

Whatcom County Council

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



Action Summary

Tuesday, July 26, 2022

6 PM

Hybrid Meeting

**HYBRID MEETING (PARTICIPATE IN-PERSON, SEE REMOTE JOIN
INSTRUCTIONS AT www.whatcomcounty.us/joinvirtualcouncil, OR CALL
360.778.5010), AGENDA REVISED 7.25.2022**

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: 6 - Barry Buchanan, Todd Donovan, Ben Elenbaas, Carol Frazey, Kaylee Galloway, and Kathy Kershner

Absent: 1 - Tyler Byrd

FLAG SALUTE

ANNOUNCEMENTS

COUNTY EXECUTIVE'S REPORT

1. [AB2022-385](#) Request confirmation of the County Executive's appointment of Bennett Knox as Director of Parks & Recreation effective 9/6/22 pursuant to Whatcom County Code Section 2.29.020

CONFIRMED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

MINUTES CONSENT

1. [MIN2022-044](#) Committee of the Whole Executive Session for July 12, 2022

APPROVED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

2. [MIN2022-045](#) Committee of the Whole for July 12, 2022

APPROVED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

3. [MIN2022-046](#) Regular County Council for July 12, 2022

APPROVED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

OPEN SESSION

CONSENT AGENDA

(From Council Finance and Administrative Services Committee)

1. [AB2022-400](#) Request authorization for the County Executive to enter into an interagency agreement between Whatcom County and Washington Administrative Office of the Courts for grant reimbursement of BECCA Programs and Services, in the amount of \$253,918

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

2. [AB2022-401](#) Request authorization for the County Executive to enter into an agreement between Whatcom County and WA Department of Ecology to sponsor a Washington Conservation Corps crew for the October 2022 to September 2023 term, in the amount of \$163,360.00 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

3. [AB2022-403](#) Request authorization for the County Executive to enter into a Subrecipient Grant contract between Whatcom County and City of Bellingham What-Comm Communications Center for reimbursement of eligible E911 operational expenses in the amount of \$48,476

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

4. [AB2022-404](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington Association of Sheriffs and Police Chiefs

for the Registered Sex Offender Address Verification Program, in the amount of \$138,319.00

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

5. [AB2022-405](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Tetra Tech, Inc, to provide a Birch Point Subwatershed Drainage Study, in the amount of \$74,793 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

6. [AB2022-406](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington State Military Department for FY2018 Operation Stonegarden (OPSG), in the amount of \$31,826.55

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

7. [AB2022-407](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and City of Bellingham for FY2022 Edward Byrne Memorial Justice Assistance Grant Program, in the amount of \$14,003.00

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

8. [AB2022-413](#) Request authorization for the County Executive to award bid #22-23 and enter into a contract between Whatcom County and Williamson Construction,LLC, for the High Creek Sediment Removal Project in the amount of \$61,902

AUTHORIZED BY CONSENT

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

OTHER ITEMS

(From Council Climate Action and Natural Resources Committee)

1. [AB2022-363](#) Resolution supporting a transition to zero-emissions transportation

SUBSTITUTE APPROVED

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

Nay: 2 - Elenbaas, and Kershner

Absent: 1 - Byrd

Enactment No: RES 2022-033

(From Council Finance and Administrative Services Committee)

2. [AB2022-366](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Northwest Youth Services to support the youth and young adult vocational program in the amount of \$25,900 for a total amended contract amount of \$51,800

AUTHORIZED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

3. [AB2022-387](#) Ordinance amending the 2022 Whatcom County Budget, request no. 10, in the amount of \$4,085,565

ADOPTED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

Enactment No: ORD 2022-054

4. [AB2022-388](#) Resolution amending the 2022 Flood Control Zone District & Subzones 2022 budget, request no. 4 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

APPROVED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

Enactment No: RES 2022-034

(From Council Committee of the Whole)

5. [AB2022-382](#) Ordinance providing for submission to the qualified voters of Whatcom County a proposition renewing the levy of a regular property tax at a rate of \$.295 or less per \$1000 assessed valuation to continue to provide emergency medical services

SUBSTITUTE ADOPTED

Aye: 5 - Buchanan, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 1 - Byrd

Enactment No: ORD 2022-055

6. [AB2022-422](#) Resolution establishing priorities for Whatcom County's 2025 Comprehensive Plan update

HELD IN COMMITTEE

Aye: 5 - Buchanan, Donovan, Elenbaas, Galloway, and Kershner

Nay: 1 - Frazey

Absent: 1 - Byrd

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2022-371](#) Appointment to a vacancy on the Forestry Advisory Committee, Commercial Forest Landowner position - Applicant(s): Susan David

APPOINTED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

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

1. [AB2022-402](#) Request confirmation of Executive Sidhu's appointment of Matthew Santos to the Whatcom County Library System Board of Trustees

CONFIRMED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

2. [AB2022-411](#) Request confirmation of Executive Sidhu's reappointment of Brent Walker and Dunham Gooding to the Bellingham-Whatcom Public Facilities District board

CONFIRMED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

SPECIAL COUNCIL APPOINTMENTS

1. [AB2022-383](#) Appointment of members to serve on pro and con statement writing committees for a proposed ballot measure regarding the renewal of a regular levy for the funding of the countywide Emergency Medical Services system.

APPOINTED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

2. [AB2022-384](#) Appointment of members to serve on pro and con statement writing committees for a proposed ballot measure proposing a levy above the regular property tax limitations for the purpose of funding childcare, early learning programs, and increased support for vulnerable children.

APPOINTED

Aye: 6 - Buchanan, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Nay: 0

Absent: 1 - Byrd

ITEMS ADDED BY REVISION

Revision summary:

AB2022-379 was withdrawn from Council Introduction.

AB2022-427 was added to Council Introduction.

AB2022-422 (in other items) had substitute paperwork.

INTRODUCTION ITEMS

1. [AB2022-408](#) Ordinance amending the 2022 Whatcom County Budget, request no. 11, in the

amount of \$250,000

INTRODUCED

Aye: 5 - Buchanan, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 1 - Byrd

2. [AB2022-379](#) Ordinance amending Whatcom County Title 3, requiring that public funds used for construction projects also provide apprentices with job training hours to meet the requirements necessary to become the next generation of skilled trades persons

WITHDRAWN

3. [AB2022-417](#) Ordinance amending Whatcom County Code Section 11.20.025, flotation devices on the South fork of the Nooksack River, to better protect ESA-listed Chinook salmon

INTRODUCED FOR PUBLIC HEARING

Aye: 5 - Buchanan, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 1 - Byrd

4. [AB2022-427](#) Ordinance amending Ordinance 2020-079 to change the due date of the Phase III Report

INTRODUCED

Aye: 5 - Buchanan, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 1 - Byrd

5. [AB2022-425](#) Ordinance temporarily amending Whatcom County Code Section 11.20.025, flotation devices on the South fork of the Nooksack River, to better protect ESA-listed Chinook salmon

INTRODUCED FOR PUBLIC HEARING

Aye: 5 - Buchanan, Donovan, Frazey, Galloway, and Kershner

Nay: 1 - Elenbaas

Absent: 1 - Byrd

This item was added to Introduction after discussion in the Climate Action and Natural Resources Committee. See discussion on AB2022-419 in that committee.

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN