



MEMORANDUM

TO: The Honorable Satpal Singh Sidhu, Whatcom County Executive, and The Honorable Members of the Whatcom County Council, collectively serving in their capacity as the Whatcom County Flood Control Zone District Board of Supervisors

THROUGH: Elizabeth Kosa, Public Works Director *EK*

FROM: Julie Anderson, River & Flood Manager *JMA*
Gary Stoyka, Natural Resources Manager *GS*

RE: Nooksack Indian Tribe - Interlocal Agreement
Design and Construction Support for the Acme Woody Revetment Repair
(Project No. 723008)

DATE: February 13, 2025

Enclosed is an Interlocal Agreement (ILA) between the Nooksack Indian Tribe (NIT) and the Whatcom County Flood Control Zone District (FCZD) for your review and signature.

Requested Action

Public Works respectfully requests that the County Council, acting for the FCZD Board of Supervisors, enter into the above referenced agreement with the NIT to provide the FCZD with consultant design and construction support services for the Acme Woody Revetment Repair Project No. 723008.

Background and Purpose

In 2010 the FCZD constructed an integrated fish habitat and flood control woody revetment project (Acme Project) on the South Fork Nooksack River near Acme, WA. In 2021 the project was damaged by the November floods and the repair is eligible for Federal Emergency Management Agency (FEMA) Disaster Assistance funding.

The Nooksack Indian Tribe is working on the design and construction of a multi-phase integrated fish-flood project in the Fish Camp reach (Fish Camp project) of the South Fork Nooksack River (SFNR) in the vicinity of Acme. The Fish Camp project encompasses the same reach of the SFNR as the Acme Woody Revetment Repair project (Acme Repair Project). The FCZD requires engineering consultant services to prepare Plans, Specifications, Engineer's Estimate, a Basis of Design Report, and a No-Rise memo for the Acme Repair Project, as well as support for permitting, and construction.

The Fish Camp Project is a collaboration and partnership between the NIT and FCZD and shares similar goals and objectives of the Acme Repair Project. The NIT has allocated grant funding to provide the required consulting services for the Acme Repair Project in cooperation and congruence with the Fish Camp project objectives and goals. This agreement mutually benefits the NIT and the FCZD due to increased efficiencies in design coordination for both the Fish Camp project and the Acme Repair Project, eliminating the potential for duplicating efforts towards

hydraulic modeling and reach analysis, and ensuring the FCZD and NIT projects perform together as expected. The FCZD will use the FEMA Disaster Assistance funding to permit and construct the Acme Repair Project.

Funding and Source

This is a no-cost ILA to establish the responsibilities of each party. The NIT will provide Plans, Specifications, Engineer's Estimate, a Basis of Design Report, and a No-Rise memo for the Acme Woody Revetment Repair project, as well as support for permitting, and construction. The FCZD will permit and construct the project.

Please contact Christina Schoenfelder at extension 6274, if you have any questions or concerns regarding the terms of this contract.