioral Health Organization Advisory Board
5. [AB2024-084](#) Request confirmation of the County Executive's appointment of Fred Likkel to the Agricultural Advisory Committee
6. [AB2024-085](#) Request confirmation of the County Executive's appointment of Sierra Crook to the Food System Committee
7. [AB2024-086](#) Request confirmation of the County Executive's reappointment of Raegen Miller to the Developmental Disabilities Advisory Board
8. [AB2024-087](#) Request confirmation of the County Executive's reappointment of Jodi Sipes and Jana Finkbonner to the Northwest Senior Services 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. [AB2024-088](#) Ordinance adopting amendments to Whatcom County Code Title 2 (Administration and Personnel) and 3 (Revenue and Finance) to amend the qualifications for serving on the Wildlife Advisory Committee, the composition of the Conservation Easement Program Oversight Committee, and cleaning up the Agricultural Advisory Committee code
2. [AB2024-096](#) Ordinance suspending Whatcom County Code 1.28 to update the Correctional Facilities Operational Standards
3. [AB2024-100](#) Ordinance adopting amendments to Whatcom County Code Title 2 (Administration and Personnel) to abolish the Appeals Board and assign its duties to the Hearing Examiner

**ADDED 1.23.2024**

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

#### **ADJOURN**