

# **Whatcom County Council**

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



## **Minutes - Draft**

**VIRTUAL MEETING (TO PARTICIPATE, SEE INSTRUCTIONS AT  
[www.whatcomcounty.us/joinvirtualcouncil](http://www.whatcomcounty.us/joinvirtualcouncil) OR CALL 360.778.5010)**

**Tuesday, June 29, 2021**

**6 PM**

**Virtual Meeting**

### **COUNCILMEMBERS**

Rud Browne  
Barry Buchanan  
Tyler Byrd  
Todd Donovan  
Ben Elenbaas  
Carol Frazey  
Kathy Kershner

### **CLERK OF THE COUNCIL**

Dana Brown-Davis, C.M.C.

## COUNTY COUNCIL

### CALL TO ORDER

Council Chair Barry Buchanan called the meeting to order at 6:01 p.m. in a virtual meeting.

### ROLL CALL

**Present:** 7 - Rud Browne, Barry Buchanan, Tyler Byrd, Todd Donovan, Ben Elenbaas, Carol Frazey, and Kathy Kershner

**Absent:** None

### FLAG SALUTE

### ANNOUNCEMENTS

Buchanan announced the following: The Council is accepting applications to a vacancy on the Business and Commerce Advisory Committee. The vacancy must be filled by someone who is involved in the food processing industry. If you're interested in participating in this group and meet the qualifications, please let us know at 360-778-5010 or email the Council at [council@co.whatcom.wa.us](mailto:council@co.whatcom.wa.us).

### COUNTY EXECUTIVE'S REPORT

Satpal Sidhu, County Executive reported on the following:

- Governor Jay Inslee has agreed to allocate \$100,000 to the Point Roberts grocery store from the State's Strategic Reserve Fund.
- An unprecedented heat wave in our area causing dry surroundings and a heightened risk of fire. He plans to issue an Executive Order banning the use of fireworks on the Fourth of July.

He answered questions about a ban on the use of fireworks and whether a middle ground could be found such as allowing them over water.

### SPECIAL PRESENTATION

1. [AB2021-368](#) Report from the Health Department on the Behavioral Health Program Fund 2020 Annual Report

The following people reported:

- Anne Deacon, Health Department
- Chris Phillips, Behavioral Health Advisory Committee Chair

They answered questions about the statewide behavioral health workforce

shortage and whether there has been analysis of what can be done to address it, what jurisdictions that are not having this issue are doing differently than Washington state, matching the pay of workers to the training required, and the size of the gap between what the job pays and what it should pay.

**This agenda item was REPORTED.**

## **MINUTES CONSENT**

*Frazey moved* to accept the minutes consent items. The motion was seconded by Donovan (see votes on individual items below).

1. [MIN2021-050](#) Special Committee of the Whole for June 15, 2021

**Frazey moved and Donovan seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

2. [MIN2021-051](#) Committee of the Whole for June 15, 2021

**Frazey moved and Donovan seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

3. [MIN2021-052](#) Regular County Council for June 15, 2021

**Frazey moved and Donovan seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

## **PUBLIC HEARINGS**

1. [AB2021-296](#) Ordinance adopting amendments to the Purchase of Development Rights Program  
Council staff played a short instructional video about how to speak at the meeting.

Becky Snijder van Wissenkerke, Planning and Development Services

Department, briefed the Councilmembers and answered whether there is any other organization that a program participant can work with other than the Whatcom Land Trust.

Buchanan opened the Public Hearing and the following people spoke:

- Veronica Wisniewski
- Alex Jeffers
- Paul Schissler
- Wendy Harris

Hearing no one else, Buchanan closed the Public Hearing.

**Donovan moved and Frazey seconded that the Ordinance Requiring a Public Hearing be ADOPTED. The motion carried by the following vote:**

**Aye:** 5 - Browne, Buchanan, Donovan, Frazey, and Kershner

**Nay:** 2 - Byrd, and Elenbaas

**Absent:** 0

Enactment No: ORD 2021-037

### **OPEN SESSION (20 MINUTES)**

The following people spoke:

- Gloriann Tennyson
- Wendy Harris
- Kyler Danielson
- Kathy Sabel
- Misty Flowers
- Natalie Chavez
- Shean Halley
- Nancy Bergman
- Jean Purcell

Hearing no one else, Buchanan closed the Open Session.

### **CONSENT AGENDA (VOTE RETAKEN LATER)**

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

**Browne** reported for the Finance and Administrative Services Committee and **moved** to approve Consent Agenda items one through ten.

Clerk's note: Councilmembers voted on the Consent Agenda but later came back to it and reconsidered the vote. The vote on this round was 5-2 with Kershner and Elenbaas opposed but after reconsidering the vote it was 6-1 with Elenbaas opposed. See motion and votes for these items below in the second vote.

1. [AB2021-338](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Opportunity Council to provide housing case management services, in the amount of \$262,341
2. [AB2021-344](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and the North Sound Accountable Communities of Health to supervise Whatcom Unified Command's (WUC) Volunteer Branch in the amount of \$8,000 for a total amended contract amount of \$63,000
3. [AB2021-348](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Catholic Community Services to provide housing case management services, in the amount of \$168,339
4. [AB2021-349](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Lydia Place to provide housing case management services in the amount of \$203,602
5. [AB2021-350](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Northwest Youth Services to provide housing case management services, in the amount of \$178,771
6. [AB2021-351](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Cascade Connections to provide services to individuals with developmental disabilities, in an estimated amount of \$1,321,837
7. [AB2021-352](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Kulshan Supported Employment to provide services to individuals with developmental disabilities, in an estimated amount of \$1,150,942
8. [AB2021-353](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Washington Vocational Services to provide services to individuals with developmental disabilities, in an estimated amount of \$268,910
9. [AB2021-354](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Work Opportunities to provide services to individuals with developmental disabilities, in an estimated amount of \$686,136
10. [AB2021-362](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Bennett Engineering, LLC to update the Dept of Ecology-Central Shop Industrial Stormwater Pollution Prevention Plan (SWPPP), in the amount of \$30,850.00 for a total amended contract amount of \$55,035

## **OTHER ITEMS**

**(From Council Natural Resources Committee)**

1. [AB2021-364](#) Discussion and Motion to recognize the intent of PLN2019-00011 - Surface Mining of Dry Meander Zones has been achieved

Donovan reported for the Natural Resources Committee.

Clerk's note: Councilmembers started to discuss this item but did not take a vote. See motion and vote on the item below.

2. [AB2021-366](#) Discussion and Motion for PLN2017-00004 Countywide Review of Designated Mineral Resource Lands

***Donovan moved*** to approve the Planning Commission's recommended motion that the Council request Planning and Development Services to continue processing PLN2017-00004, limiting the scope of review to the Surface Mining Advisory Committee recommendation within 1/2 mile of existing Designated MRLs. Further, the Planning Commission recommends considering allowing for landowners to opt out of MRL Designation process proposed through PLN2017-00004.

Councilmembers did not vote on this item but went back to AB2021-364 to dispense with a motion from committee on that item.

Clerk's note: See motion and vote on AB2021-366 below after the Consent Agenda items.

1. [AB2021-364](#) Discussion and Motion to recognize the intent of PLN2019-00011 - Surface Mining of Dry Meander Zones has been achieved

***Donovan moved*** to accept the committee's recommendation to hold the item in committee.

Cathy Halka, Council Legislative Analyst, clarified that the motion was to hold for two weeks and Donovan confirmed that was the motion.

**Donovan's motion that the Request for Motion be HELD IN COMMITTEE for two weeks carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

**CONSENT AGENDA (second vote)**

Kershner stated that she mistakenly voted against the Consent Agenda and would like to change her vote.

**Buchanan moved** to reconsider the vote on the Consent Agenda items. The motion was seconded by Browne.

The motion to reconsider carried by the following vote:

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

**Nay:** 0

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

**Browne** reported for the Finance and Administrative Services Committee and **moved** to approve Consent Agenda items one through ten.

Councilmembers voted on those items (see votes on individual items below).

1. [AB2021-338](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Opportunity Council to provide housing case management services, in the amount of \$262,341

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

2. [AB2021-344](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and the North Sound Accountable Communities of Health to supervise Whatcom Unified Command's (WUC) Volunteer Branch in the amount of \$8,000 for a total amended contract amount of \$63,000

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

3. [AB2021-348](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Catholic Community Services to provide housing case management services, in the amount of \$168,339

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

4. [AB2021-349](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Lydia Place to provide housing case management services in the amount of \$203,602

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

5. [AB2021-350](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Northwest Youth Services to provide housing case management services, in the amount of \$178,771

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

6. [AB2021-351](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Cascade Connections to provide services to individuals with developmental disabilities, in an estimated amount of \$1,321,837

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

7. [AB2021-352](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Kulshan Supported Employment to provide services to individuals with developmental disabilities, in an estimated amount of \$1,150,942



**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

8. [AB2021-353](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Washington Vocational Services to provide services to individuals with developmental disabilities, in an estimated amount of \$268,910

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

9. [AB2021-354](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Work Opportunities to provide services to individuals with developmental disabilities, in an estimated amount of \$686,136

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

**Absent:** 0

10. [AB2021-362](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Bennett Engineering, LLC to update the Dept of Ecology-Central Shop Industrial Stormwater Pollution Prevention Plan (SWPPP), in the amount of \$30,850.00 for a total amended contract amount of \$55,035

**Browne reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Byrd, Donovan, Frazey, and Kershner

**Nay:** 1 - Elenbaas

Absent: 0

**OTHER ITEMS (continued)**

**(From Council Natural Resources Committee)**

2. [AB2021-366](#) Discussion and Motion for PLN2017-00004 Countywide Review of Designated Mineral Resource Lands

*Donovan* reported for the Natural Resources Committee and *moved* to approve the Planning Commission's recommended motion that the Council request Planning and Development Services to continue processing PLN2017-00004, limiting the scope of review to the Surface Mining Advisory Committee recommendation within 1/2 mile of existing Designated MRLs. Further, the Planning Commission recommends considering allowing for landowners to opt out of MRL Designation process proposed through PLN2017-00004.

Councilmembers discussed and *Donovan* restated the motion.

**Donovan's motion (see notes) carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

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

3. [AB2021-327](#) Ordinance amending the Whatcom County Budget, request no. 10, in the amount of \$744,800

**Browne reported for the Finance and Administrative Services Committee and moved that the Ordinance be ADOPTED. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

Enactment No: ORD 2021-038

4. [AB2021-328](#) Resolution amending the Flood Control Zone District and subzones 2021 budgets, request no. 1, in the amount of \$15,415 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

**Browne reported for the Finance and Administrative Services Committee and**

**moved that the Resolution (FCZDBS) be APPROVED. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

Enactment No: RES 2021-022

5. [AB2021-340](#) Ordinance suspending Whatcom County Code 1.28 to update the Correctional Facilities operational standards

**Browne** reported for the Finance and Administrative Services Committee and **moved** that the Ordinance be ADOPTED.

Satpal Sidhu, County Executive, spoke about finding a consultant to help with the work and Councilmembers discussed the motion.

**Browne's motion that the Ordinance be ADOPTED carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

Enactment No: ORD 2021-039

6. [AB2021-342](#) Request authorization for the County Executive to enter into a Memorandum of Understanding between Whatcom County and Sudden Valley Community Association

**Browne reported for the Finance and Administrative Services Committee and moved that the Memorandum of Agreement be AUTHORIZED. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

7. [AB2021-343](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and DH to implement the COVID-19 IRL Campaign in the amount of \$106,250 for a total amended contract amount of \$306,250

**Browne moved** that the Contract be AUTHORIZED.

Councilmembers discussed the motion.

**Browne's motion that the Contract be authorized FAILED by the following vote:**

**Aye:** 3 - Buchanan, Donovan, and Frazey

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

**Absent:** 0

**Abstain:** 1 - Browne

8. [AB2021-347](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and SeaMar Community Health Centers to provide oversight and assistance at the COVID-19 Temporary Housing Facility in the amount of \$95,460 for a total amended contract amount of \$453,436

**Browne** reported for the Finance and Administrative Services Committee and **moved** that the Contract be AUTHORIZED.

Councilmembers discussed the motion.

**Browne's motion that the Contract be AUTHORIZED carried by the following vote:**

**Aye:** 5 - Browne, Buchanan, Donovan, Frazey, and Kershner

**Nay:** 2 - Byrd, and Elenbaas

**Absent:** 0

9. [AB2021-355](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Lighthouse Mission Ministries to provide oversight and assistance at the COVID Temporary Housing Facility, in the amount of \$89,674

**Browne** reported for the Finance and Administrative Services Committee and **moved** that the Contract be AUTHORIZED.

Tyler Schroeder, Executive's Office, answered a question about the difference in services between SeaMar Community Health Centers and the Lighthouse Mission.

**Browne's motion that the Contract be AUTHORIZED carried by the following vote:**

**Aye:** 5 - Browne, Buchanan, Donovan, Frazey, and Kershner

**Nay:** 2 - Byrd, and Elenbaas

**Absent:** 0

10. [AB2021-372](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Opportunity Council to operate the Whatcom

Homeless Service Center in the amount of \$930,003 for a total amended contract amount of \$2,324,075

**Browne** reported for the Finance and Administrative Services Committee and **moved** that the Contract be AUTHORIZED.

Councilmembers discussed the motion.

Tyler Schroeder, Executive's Office, answered which fund the money is coming out of.

**Browne's motion that the Contract be AUTHORIZED carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

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

1. [AB2021-303](#) Appointment of Starck Follis and Carolyn Mason to the Criminal Justice Treatment Account panel

**Donovan moved and Kershner seconded that the Council Appointment be APPOINTED. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

2. [AB2021-341](#) Appointment to the Flood Control Zone District Advisory Committee as an alternate member - Applicant: Daniel Dahlquist (Council Acting as the Flood Control Zone District Board of Supervisors)

**Kershner moved** and Frazey seconded that the Council Appointment be APPOINTED.

Elenbaas asked if any applicants were on the call but there were none.

**Kershner's motion that the Council Appointment be APPOINTED carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

## EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2021-371](#) Request confirmation of the County Executive's reappointments of Georgiann Dustin, Shirley Forslof, Denise Irely, and Kathleen O'Connor to the Northwest Senior Services Board

**Donovan moved and Frazey seconded that the Executive Appointment be CONFIRMED. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

2. [AB2021-379](#) Request confirmation of the County Executive's appointment of William Zidel to the Point Roberts Community Advisory Committee

**Kershner moved and Donovan seconded that the Executive Appointment be CONFIRMED. The motion carried by the following vote:**

**Aye:** 6 - Browne, Buchanan, Donovan, Elenbaas, Frazey, and Kershner

**Nay:** 0

**Absent:** 0

**Abstain:** 1 - Byrd

Browne gave a point of order and stated he had a request for two members of the Lummi Nation (one elected official and one appointed by the Chairman) to talk about the fireworks issue and would like the Council to invite them to speak later. The Councilmembers concurred.

## ITEMS ADDED BY REVISION

There were no agenda items added by revision.

## INTRODUCTION ITEMS

**Donovan moved** to introduce items one through seven. The motion was seconded by Byrd (see votes on individual items below).

1. [AB2021-346](#) Ordinance amending the project budget for the Silver Lake Park Improvement Fund, request no. 3

**Donovan moved and Byrd seconded that the Ordinance be INTRODUCED. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

2. [AB2021-363](#) Ordinance amending the Whatcom County Code and Comprehensive Plan, requiring a site-specific geotechnical analysis when mineral extraction is proposed within 500 feet of a gas or petroleum transmission pipeline

**Donovan moved and Byrd seconded that the Ordinance Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

3. [AB2021-365](#) Ordinance amending the Whatcom County Budget, request no. 11, in the amount of \$5,728,416

**Donovan moved and Byrd seconded that the Ordinance be INTRODUCED. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

4. [AB2021-370](#) Ordinance adopting Whatcom County Code Chapter 16.50 Commercial Property Assessed Clean Energy and Resiliency (C-PACER) Program within Whatcom County

**Donovan moved and Byrd seconded that the Ordinance Requiring a Public Hearing be INTRODUCED FOR PUBLIC HEARING. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

5. [AB2021-375](#) Ordinance amending Whatcom County Code 2.98, Point Roberts Community Advisory Committee, to revise membership

**Donovan moved and Byrd seconded that the Ordinance be INTRODUCED. The motion carried by the following vote:**

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

Nay: 0

Absent: 0

6. [AB2021-380](#) Ordinance adopting amendments to the Whatcom County Comprehensive Plan relating to density credits, PDRs, and TDRs

**Donovan moved and Byrd seconded that the Ordinance be INTRODUCED.  
The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

7. [AB2021-381](#) Ordinance adopting Whatcom County Comprehensive Plan amendments concerning the Lummi Island Ferry, modifying Policy 6A-1 relating to ferry level of service and deleting Policy 6C-9 relating to a ferry feasibility study

**Donovan moved and Byrd seconded that the Ordinance be INTRODUCED.  
The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 0

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

Councilmembers gave reports from the committees.

The following people spoke:

- Satpal Sidhu, County Executive
- Tim Ballew, Lummi Indian Business Council representative
- Terrence Adams, Lummi Indian Business Council Member and firework representative
- Travis Brockie, Lummi Indian Business Council Vice Chair
- Karen Frakes, Prosecuting Attorney's Office

The speakers and Councilmembers discussed the current burn index conditions, limiting fireworks use to waterways or certain time periods, working cooperatively with firework vendors and the Lummi Nation on public education and clean-up, thinking long term to possibly transition away from fireworks, whether a ban would apply to just the unincorporated areas of the county or county-wide (including cities), what should be included in the Executive's press release concerning fireworks, and whether



there should be a total ban in forested areas.

Byrd spoke about taking legal action against YouTube for censorship of a Council meeting and Councilmembers discussed the issue.

Satpal Sidhu, County Executive, spoke about a recent flight around Whatcom County's boundary lines.

**ADJOURN**

The meeting adjourned at 8:44 p.m.

ATTEST:

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WA

\_\_\_\_\_  
Dana Brown-Davis, Council Clerk

\_\_\_\_\_  
Barry Buchanan, Council Chair

\_\_\_\_\_  
Kristi Felbinger, Minutes Transcription