



# Whatcom County

COUNTY COURTHOUSE  
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## Agenda Bill Master Report

File Number: AB2026-295

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<b>File ID:</b>	AB2026-295	<b>Version:</b>	1	<b>Status:</b>	Approved
<b>File Created:</b>	04/02/2026	<b>Entered by:</b>	jsmiley@co.whatcom.wa.us		
<b>Department:</b>	Public Works Department	<b>File Type:</b>	Resolution (FCZDBS)		
<b>Assigned to:</b>	Council Finance and Administrative Services Committee	<b>Final Action:</b>	04/28/2026		
<b>Agenda Date:</b>	04/28/2026	<b>Enactment #:</b>	RES 2026-013		
<b>Related Files:</b>					

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Primary Contact Email: SDraper@co.whatcom.wa.us

### TITLE FOR AGENDA ITEM:

Resolution authorizing the submission of three independent grant applications to the Brian Abbott Fish Barrier Removal Board to restore fish passage at the Black Slough and Homesteader culverts and to complete the final design and permitting of the Tinling Creek culvert project (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

### SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

Please see attached Memo

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### HISTORY OF LEGISLATIVE FILE

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<b>Date:</b>	<b>Acting Body:</b>	<b>Action:</b>	<b>Sent To:</b>
04/14/2026	Council	INTRODUCED	Council Finance and Administrative Services Committee
		Aye: 7 Nay: 0	Boyle, Buchanan, Elenbaas, Galloway, Rienstra, Scanlon, and Stremler
04/28/2026	Council Finance and Administrative Services Committee	FORWARDED TO COUNCIL WITHOUT A RECOMMENDATION	
04/28/2026	Council	APPROVED	
		Aye: 7 Nay: 0	Boyle, Buchanan, Elenbaas, Galloway, Rienstra, Scanlon, and Stremler

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**Attachments:** Staff Memo, Proposed Resolution, Notice of Action Proposed on 4.14.2026

**RESOLUTION NO. 2026-013**

**AUTHORIZATION FOR APPLICATION TO THE BRIAN ABBOTT FISH BARRIER  
REMOVAL BOARD-BLACK SLOUGH COMPREHENSIVE BARRIER REMOVAL DESIGN**

**WHEREAS**, grant assistance is requested by our organization to aid in financing the costs of Projects:

- RCO No. 26-1066 Black Slough Fish Barrier Construction
- RCO No. 26-1067 Homesteader Fish Barrier Final Design and Construction
- RCO No. 26-1069 Tinling Creek Final Design; and

**WHEREAS**, this resolution authorizes the person(s) identified below to act as the authorized representative/agent on behalf of our organization and to legally bind our organization with respect to the above Project(s) for which we seek grant funding assistance managed through the Recreation and Conservation Office (Office).

**NOW, THEREFORE, BE IT RESOLVED** by the Whatcom County Council, acting as the Whatcom County Flood Control Zone District Board of Supervisors, that our organization has applied for or intends to apply for funding assistance managed by the Office for the above "Projects"; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that our organization authorizes the following persons or persons holding specified titles/positions (and subsequent holders of those titles/positions) to execute the following documents binding our organization on the above projects:

<b>Grant Document</b>	<b>Name of Signatory or Title of Person Authorized to Sign</b>
Grant application (submission thereof)	Satpal Singh Sidhu, Whatcom County Executive
Project contact (day-to-day administering of the grant and communicating with the RCO)	John N. Thompson, Senior Salmon Recovery Planner Whatcom County Public Works
RCO Grant Agreement (Agreement)	Satpal Singh Sidhu, Whatcom County Executive
Agreement amendments	Satpal Singh Sidhu, Whatcom County Executive
Authorizing property and real estate documents (Notice of Grant, Deed of Right or Assignment of Rights if applicable). These are items that are typically recorded on the property with the County.	Satpal Singh Sidhu, Whatcom County Executive Douglas Ranney, Whatcom County Engineer-County Right of Way

The above persons are considered an "authorized representative(s)/agent(s)" for purposes of the documents indicated. Our organization shall comply with a request from the RCO to provide documentation of persons who may be authorized to execute documents related to the grant; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that our organization has reviewed the sample RCO Grant Agreement on the Recreation and Conservation Office's WEB SITE at: <https://rco.wa.gov/wp-content/uploads/2019/06/SampleProjAgreement.pdf>. We understand and acknowledge that if offered an agreement to sign in the future, it will contain an indemnification and legal venue stipulation and other terms and conditions substantially in the form contained in the sample Agreement and that such terms and conditions of any signed Agreement shall be legally binding on the sponsor if our representative/agent enters into an Agreement on our behalf. The Office reserves the right to revise the Agreement prior to execution; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that our organization acknowledges and warrants, after conferring with its legal counsel, that its authorized representative(s)/agent(s) have full legal authority to act and sign on behalf of the organization for their assigned role/document; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that grant assistance is contingent on a signed Agreement. Entering into any Agreement with the Office is purely voluntary on our part; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that our organization understands that grant policies and requirements vary depending on the grant program applied to, the grant program and source of funding in the Agreement, the characteristics of the project, and the characteristics of our organization; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that our organization further understands that prior to our authorized representative(s)/agent(s) executing any of the documents listed above, the RCO may make revisions to its sample Agreement and that such revisions could include the indemnification and the legal venue stipulation. Our organization accepts the legal obligation that we shall, prior to execution of the Agreement(s), confer with our authorized representative(s)/agent(s) as to any revisions to the project Agreement from that of the sample Agreement. We also acknowledge and accept that if our authorized representative(s)/agent(s) executes the Agreement(s) with any such revisions, all terms and conditions of the executed Agreement shall be conclusively deemed to be executed with our authorization; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that any grant assistance received will be used for only direct eligible and allowable costs that are reasonable and necessary to implement the project(s) referenced above; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that our organization acknowledges that if it receives grant funds managed by the Office, the Office will pay us on only a reimbursement basis. We understand reimbursement basis means that we will only request payment from the Office after we incur grant eligible and allowable costs and pay them. The Office may also determine an amount of retainage and hold that amount until all project deliverables, grant reports, or other responsibilities are complete; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that this resolution/authorization is deemed to be part of the formal grant application to the Office; and

**BE IT FURTHER RESOLVED** by the Whatcom County Council that our organization warrants and certifies that this resolution/authorization was properly and lawfully adopted following the requirements of our organization and applicable laws and policies and that our

organization has full legal authority to commit our organization to the warranties, certifications, promises and obligations set forth herein; and

**BE IT FINALLY RESOLVED** by the Whatcom County Council that our organization acknowledges that any property owned by our organization that is developed, renovated, enhanced, or restored with grant assistance must be dedicated for the purpose of the grant in perpetuity unless otherwise allowed by grant program policy, or Office in writing and per the Agreement or an amendment thereto.

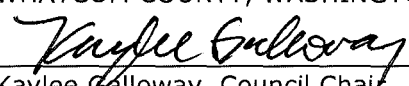
**APPROVED** this 28th day of April, 2026

WHATCOM COUNTY COUNCIL

ATTEST:

  
Cathy Halka, Clerk of the Council

WHATCOM COUNTY, WASHINGTON

  
Kaylee Galloway, Council Chair

APPROVED AS TO FORM

Approved via email 04/02/2026  
Tom Seguine, Chief Civil Deputy Prosecutor