

Whatcom County Council

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



Meeting Agenda

Tuesday, August 8, 2023

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

FLAG SALUTE

ANNOUNCEMENTS

The Council is currently holding meetings in hybrid format with options for in-person or remote viewing and participation. For instructions on how to watch or participate in the Council's meetings, visit whatcomcounty.us/joinvirtualcouncil or contact the Council Office at 360.778.5010. Individuals who require special assistance to participate in the Council's meetings are asked to contact the Council Office at 360.778-5010 at least 96 hours in advance.

Per RCW 42.17A.555 the use of public facilities to support or oppose candidates or ballot issues is prohibited. Members of the public and the legislative body are not allowed to speak in support of, or in opposition to, a ballot measure or individual candidacy during an open public meeting. Please refrain from raising campaign issues when addressing the Council.

The County is accepting applications from county residents to fill vacancies on several boards, commissions, and committees spanning a wide range of important local issues. For more information, visit the Boards and Commissions vacancy webpage on the County website or call the Council Office or County Executive's Office.

COUNTY EXECUTIVE'S REPORT

MINUTES CONSENT

1. [MIN2023-051](#) Special Council for June 26, 2023
2. [MIN2023-052](#) Water Work Session for July 18, 2023
3. [MIN2023-053](#) Joint Special Health Board and Public Health Advisory Board for July 18, 2023
4. [MIN2023-054](#) Committee of the Whole Executive Session for July 25, 2023
5. [MIN2023-055](#) Committee of the Whole for July 25, 2023
6. [MIN2023-056](#) Regular County Council for July 25, 2023

PUBLIC HEARINGS

To participate, please see instructions at www.whatcomcounty.us/joinvirtualcouncil or contact the Council Office at 360.778.5010. All speakers are asked to state their name for the record and optionally include city of residence. When a large group of individuals supports the same position on an issue, we encourage the selection of one or two representatives to speak on behalf of the entire group. Speakers will be given three minutes to address the Council and will be notified when their three minutes are up. Speakers participating on-site in the Council Chambers will speak first, followed by those participating remotely.

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1. [AB2023-471](#) Ordinance establishing a temporary closure of West Smith Road from Northwest Drive to the Ferndale city limits

OPEN SESSION

During open session, audience members may speak to the council on issues not scheduled for public hearing. To participate, please see instructions at www.whatcomcounty.us/joinvirtualcouncil or contact the Council Office at 360.778.5010. All speakers are asked to state their name for the record and optionally include city of residence. When a large group of individuals supports the same position on an issue, we encourage the selection of one or two representatives to speak on behalf of the entire group. Speakers will be given three minutes to address the Council and will be notified when their three minutes are up. Speakers participating on-site in the Council Chambers will speak first, followed by those participating remotely.

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CONSENT AGENDA

Items under this section of the agenda may be considered in a single motion. Councilmembers have received and studied background material on all items. Committee review has taken place on these items, as indicated. Any member of the public, administrative staff, or council may ask that an item be considered separately.

(From Council Finance and Administrative Services Committee)

1. [AB2023-484](#) Request authorization for the County Executive to enter into a contract between Whatcom County and FCS Group to conduct a rate study and funding analysis for the Birch Bay Watershed & Aquatic Resources Management (BBWARM) District, in the amount of \$61,440.00 (Council acting as the Whatcom County Flood Control Zone District Board of Supervisors)
2. [AB2023-486](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Opportunity Council to provide child development services to eligible children, in an estimated amount not to exceed \$87,570

3. [AB2023-487](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Whatcom Center for Early Learning to provide child development services to eligible children, in an estimated amount not to exceed \$106,960
4. [AB2023-488](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Environmental Science Associates to complete a climate vulnerability assessment, in the amount of \$69,997
5. [AB2023-494](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Washington State Military Department for FY2022 Operation Stonegarden (OPSG), in the amount of \$97,500.00
6. [AB2023-495](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Tetra Tech, Inc. in support of the Point Roberts Drainage Study, to perform surface water planning and design services related to the growing need for solving stormwater problems in the Point Roberts area, in the amount of \$128,745
7. [AB2023-496](#) Request authorization for the County Executive to enter into an interagency agreement between Whatcom County and Washington State Department of Commerce to receive state funds for the 2025 Comprehensive Plan and development regulations update, in the amount of \$700,000
8. [AB2023-497](#) Request authorization for the County Executive to enter into an agreement between Whatcom County and Children's Home Society for reimbursement of services provided by the Parents for Parents Program (P4P) for one year July 2023-June 2024 in an amount not to exceed \$42,536.78
9. [AB2023-498](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and North Sound Behavioral Health Administrative Services Organization to acknowledge and fund Whatcom County's participation in the North Sound Integrated Care Network in the amount of \$523,788 for a total amended agreement amount of \$972,979
10. [AB2023-499](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and North Sound Behavioral Health Administrative Services Organization to fund the Recovery Navigator Program to enhance Law Enforcement Assisted Diversion (LEAD) programming, in the amount of \$512,455
11. [AB2023-503](#) Request authorization for the County Executive to enter into an Interlocal Agreement between Whatcom County and the City of Bellingham for construction of a crosswalk at Samish Way and Galbraith Lane, in the amount of \$17,000 (amount revised to \$22,100)

12. [AB2023-512](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Opportunity Council to administer the Housing and Essential Needs program in the amount of \$5,106,192 for a total amended contract amount of \$7,917,456
13. [AB2023-517](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Siemens Industry Inc. to provide the energy management software migration, in the amount of \$216,791.81
14. [AB2023-519](#) Request authorization for the County Executive to enter into a subrecipient agreement between Whatcom County and the City of Bellingham to provide pass-through grant funding for the What-Comm Communications Center in the amount of \$49,050

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2023-470](#) Ordinance amending the 2023 Whatcom County Budget, request no. 11, in the amount of \$250,000
2. [AB2023-475](#) Ordinance establishing the Lummi Island Ferry Replacement and System Modernization Fund and establishing a project based budget for the Lummi Island ferry replacement and modernization project; CRP #919008
3. [AB2023-502](#) Request authorization for the County Executive to enter into a new grant agreement between Whatcom County and the State of Washington Department of Ecology to provide for continued implementation of the Swift Creek Sediment Management Action Plan Projects, in the amount of \$4 million
4. [AB2023-508](#) Request authorization for the County Executive to enter into a Local Agency Agreement and execute the Federal Aid Project Prospectus between Whatcom County and the Washington State Department of Transportation, for federal aid funds for the construction phase of the E. Smith Road & Hannegan Intersection Improvement project, in the amount of \$3,952,642
5. [AB2023-514](#) Request approval for the County Executive to award Bid #23-34 for the purchase of two (2) rescue boats from West Coast Marine Services, located in Bellingham, in an amount not to exceed \$104,702.20
6. [AB2023-516](#) Request authorization for the County Executive to enter into a grant contract amendment between Whatcom County and Washington State Health Care Authority to expand the Medication for Opioid Use Disorder (MOUD) program in the jail in the amount of \$174,945.00 for a total amended amount of \$505,075.00

7. [AB2023-520](#) Request authorization for County Executive to enter into a contract between Chuckanut Health Foundation and Whatcom County for administration services in support of the Whatcom Racial Equity Commission in the amount of \$235,592

(From Council Public Works and Health Committee)

8. [AB2023-522](#) Discussion and request for motion related to Behavioral Health Fund opportunities and recommendations (Council acting as the Health Board)
9. [AB2023-485](#) Resolution affirming that affordable housing and homelessness are a public health crisis and requesting updates on county actions (Council acting as the Health Board)

(From Council Committee of the Whole)

10. [AB2023-529](#) Discussion and approval of a joint Council/Executive letter to the Port of Bellingham regarding broadband investments

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2023-480](#) Appointment to a vacancy on the Business and Commerce Advisory Committee, construction industry representative, Applicant: Dan Dunne
2. [AB2023-506](#) Appointment to vacancies on the Wildlife Advisory Committee, Applicant Kristi Park

CONFIRMATION OF EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Per Whatcom County Code 2.03.070(B), the council must confirm or reject executive appointments within 30 days of submission to the council. County code deems the appointee confirmed if council does not take action within this time.

1. [AB2023-521](#) Request confirmation of the County Executive's appointment of Amber Forest to the Lodging Tax Advisory Committee

ITEMS ADDED BY REVISION

- [AB2023-529](#) Discussion and approval of a joint Council/Executive letter to the Port of Bellingham regarding broadband investments

ADDED 8.8.2023 (FROM COMMITTEE OF THE WHOLE)

INTRODUCTION ITEMS

Council action will not be taken. The council may accept these items for introduction (no action) in a single motion. Changes, in terms of committee assignment for example, may be made at this time.

1. [AB2023-507](#) Ordinance amending the project budget for the Jail Improvement Fund, request no. 6

2. [AB2023-509](#) Ordinance amending the 2023 Whatcom County Budget, request no. 12, in the amount of \$2,126,139
3. [AB2023-526](#) Ordinance establishing parking restrictions on Euclid Avenue as Whatcom County Code 10.24.260
4. [AB2023-528](#) Ordinance establishing parking restrictions on Aldrich Road as Whatcom County Code 10.24.265
5. [AB2023-399](#) Ordinance adopting various amendments to WCC Title 20, Zoning, regarding home-based businesses
6. [AB2023-501](#) Ordinance establishing parking restrictions on Samish Way
7. [AB2023-524](#) Receipt of application to fill a vacancy on the Solid Waste Advisory Committee, waste recycling industry representative, Applicant: William McCarter (deadline for additional applications to this vacancy is 10:00 a.m. on Tuesday, September 5, 2023)
8. [AB2023-518](#) Resolution proposing an amendment to the Whatcom County Charter to define the Sheriff as an appointed rather than elected position

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN