

# **Whatcom County Council**

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



## **Action Summary**

**Tuesday, February 7, 2023**

**6 PM**

**Hybrid Meeting**

**HYBRID MEETING - ADJOURNS BY -- (PARTICIPATE IN-PERSON AT 311  
GRAND AVENUE SUITE 101, SEE REMOTE JOIN INSTRUCTIONS AT  
[www.whatcomcounty.us/joinvirtualcouncil](http://www.whatcomcounty.us/joinvirtualcouncil), OR CALL 360.778.5010)**

### **COUNCILMEMBERS**

Barry Buchanan  
Tyler Byrd  
Todd Donovan  
Ben Elenbaas  
Carol Frazey  
Kaylee Galloway  
Kathy Kershner

### **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, Carol Frazey, Kaylee Galloway, and Kathy Kershner

**Absent:** None

## FLAG SALUTE

## ANNOUNCEMENTS

## COUNTY EXECUTIVE'S REPORT

## MINUTES CONSENT

1. [MIN2023-008](#) Committee of the Whole for January 10, 2023

**APPROVED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

2. [MIN2023-009](#) Regular County Council for January 10, 2023

**APPROVED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

3. [MIN2023-010](#) Water Work Session for January 17, 2023

**APPROVED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

4. [MIN2023-011](#) Committee of the Whole Executive Session for January 24, 2023

**APPROVED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

5. [MIN2023-012](#) Committee of the Whole for January 24, 2023

**APPROVED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

6. [MIN2023-013](#) Regular County Council for January 24, 2023

**APPROVED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

**OPEN SESSION**

**CONSENT AGENDA**

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

1. [AB2023-067](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Washington State University to continue the jointly shared costs for faculty positions and program support for WSU Extension in the amount of \$255,071 for a total amended contract amount of \$2,986,499.90

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

2. [AB2023-085](#) Request authorization for the County Executive to enter into a two year interlocal agreement between Whatcom County and the City of Bellingham for work crew services, in the amount of \$55,250.00 per year

This item was considered separately. See below after the Consent Agenda.

3. [AB2023-091](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Lifeline Connections to provide substance use disorder assessments and post-assessment treatment coordination for people releasing from the Whatcom County Jail or who are referred through criminal/legal referral channels, in the amount of \$138,642

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

- 4. [AB2023-094](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Washington State Military Department for FY2019 Operation Stonegarden (OPSG), in the amount of \$54,069.48

This item was considered separately. See below after the Consent Agenda.

- 5. [AB2023-099](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Ferndale for County coordinated opioid misuse prevention and abatement strategies within the Ferndale community, in the amount of \$15,434.66

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

- 6. [AB2023-101](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Road2Home to operate overnight severe weather shelters in the amount of \$40,561 for a total amended contract amount of \$79,729

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

- 7. [AB2023-111](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Sean Humphrey House to provide a forgivable grant and recoverable loan for the acquisition of an affordable assisted housing unit in the amount of \$200,000

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

**CONSENT AGENDA ITEMS CONSIDERED SEPARATELY**

2. [AB2023-085](#) Request authorization for the County Executive to enter into a two year interlocal agreement between Whatcom County and the City of Bellingham for work crew services, in the amount of \$55,250.00 per year

**AUTHORIZED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

4. [AB2023-094](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Washington State Military Department for FY2019 Operation Stonegarden (OPSG), in the amount of \$54,069.48

**AUTHORIZED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

**OTHER ITEMS**

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

1. [AB2023-077](#) Ordinance amending the Whatcom County Budget, request no. 2, in the amount of \$6,395,173

**ADOPTED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

Enactment No: ORD 2023-001

2. [AB2023-078](#) Ordinance amending the project based budget for the Plantation Rifle Range Lead Reclamation and Capital Improvement by adding \$700,000 for a total amount of \$1,355,000

**ADOPTED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

Enactment No: ORD 2023-002

3. [AB2022-731](#) Request authorization for the County Executive to enter into a contract amendment

between Whatcom County and Hunt Forensics for increased costs of services in the amount of \$893,449.13 for the total amount of \$3,356,602

**SUBSTITUTE AUTHORIZED**

**Aye:** 4 - Buchanan, Donovan, Frazey, and Galloway

**Nay:** 3 - Byrd, Elenbaas, and Kershner

**Absent:** 0

**(From Council Criminal Justice and Public Safety Committee)**

4. [AB2023-069](#) Ordinance amending Whatcom County Code 2.09 to conform with newly adopted and amended Court rules

**ADOPTED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

Enactment No: ORD 2023-003

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

1. [AB2023-109](#) Appointment to fill a vacancy on the Birch Bay Watershed and Aquatic Resources Management Advisory Committee, Applicant(s): Jane Olson Mauk

**APPOINTED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

2. [AB2023-110](#) Appointment to fill vacancy on the Laurel Watershed Improvement District Board

**HELD IN COUNCIL**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

3. [AB2023-112](#) Appointment to fill vacancies on the Wildlife Advisory Committee, Applicant(s): Barry Wenger

**APPOINTED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

4. [AB2023-113](#) Appointment to fill a vacancy on the Planning Commission, Council District 2 or 4,  
Applicant(s): Daniel Dahlquist

**APPOINTED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

**CONFIRMATION OF EXECUTIVE APPOINTMENTS TO BOARDS,  
COMMISSIONS, AND COMMITTEES**

1. [AB2023-103](#) Request confirmation of the County Executive's appointment of Trevor Gearhart to  
the Whatcom County Food System Committee

**CONFIRMED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

2. [AB2023-104](#) Request confirmation of the County Executive's appointment of Shannon Boustead to  
the Whatcom County Behavioral Health Advisory Committee

**CONFIRMED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

3. [AB2023-114](#) Request confirmation of Executive Sidhu's appointment of Patrick Alesse to the  
Whatcom County Bicycle Pedestrian Advisory Committee

**CONFIRMED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

**ITEMS ADDED BY REVISION**

**INTRODUCTION ITEMS**

1. [AB2023-090](#) Ordinance repealing Whatcom County Code 1.28, Standards for Correctional  
Facilities, in its entirety

**INTRODUCED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

2. [AB2023-098](#) Ordinance amending the project budget for the Shallow Shore Project Based Budget Fund, request no. 2

**INTRODUCED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

3. [AB2023-108](#) Ordinance amending the Whatcom County Budget, request no. 3, in the amount of \$4,791,300

**INTRODUCED**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

4. [AB2023-095](#) Ordinance Regarding Installation of stop signs on certain county roads

**INTRODUCED FOR PUBLIC HEARING**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

5. [AB2023-097](#) Ordinance establishing a speed limit for the plat of Harbor View Heights

**INTRODUCED FOR PUBLIC HEARING**

**Aye:** 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

**Nay:** 0

**Absent:** 0

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

**ADJOURN**