

# Whatcom County Council

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



## Action Summary

Tuesday, January 14, 2025

6 PM

Hybrid Meeting - Council Chambers

HYBRID MEETING (PARTICIPATE IN-PERSON, SEE REMOTE JOIN  
INSTRUCTIONS AT [www.whatcomcounty.us/joinvirtualcouncil](http://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

**Present:** 7 - Todd Donovan, Ben Elenbaas, Mark Stremmer, Barry Buchanan, Kaylee Galloway, Tyler Byrd, and Jon Scanlon

## FLAG SALUTE

## ANNOUNCEMENTS

## COUNTY EXECUTIVE'S REPORT

## MINUTES CONSENT

1. [MIN2024-084](#) Committee of the Whole for November 19, 2024

**APPROVED BY CONSENT**

**Aye:** 6 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, and Scanlon

**Nay:** 0

**Temp Absent:** 1 - Byrd

2. [MIN2024-085](#) Regular County Council for November 19, 2024

**APPROVED BY CONSENT**

**Aye:** 6 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, and Scanlon

**Nay:** 0

**Temp Absent:** 1 - Byrd

3. [MIN2024-086](#) Special Council for December 2, 2024

**APPROVED BY CONSENT**

**Aye:** 6 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, and Scanlon

**Nay:** 0

**Temp Absent:** 1 - Byrd

4. [MIN2024-087](#) Committee of the Whole for December 3, 2024

**APPROVED BY CONSENT**

**Aye:** 6 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, and Scanlon

**Nay:** 0

**Temp Absent:** 1 - Byrd

5. [MIN2024-088](#) Regular County Council for December 3, 2024

**APPROVED BY CONSENT**

**Aye:** 6 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, and Scanlon

**Nay:** 0

**Temp Absent:** 1 - Byrd

6. [MIN2024-089](#) Special Council for December 13, 2024

**APPROVED BY CONSENT**

**Aye:** 6 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, and Scanlon

**Nay:** 0

**Temp Absent:** 1 - Byrd

**PUBLIC HEARINGS**

1. [AB2024-801](#) Resolution to declare Whatcom County real property as surplus and approve sale

**APPROVED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

Enactment No: RES 2025-001

2. [AB2024-810](#) Ordinance for the installation of stop signs on South Pass Road at the intersection with Goodwin Road as Whatcom County Code 10.16.1720

**ADOPTED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

Enactment No: ORD 2025-001

**OPEN SESSION**

**CONSENT AGENDA**

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

1. [AB2024-844](#) Request authorization for the County Executive to enter into a lease agreement between Whatcom County and Swinomish Health Services dba Didg<sup>w</sup>álič Wellness Center to lease space at 2028 Division Street, Bellingham WA, in the amount of \$360

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

2. [AB2025-016](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Bellingham Fire Department for the purchase of personal protective clothing described as being free of Perfluoroalkyl and Polyfluoroalkyl substances (known as PFAS), in the amount of \$83,781.64

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

3. [AB2025-017](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington State Department of Health to define the joint and cooperative relationship of the parties for the delivery of various public health services, in the amount of \$0

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

4. [AB2025-018](#) Request authorization for the County Executive to enter into a contract between Whatcom County and NAMI of Whatcom County to provide mental health education and support programs, in the amount of \$38,000

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

5. [AB2025-020](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Julota to track and monitor services and care provided to individuals frequently seen by Health and Community Services' Response Systems Division Programs in the amount of \$155,022 for a total amended contract amount of \$433,448

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

6. [AB2025-024](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Lake Whatcom Residential & Treatment Center to provide Mental Health Court case coordination services in the amount of \$12,000, for a total amended contract amount of \$22,000

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

7. [AB2025-025](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Common Goodness Project to support LGBTQ+ youth and promote substance use prevention through training and technical assistance, in the amount of \$40,000

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

8. [AB2025-026](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the City of Bellingham for joint administration of a Home Electrification and Appliance Rebate Program funded by the Department of Commerce with Climate Commitment Act funds, in the amount of \$0

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

9. [AB2025-027](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Washington State Military Department to utilize the Emergency Management Performance Grant (EMPG) funding in the amount of \$65,647 to assist in preparing for all hazards through sustainment and enhancement Division of Emergency Management programs

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

10. [AB2025-028](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom Conservation District for assistance with implementation of Whatcom County's stormwater outreach program, with a particular emphasis on the Lake Whatcom watershed, in the amount of \$87,940.98

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

11. [AB2025-029](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom Conservation District for outreach, education, and technical assistance with Birch Bay Watershed and Aquatic Resources Management (BBWARM) stormwater programs, in the amount of \$113,492.07 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

12. [AB2025-031](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Whatcom Conservation District for the planning, oversight, maintenance, and monitoring of existing and new FCZD and Special District mitigation and/or revegetation projects that utilize the Alternative Corrections Crew as well as provide technical assistance to the FCZD and Special Districts, in the amount of \$50,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

13. [AB2025-033](#) Request authorization for the County Executive to enter into a cost sharing agreement between Whatcom County and Birch Bay Leisure Park Association (BBLPA) to facilitate a joint project to replace a failing culvert, in the amount of \$0

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

14. [AB2025-035](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Anchor QEA to conduct a study to analyze the Musto Marsh and Springsteen Lake sites to obtain information that is important to evaluate their feasibility as water storage projects, in the amount of \$80,000 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

15. [AB2025-036](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Unity Care NW to provide Mental Health Court case coordination services in the amount of \$8,000, for a total amended contract amount of \$18,000

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

16. [AB2025-037](#) Request authorization for County Executive to enter into a 2 year agreement between

Whatcom County and the Northwest Regional Council for the purposes of administering the Meals on Wheels program in the amount of \$120,000

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

17. [AB2025-038](#) Request authorization for the County Executive to enter a Collective Bargaining Agreement between Whatcom County and the Sheriff's Office Corrections Senior Management Group for the period January 1, 2025 - December 31, 2025

**SUBSTITUTE AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

18. [AB2025-046](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Attorney General of Washington for cy pres funding, in the amount of \$125,000

This item was considered separately below.

19. [AB2025-047](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Washington State Military to revise the budget categories for Stonegarden FY21

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

20. [AB2025-049](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington State Parks and Recreation Commission for a cooperative framework for boating safety, in the amount of \$0

**AUTHORIZED BY CONSENT**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

**CONSENT AGENDA ITEMS CONSIDERED SEPARATELY**

18. [AB2025-046](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Attorney General of Washington for cy pres funding, in the amount of \$125,000

**REFERRED TO COMMITTEE**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

Nay: 0

## **OTHER ITEMS**

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

1. [AB2025-021](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and PFM Financial Services, LLC to increase the compensation by \$60,000 for a total amount of \$99,000

#### **AUTHORIZED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

2. [AB2025-023](#) Resolution amending Resolution 2024-058 and re-certifying Whatcom County's property tax levies for collection in 2025 to the county assessor

#### **APPROVED**

**Aye:** 6 - Donovan, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 1 - Elenbaas

Enactment No: RES 2025-002

### **(From Council Planning and Development Committee)**

3. [AB2025-019](#) Resolution approving recommendations on Open Space applications

#### **APPROVED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

Enactment No: RES 2025-003

### **(From Council Committee of the Whole)**

4. [AB2024-767](#) Resolution to establish Council goals for full, timely awarding of Healthy Children's Fund contracts

#### **APPROVED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

Enactment No: RES 2025-004

5. [AB2024-843](#) Ordinance amending Whatcom County Code 2.21 Board of Equalization to clarify Board of Equalization membership



**ADOPTED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

Enactment No: ORD 2025-002

6. [AB2024-870](#) Ordinance amending Whatcom County Code Chapter 2.130 Economic Development Investment Board

**ADOPTED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

Enactment No: ORD 2025-003

7. [AB2025-073](#) Letter from the Whatcom County Council to the Executive regarding homelessness and shelters

**APPROVED REQUEST**

**Aye:** 4 - Donovan, Buchanan, Galloway, and Scanlon

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

**(No Committee Assignment)**

8. [AB2025-069](#) Resolution amending the County Council and Executive expectations for advisory groups

**APPROVED**

**Aye:** 6 - Donovan, Elenbaas, Stremler, Buchanan, Byrd, and Scanlon

**Nay:** 0

**Temp Absent:** 1 - Galloway

Enactment No: RES 2025-005

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

1. [AB2024-869](#) Appointments to three vacancies on the Drainage District #3 Board of Commissioners, Applicant(s): Jerod Priebe, Loren Vander Yacht, Lucas Plagerman, Keith Roosma

**APPOINTED**

Appointed Loren Vander Yacht to Commissioner Position 3

Appointed Jerod Priebe to Commissioner Position 1 and

Appointed Keith Roosma to Commissioner Position 2 5-0 with Buchanan and Galloway out of the meeting

2. [AB2024-872](#) Request Council to vacate a position on the Incarceration Prevention & Reduction Task Force, social services provider

**APPROVED REQUEST**

**Aye:** 5 - Donovan, Elenbaas, Stremmer, Byrd, and Scanlon

**Nay:** 0

**Temp Absent:** 2 - Buchanan, and Galloway

3. [AB2025-051](#) Appointments to vacancies on the Board of Equalization, various positions, Applicant(s): John Young, James Day, Grant Nulle, Todd Lagestee, Shenandoah Myrick

**APPOINTED**

Appointed John Young as regular BOE member with 4 votes

Appointed James Day 7-0 as a BOE alternate

Appointed Grant Nulle, Todd Lagestee, Shenandoah Myrick as BOE alternates 7-0

4. [AB2025-052](#) Appointments to vacancies on the Business and Commerce Advisory Committee, various positions, Applicant(s): James Bauckman, Troy Lautenbach, Indca Mitchell, Heather Powell, Jacob Jones

**APPOINTED**

Appointed Heather Powell to the Childcare position with 7 votes

Appointed Troy Lautenbach to the For-Profit Industry position with 7 votes

Motion approved 7-0 to hold the appointment for the Recreation Industry position open to be decided on the 28th

5. [AB2025-053](#) Appointments to vacancies on the Child and Family Well-Being Task Force, Applicant(s): Allison Bishop, Ray Deck III, Jamie Desmul, Megan Juenemann, Lynn Salazar, Vesla Tonnessen, Jennifer Wright, Susan Marks, Lynn Schreiber, Nina Ballew

**APPOINTED**

Appointed Allison Bishop, Ray Deck III, Jamie Desmul, Megan Juenemann, Vesla Tonnessen, Jennifer Wright, Lynn Schreiber, and Susan Marks

6. [AB2025-054](#) Appointment to a vacancy on the Climate Impact Advisory Committee, Applicant(s): Robert Drake, Andrew Paterson, Joshua Williams, Mark Waschke, Tom Wolf, Anders Hellum-Alexander, Gabe Epperson, Robin Jentz, Mary Loquvam

**APPOINTED**

Appointed Joshua Williams with 4 votes

7. [AB2025-055](#) Appointment to a vacancy on the Criminal Justice Treatment Account Panel, criminal defense bar representative, Applicant(s): Starck Follis

**APPOINTED**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

8. [AB2025-056](#) Appointment to a vacancy on the Justice Project Oversight and Planning (JPOP) Committee, youth/young adult position, Applicant(s): Parneet Kaur, Justin White

**APPOINTED**

Appointed Parneet Kaur with 4 votes

9. [AB2025-058](#) Appointment to vacancies on the Public Health Advisory Board, Applicant(s): Ashley Thomasson, Guy Occhiogrosso, Chris Kobdich, Alan Lifson, Shannon Boustead, Melissa Nyberg, Karin Jones, Kendra Cristelli, Jessica Rienstra, Sue Rodgers, Rachel McGarrity, Lara Welker (Council acting as the Board of Health)

**APPOINTED**

Appointed Ashley Thomasson, Guy Occhiogrosso, Chris Kobdich, Shannon Boustead, Kendra Cristelli, Sue Rodgers, Lara Welker, and Rachel McGarrity

Appointed Guy Occhiogrosso, Chris Kobdich, Shannon Boustead, Kendra Cristelli, and Sue Rodgers to the full three-year terms

and

Appointed Ashley Thomasson, Lara Welker, and Rachel McGarrity to the partial terms ending 1/31/2026 7-0

10. [AB2025-060](#) Appointment to vacancies on the Planning Commission, Applicant(s): Frank James, Dan Dunne, Nicholas Greif, Christina Maginnis, Rud Browne

**APPOINTED**

Appointed Rud Browne for District 1 with 6 votes

Appointed Dan Dunne and Nicholas Greif for Districts 1, 2, or 3 with 6 and 4 votes respectively

11. [AB2025-061](#) Appointments to vacancies on the Surface Mining Advisory Committee, various positions, Applicant(s): Thomas Harron, Derek Hergenhein, Lane Stremmer, Jordan Van Werven

**APPOINTED**

Appointed Lane Stremmer to the Citizen Living in Close Proximity position 7-0

Appointed Jordan Van Werven to the Member of the Surface Mining Industry position 7-0

12. [AB2025-062](#) Appointments to vacancies on the Flood Control Zone District Advisory Committee, various positions, Applicant(s): Ron Bronsema, Jeff DeJong, Bruce Bosch, John Perry (Council acting as the Flood Control Zone District Board of Supervisors)

**APPOINTED**

Appointed John Perry and Bruce Bosch to the Impacted Cities positions and  
Appointed Ron Bronsema and Jeff DeJong to the Special Districts positions 7-0

13. [AB2025-063](#) Appointment to a vacancy on the Acme/Van Zandt Flood Control Subzone Advisory Committee, Applicant(s) Elvin Kalsbeek (Council acting as the Flood Control Zone District Board of Supervisors)

**APPOINTED**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

14. [AB2025-064](#) Appointment to a vacancy on the Birch Bay Watershed and Aquatic Resources Management (BBWARM) Advisory Committee, Applicant(s): Robert Shanabarger, Glenn Briskin, Suzy Thompson, Lesley Cooke (Council acting as the Flood Control Zone District Board of Supervisors)

**APPOINTED**

Appointed Robert Shanabarger with 4 votes

15. [AB2025-065](#) Appointment to a vacancy on the Lynden/Everson Flood Control Subzone Advisory Committee, Applicant(s): Ron Bronsema (Council acting as the Flood Control Zone District Board of Supervisors)

**APPOINTED**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

16. [AB2025-066](#) Appointment to vacancies on the Drayton Harbor Shellfish Protection District Advisory Committee, Applicant(s): Jiggy Sorrell

**APPOINTED**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

17. [AB2025-068](#) Appointment to vacancies on the Solid Waste Advisory Committee, various positions, Applicant(s): Jerry Burns

**APPOINTED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

18. [AB2025-070](#) Request motion to amend the term end dates for select Whatcom County Ferry Advisory Committee positions

**APPROVED REQUEST**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

Motion Approved 7-0 to extend the current partial terms of Pamela Gould and Janice Catrell to a new term end date of 1/31/2026 and the vacant unincorporated position to a new partial term end date of 1/31/2027.

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

1. [AB2025-022](#) Request confirmation of the County Executive's appointments to the Whatcom County Commission on Salaries for Elected Officials

**CONFIRMED**

**Aye:** 6 - Donovan, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

**Abstain:** 1 - Elenbaas

2. [AB2025-039](#) Request confirmation of the County Executive's appointment of Dr. Amy Harley as Co-Health Officer effective since December 6, 2021

**CONFIRMED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

3. [AB2025-040](#) Request confirmation of the County Executive's appointment of Austin Lennsen to the Whatcom County Agricultural Advisory Committee

**CONFIRMED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

4. [AB2025-041](#) Request confirmation of the County Executive's appointment of Dr. Meghan Lelonek as Co-Health Officer effective January 20, 2025

**CONFIRMED**

**Aye:** 7 - Donovan, Elenbaas, Stremler, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

5. [AB2025-042](#) Request confirmation of the County Executive's reappointments of Summer Star and Crystal Thompson to the Whatcom County Behavioral Health Advisory Committee
- CONFIRMED**
- Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon
- Nay:** 0
6. [AB2025-043](#) Request confirmation of the County Executive's reappointment of Patrick Bush to the Whatcom County Bicycle/Pedestrian Advisory Commission
- CONFIRMED**
- Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon
- Nay:** 0
7. [AB2025-044](#) Request confirmation of the County Executive's reappointment of Dr. Lindsay Foreman-Murray to the Whatcom County Developmental Disabilities Advisory Board
- CONFIRMED**
- Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon
- Nay:** 0
8. [AB2025-045](#) Request confirmation of the County Executive's reappointment of Gregory Burg, Tyler Buys, Adam Morrow and Kevin Stewart to the Whatcom County Development Standards Technical Advisory Committee
- CONFIRMED**
- Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon
- Nay:** 0
9. [AB2025-048](#) Request confirmation of the County Executive's reappointments of Brian Hunter and William Zidel to the Whatcom County Point Roberts Community Advisory Committee
- CONFIRMED**
- Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon
- Nay:** 0
10. [AB2025-067](#) Request confirmation of the County Executive's appointment of Mark Asmundson to the Bellingham-Whatcom Public Facilities District
- CONFIRMED**
- Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon
- Nay:** 0

**ITEMS ADDED BY REVISION****INTRODUCTION ITEMS**

1. [AB2024-874](#) Ordinance adopting amendments to Whatcom County Code Title 20, Zoning

**INTRODUCED FOR PUBLIC HEARING**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

2. [AB2025-059](#) An ordinance adopting amendments to Whatcom County Code Titles 20 & 22 to enact SSB 5290 regarding local project review

**SUBSTITUTE INTRODUCED FOR PUBLIC HEARING**

**Aye:** 7 - Donovan, Elenbaas, Stremmer, Buchanan, Galloway, Byrd, and Scanlon

**Nay:** 0

**COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES****MOTIONS FROM COMMITTEE OF THE WHOLE EXECUTIVE SESSION**

- [AB2025-002](#) Discussion of pending litigation with Civil Deputy Jesse Corkern and outside counsel, Shane Brady: Michael Dull, an individual, Plaintiff vs. Whatcom County, et al., Defendants, Whatcom County Superior Court Case No. 24-2-02016-37 [Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (i)]

**DISCUSSED AND MOTION(S) APPROVED**

Motion approved 7-0 to approve defense and indemnification of Northwest Regional Council, Julie Fox, and Shawna Bosman, named as defendants in Michael Dull, an individual, Plaintiff vs. Whatcom County, et al., Defendants.

Based on the following findings:

- A. Northwest Regional Council, Julie Fox, and Shawna Bosman were acting in a matter in which the county had an interest;
- B. Northwest Regional Council, Julie Fox, and Shawna Bosman were acting in the discharge of a duty imposed or authorized by law;
- C. Northwest Regional Council, Julie Fox, and Shawna Bosman acted in good faith.

- [AB2025-032](#) Discussion of pending litigation with Civil Deputy Jesse Corkern: Whisper Lake Developments, Inc., Plaintiff vs. Skagit Highlands Homes, LLC. et al., Defendants, United States District Court Western District of Washington Case. 2:24-cv-01909-BJR [Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (i)]

**DISCUSSED AND MOTION(S) APPROVED**

Motion approved 7-0 to approve defense and indemnification of Mark Personius, Garrett Smith, Jon-Paul Shanahan, Erin Page, Amy Keenan, and Thomas Brissenden, named as defendants in Whisper Lake Developments, Inc., Plaintiff vs. Skagit Highlands Homes, LLC. et al., Defendants.

Based on the following findings:

- A. Mark Personius, Garrett Smith, Jon-Paul Shanahan, Erin Page, Amy Keenan, and Thomas Brissenden were acting in a matter in which the county had an interest;
- B. Mark Personius, Garrett Smith, Jon-Paul Shanahan, Erin Page, Amy Keenan, and Thomas Brissenden were acting in the discharge of a duty imposed or authorized by law;
- C. Mark Personius, Garrett Smith, Jon-Paul Shanahan, Erin Page, Amy Keenan, and Thomas Brissenden acted in good faith.

[AB2025-032](#) Discussion of pending litigation with Civil Deputy Jesse Corkern: Whisper Lake Developments, Inc., Plaintiff vs. Skagit Highlands Homes, LLC. et al., Defendants, United States District Court Western District of Washington Case. 2:24-cv-01909-BJR [Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (1) (i)]

**DISCUSSED AND MOTION(S) APPROVED**

Motion approved 6-1 with Elenbaas opposed to approve defense and indemnification of Matthew Mahaffie, named as defendant in Whisper Lake Developments, Inc., Plaintiff vs. Skagit Highlands Homes, LLC. et al., Defendants. The defense and indemnification of Matthew Mahaffie in no way extends to Dead Goat Properties, LLC (also named as a defendant in this lawsuit) or any other entity for which he has a business interest.

Based on the following findings:

- A. Matthew Mahaffie was acting in a matter in which the county had an interest;
- B. Matthew Mahaffie was acting in the discharge of a duty imposed or authorized by law;
- C. Matthew Mahaffie acted in good faith.

**ADJOURN**