

Whatcom County Council

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



Meeting Agenda

**Tuesday, July 23, 2024
6 PM
Hybrid Meeting**

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

COUNCILMEMBERS

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

CLERK OF THE COUNCIL

Cathy Halka, AICP, CMC

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 remote participation, visit www.whatcomcounty.us/joinvirtualcouncil and register by 4 p.m. the day of the meeting to receive a join link. 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. [MIN2024-038](#) Water Work Session for November 14, 2023
2. [MIN2024-040](#) Water Work Session for March 12, 2024

OPEN SESSION

Participants requesting to speak during open session may attend in person. To speak remotely, please visit www.whatcomcounty.us/joinvirtualcouncil and register by 4 p.m. the day of the meeting to receive a join link.

During open session, audience members may speak to the council on issues not scheduled for public hearing. 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 who have registered to speak remotely.

Per RCW 42.36.060 Councilmembers are prohibited from engaging in ex parte communications in matters where the Council determines the legal rights, duties, or privileges of specific parties in a hearing or other contested case proceeding. Council serves in a quasi-judicial role as a decision-maker on major project permits, which cannot be discussed by members of the public at Council meetings. Examples of major project permits that cannot be discussed at Council meetings include MPP2024-00001 City of Bellingham Mitigation Bank, LSS2024-00001 R and R Acres Long Subdivision and Development Agreement, LSS2022-00001 Red Mountain Long Subdivision and Development Agreement, and PUD2022-00001 Royal Emerald Motors Planned Unit Development.

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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. [AB2024-464](#) Request authorization for the County Executive to enter into a contract between Whatcom County and ASM Affiliates to provide on-call professional cultural and historical resource services, in the amount not to exceed \$100,000
2. [AB2024-471](#) Request authorization for the County Executive to enter into an interlocal contract between Whatcom County and Washington State Health Care Authority for a Reentry Demonstration Initiative Project in the amount of \$2,500,000.00
3. [AB2024-475](#) Request authorization for the County Executive to award Bid #24-63 and enter into a contract between Whatcom County and J Ritter Dirt and Asphalt LLC, for trailhead parking lot improvements at Stimpson Family Nature Reserve, in the amount of \$219,019.30

4. [AB2024-477](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Astound Business Solutions, LLC (formerly Wave) for fiber optic connectivity from the Courthouse to State Street and a nearby parking lot in the amount of \$81,337.03 for a total amended amount over five years of \$364,657.26
5. [AB2024-478](#) Request authorization for the County Executive to enter into an agreement between Whatcom County and the Lummi Island Heritage Trust to reimburse the Trust for development costs of the Aiston Preserve, in the amount of \$50,000
6. [AB2024-481](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington Association of Sheriffs and Police Chiefs (WASPC) for Registered Sex Offender Verification Program funding, in the amount of \$132,892.95
7. [AB2024-482](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Blaine Police Department (PD), Everson PD, Ferndale PD, Lynden PD, Sumas PD, US Border Patrol, US Drug Enforcement Agency, and Washington State Patrol to establish a multi-jurisdictional drug task force, in the amount of \$0.00
8. [AB2024-483](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and US Department of Agriculture, Forest Service for area patrols, in the amount of \$34,056.00 for a total amended amount of \$56,760.00
9. [AB2024-487](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Aquatic Insight, LLC to develop a Wiser Lake Cyanobacteria Management Plan, in the amount of \$62,500
10. [AB2024-490](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Klempke Glass LLC to reconfigure the storefront doorway and frame in the Auditor's Office in the amount of \$5,684.80 for a total amended amount of \$42,676.80

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2024-432](#) County Executive requests approval of the Economic Development Investment (EDI) Board's recommendation for funding to support the City of Bellingham's Bear Creek Corridor Construction Project, the City of Lynden's Wastewater Treatment Plant Capacity and Nutrient Improvement Project, the City of Ferndale Water Treatment Plant Upgrades and Douglas Deep Well Projects, and the Housing Affordability through the Workforce Program

2. [AB2024-460](#) Ordinance amending the project budget for the Way Station Project Fund, request no. 4
3. [AB2024-463](#) Ordinance amending the 2024 Whatcom County Budget, request no. 9, in the amount of 873,134
4. [AB2024-476](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and City of Bellingham Fire Department, City of Lynden Fire Department, South Whatcom Fire Authority, Whatcom Fire Protection District 1, Whatcom Fire Protection District 4, Whatcom Fire Protection District 7, Whatcom Fire Protection District 8, Whatcom Fire Protection District 11, Whatcom Fire Protection District 14, Whatcom Fire Protection District 16, Whatcom Fire Protection District 17, Whatcom Fire Protection District 18, Whatcom Fire Protection District 19, and Whatcom Fire Protection District 21 for First Response Emergency Medical Services, in the amount of \$7,500,000.00

(From Council Committee of the Whole)

5. [AB2024-419](#) Ordinance submitting to the qualified voters of Whatcom County a proposal to repeal Proposition 5
6. [AB2024-420](#) Ordinance amending Whatcom County Code 2.02.080, Standing Committees - Membership, to change the membership of all standing council committees from three members to seven
7. [AB2024-453](#) Ordinance creating Whatcom County Code 2.49, establishing the Justice Project Finance and Facility Advisory Board
8. [AB2024-492](#) Resolution supporting the expansion of year-round shelter capacity in Whatcom County

(No Committee Assignment)

9. [AB2024-479](#) Appointment of members to serve on pro and con statement writing committees for a proposed ballot measure to repeal the Children's Initiative Levy Lid Lift

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2024-422](#) Appointment to a vacancy on the Solid Waste Advisory Committee, Waste Collection Industry representative, Applicant(s): Ted Carlson

**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. [AB2024-489](#) Request confirmation of the County Executive's appointments of Jack Hovenier and JanRose Ottaway Martin to the Justice Project Financial Advisory 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. [AB2024-472](#) Receipt of application to a vacancy on the Forest Resilience Task Force for a community member with expertise in climate, salmon recovery, and natural resources policy, Applicant(s): Emily Thompson, Brandy Reed, Gregory Houle (Deadline for additional applications to this position is 10 a.m. on Tuesday, July 30, 2024)

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN