

Whatcom County Council

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



Action Summary

Tuesday, October 11, 2022

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
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. [MIN2022-058](#) Committee of the Whole Executive Session for September 27, 2022

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

2. [MIN2022-059](#) Committee of the Whole for September 27, 2022

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

3. [MIN2022-060](#) Regular County Council for September 27, 2022

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

4. [MIN2022-061](#) Joint Health Board and PHAB for October 4, 2022

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

- 5. [MIN2022-062](#) Special Council for October 4, 2022

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

PUBLIC HEARINGS

- 1. [AB2022-510](#) Ordinance authorizing acquisition of certain property rights by eminent domain for the County’s E. Smith Road and Hannegan Road Intersection Improvements Project

HEARD PUBLIC TESTIMONY AND HELD IN COUNCIL

Aye: 4 - Buchanan, Byrd, Elenbaas, and Galloway

Nay: 3 - Donovan, Frazey, and Kershner

Absent: 0

Motion approved to hold for two weeks.

- 2. [AB2022-521](#) Ordinance adding a new Chapter 2.107 to the Whatcom County Code to create a Whatcom Racial Equity Commission

ADOPTED

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

Nay: 3 - Byrd, Elenbaas, and Kershner

Absent: 0

Enactment No: ORD 2022-065

OPEN SESSION

CONSENT AGENDA

(From Council Finance and Administrative Services Committee)

- 1. [AB2022-524](#) Request authorization for the County Executive to enter into an agreement between Whatcom County and the Camp Horizon Foundation for use of the buildings at Bay Horizon Park to operate a residential camp serving disabled teens and adults

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

2. [AB2022-528](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Blaine for staffing and operation of the Blaine Senior Activity Center, in the amount \$127,460 over two years

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

3. [AB2022-539](#) Request authorization for the County Executive to enter into an interlocal amendment between Whatcom County and the City of Sumas to extend the term of the Jail Use Agreement until December 31, 2023

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

4. [AB2022-540](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Lynden for staffing and operation of the Lynden Senior Activity Center, in the amount \$127,460 over two years

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

5. [AB2022-542](#) Request authorization for the County Executive to enter into an agreement between Whatcom County and the Whatcom Council on Aging for staffing and operation of the Bellingham Senior Activity Center, in the amount \$127,460 over two years

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

6. [AB2022-543](#) Request authorization for the County Executive to enter into an agreement between Whatcom County and the Jet Oldsters Association of Ferndale for staffing and operation of the Ferndale Senior Activity Center, in the amount \$127,460 over two years

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

- 7. [AB2022-544](#) Request authorization for the County Executive to enter into an agreement between Whatcom County and the Jet Oldsters Association of Ferndale to provide custodial services and supervision when the Ferndale Senior Activity Center is reserved after program hours, in exchange for 75% of the revenue generated from the facility reservation

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

- 8. [AB2022-557](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and The Master’s Touch, LLC to provide printing and mailing services for real and personal property revaluation notices and personal property renditions in the amount of \$22,600 for a total amended contract amount of \$67,800

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

- 9. [AB2022-561](#) Request authorization for the County Executive to enter into a contract between Whatcom County and United Way of Whatcom County to coordinate Help Me Grow planning and implementation, in the amount of \$59,400

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

OTHER ITEMS

(No Committee Assignment)

- 1. [AB2022-534](#) Resolution establishing regular Whatcom County Council meeting dates for 2023

APPROVED

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

Nay: 0

Absent: 0

Enactment No: RES 2022-042

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2022-465](#) Appointments to fill three vacancies on the Child and Family Well-Being Task Force, applicants: Barbie Jimenez, Tilda Doughty, Sarah Kidd, Monika Mahal, Katherine Orłowski, Christina Jackson, Allison Bishop, Abby Franklin, and Netta Darling

APPOINTED

Appointed Allison Bishop, Netta Darling, and Sarah Kidd

2. [AB2022-469](#) Appointment to fill a vacancy on the Climate Impact Advisory Committee, applicant(s): Fletcher Wilkinson, Tracy Petroske, Irena Lambrou, and Derek Gremban

APPOINTED

Appointed Derek Gremban 4-3 with Frazey, Galloway, and Buchanan opposed

3. [AB2022-546](#) Appointments to vacancies on the Forestry Advisory Committee, harvester position and forest product manufacturer position, Applicants: Susan David and Quentin Dills

APPOINTED

Appointed Susan David 7-0 to the forest product manufacturer position and Quentin Dills 7-0 to the harvester position

4. [AB2022-559](#) Appointments to fill up to 11 vacancies on the Public Health Advisory Board, applicants: Christopher Brown, Teri Bryant, Christine Espina, R. Michael Massanari, Emily O'Connor, Vesla Tonnessen

APPOINTED

Appointed Emily O'Connor to the partial term ending 1/31/2024 and Christopher Brown, Teri Bryant, Christine Espina, R. Michael Massanari, and Vesla Tonnessen to the term ending 1/31/2026 with a vote of 6-1 with Elenbaas opposed

ITEMS ADDED BY REVISION

INTRODUCTION ITEMS

1. [AB2022-536](#) Ordinance amending Whatcom County Code 2.21.030 to increase the per diem amount paid to Board of Equalization members

This item was considered separately. See below.

2. [AB2022-554](#) Ordinance amending the 2022 Whatcom County Budget, request no. 14, in the amount of \$420,917
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0
3. [AB2022-547](#) Appointments to fill two vacancies on the Forestry Advisory Committee, commercial forestry landowner positions, Applicants: John Gold and David Janicki
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0
4. [AB2022-556](#) Appointment to fill one vacancy on the Forestry Advisory Committee, citizen with forestry expertise, applicant(s): Charles Bagley Wright
INTRODUCED
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0
5. [AB2022-555](#) Resolution approving the Whatcom County 2023 Annual Construction Program
INTRODUCED FOR PUBLIC HEARING
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0
6. [AB2022-545](#) Resolution adopting the 2023-2028 Six-Year Water Resources Improvement Program (WRIP) by the Whatcom County Council (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
INTRODUCED FOR PUBLIC HEARING
Aye: 7 - Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
Nay: 0
Absent: 0

INTRODUCTION ITEM CONSIDERED SEPARATELY

1. [AB2022-536](#) Ordinance amending Whatcom County Code 2.21.030 to increase the per diem amount paid to Board of Equalization members

INTRODUCED AS AMENDED

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

Nay: 0

Absent: 0

Motion approved 7-0 to increase the amount to \$150 per day instead of \$125 a day.

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

From Committee of the Whole Executive Session:

Motion approved 7-0 to authorize the County Executive, acting on behalf of the Whatcom County Flood Control Zone District, to move forward with and complete the acquisition of the property as long as the purchase price of the property does not exceed the amount discussed in Executive Session.

Motion approved 7-0 to designate Councilmember Kershner as an alternate for the Whatcom Council of Governments Executive and Transportation Policy Board particularly for the October 12th meeting and the rest of this year as needed.

ADJOURN