

Whatcom County Council

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



Action Summary

VIRTUAL MEETING - VIEW ONLINE

Tuesday, January 12, 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

Clerk's note: Councilmembers and staff realized while starting the Public Hearing item that the Legislative Information Center recording was not functioning correctly so they paused the meeting then resumed after the technical issues had been resolved. After reconvening the meeting, Council Chair Buchanan went back to items for which Council action was taken and the Council considered and voted on those items again. This included two motions from Committee of the Whole Executive Session and the Minutes Consent items.

They did not repeat the Executive's Report but that report can be heard in the original audio recording which can be accessed as a link in the Meeting Details on the Legislative Information Center.

CALL TO ORDER

ROLL CALL

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

Absent: None

Councilmembers observed a moment of silence for the loss of life at the nation's Capital.

FLAG SALUTE

ANNOUNCEMENTS

COUNTY EXECUTIVE'S REPORT

ANNOUNCEMENTS

(FROM COMMITTEE OF THE WHOLE EXECUTIVE SESSION)

The following two motions were approved 7-0:

Motion 1:

The County Council met in executive session concerning the lawsuit El-Tahel v. Whatcom County, et al., US District Court for the Western District of Washington No. 2:20-cv-0830. Pursuant to Whatcom County Code 2.56, the Council hereby finds the following:

- A. Adam Miller was not acting in a matter in which the county had an interest;
- B. Adam Miller was not acting in the discharge of a duty imposed or authorized by law;
- C. Adam Miller did not act in good faith.

The Council has reviewed the facts of this case in detail. The Council finds that Adam Miller's actions were not taken in matter in which the County had an interest, nor was he actioning in the discharge of a duty imposed or authorized by law. Adam Miller acted in bad faith, and outside of the scope of his employment with Whatcom County. Adam Miller will not be defended and indemnified pursuant to and consistent with the provisions in WCC Chapter 2.56.

Motion 2:

The County Council met in executive session concerning the lawsuit El-Tahel v. Whatcom County, et al., US District Court for the Western District of Washington No. 2:20-cv-0830. Pursuant to Whatcom County Code 2.56, the Council hereby finds the following:

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

The Council has reviewed the facts of this case in detail. As the elected official responsible for hiring, supervision and management of Sheriff's Deputies Bill Elfo was named as defendant in the aforementioned lawsuit. The Council finds that Bill Elfo acted in earnest in regard to this matter, and the Sheriff's Office diligently pursued the investigation of the matter at all times. Bill Elfo took every action possible to further the investigation of Adam Miller's conduct in regard to this matter. As facts were discovered by the Sheriff's Office Bill Elfo took every appropriate action available under the law. Including but not limited to: internal investigation, referral of the investigation to outside police authorities, support of criminal action against Adam Miller, and termination of Adam Miller from the employment of the Whatcom County Sheriff's Office. Bill Elfo will be defended and indemnified pursuant to and consistent with the provisions in WCC Chapter 2.56.

MINUTES CONSENT

Donovan moved to accept the minutes consent items. The motion was seconded by Frazey. The motion carried 7-0.*

*The motions and votes are not noted on the individual files in this section. They are noted on the files after the meeting was paused and then reconvened below.

1. [MIN2020-118](#) Committee of the Whole for November 24, 2020
2. [MIN2020-119](#) Regular County Council for November 24, 2020
3. [MIN2020-120](#) Health Board for December 1, 2020

4. [MIN2020-121](#) Committee of the Whole for December 8, 2020
5. [MIN2020-122](#) Regular County Council for December 8, 2020
6. [MIN2021-001](#) Special Council - Governor's Point for December 17, 2020

PUBLIC HEARINGS

1. [AB2020-553](#) Ordinance granting City of Lynden a non-exclusive franchise for an industrial condensate pipeline

Enactment No: ORD 2021-001

Clerk's note: It was at this point, before a public hearing was held and before any vote on the Public Hearing item, that the meeting was paused. The items below reflect the discussion that took place once the technical issues were resolved.

MEETING RECONVENED AFTER A PAUSE

ANNOUNCEMENTS

(FROM COMMITTEE OF THE WHOLE EXECUTIVE SESSION)

The following two motions were approved 7-0*:

*The motions and votes were done again after the meeting was paused and then reconvened. See detail on the vote after they Council considered the motions a second time below.

Motion 1:

The County Council met in executive session concerning the lawsuit El-Tahel v. Whatcom County, et al., US District Court for the Western District of Washington No. 2:20-cv-0830. Pursuant to Whatcom County Code 2.56, the Council hereby finds the following:

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- B. Adam Miller was not acting in the discharge of a duty imposed or authorized by law;
- C. Adam Miller did not act in good faith.

The Council has reviewed the facts of this case in detail. The Council finds that Adam Miller's actions were not taken in matter in which the County had an interest, nor was he actioning in the discharge of a duty imposed or authorized by law. Adam Miller acted in bad faith, and outside of the scope of his employment with Whatcom County. Adam Miller will not be defended and indemnified pursuant to and consistent with the provisions in WCC Chapter 2.56.

Motion 2:

The County Council met in executive session concerning the lawsuit El-Tahel v. Whatcom County, et al., US District Court for the Western District of Washington No. 2:20-cv-0830. Pursuant to Whatcom County Code 2.56, the Council hereby finds the following:

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

The Council has reviewed the facts of this case in detail. As the elected official responsible for hiring, supervision and management of Sheriff's Deputies Bill Elfo was named as defendant in the aforementioned lawsuit. The Council finds that Bill Elfo acted in earnest in regard to this matter, and the Sheriff's Office diligently pursued the investigation of this matter at all times. Bill Elfo took every action possible to further the investigation of Adam Miller's conduct in regard to this matter. As facts were discovered by the Sheriff's Office Bill Elfo took every appropriate action available under the law. Including but not limited to: internal investigation, referral of the investigation to outside police authorities, support of criminal action against Adam Miller, and termination of Adam Miller from the employment of the Whatcom County Sheriff's Office. Bill Elfo will be defended and indemnified pursuant to and consistent with the provisions in WCC Chapter 2.56.

MINUTES CONSENT

1. [MIN2020-118](#) Committee of the Whole for November 24, 2020

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

2. [MIN2020-119](#) Regular County Council for November 24, 2020

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

3. [MIN2020-120](#) Health Board for December 1, 2020

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

4. [MIN2020-121](#) Committee of the Whole for December 8, 2020

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

5. [MIN2020-122](#) Regular County Council for December 8, 2020

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

6. [MIN2021-001](#) Special Council - Governor's Point for December 17, 2020

APPROVED BY CONSENT

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

Nay: 0

Absent: 0

PUBLIC HEARINGS

1. [AB2020-553](#) Ordinance granting City of Lynden a non-exclusive franchise for an industrial condensate pipeline

ADOPTED

Aye: 6 - Browne, Buchanan, Byrd, Frazey, Elenbaas, and Kershner

Nay: 0

Absent: 0

Abstain: 1 - Donovan

Enactment No: ORD 2021-001

OPEN SESSION (20 MINUTES)

CONSENT AGENDA

(From Council Finance and Administrative Services Committee)

- 1. [AB2020-591](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Chuckanut Health Foundation to provide funding for the Health Department’s mobile syringe services program, in the amount of \$20,000

See motion and vote on item below.

- 2. [AB2020-592](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Compass Health to provide behavioral health services for adult inmates and juveniles involved in the court system in the amount of \$572,717 for a total amended contract amount of \$2,439,780

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

- 3. [AB2020-593](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Opportunity Council to provide housing case management services in the amount of \$271,615 for a total amended contract amount of \$1,865,647

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

- 4. [AB2020-595](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Lydia Place to provide housing case management services in the amount of \$159,267 for a total amended contract amount of \$897,067

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

5. [AB2020-596](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Catholic Community Services to provide housing case management services in the amount of \$157,567 for a total amended contract amount of \$1,207,157

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

6. [AB2020-597](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Northwest Youth Services to provide housing case management services in the amount of \$134,371 for a total amended contract amount of \$958,340

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

7. [AB2020-600](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Birch Bay Chamber of Commerce for the purposes of tourism marketing and operations, in the amount of \$100,000

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

8. [AB2020-601](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Mount Baker Foothills Chamber of Commerce for tourism marketing and operations, in the amount of \$100,000

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

9. [AB2021-001](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Northwest Youth Services to provide reimbursement for COVID-19 related operations and prevention expenditures in the amount of \$58,025 for a total amended contract amount of \$111,816

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

10. [AB2021-002](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Lara Welker Consulting to provide coordination and facilitation to the COVID-19 Community Healthcare Coalition in the amount of \$25,000 for a total amended contract amount of \$50,000

See motion and vote on item below.

11. [AB2021-003](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Washington State Military Department to sustain and enhance Sheriff's Office Division of Emergency Management programs, in the amount of \$74,150

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

12. [AB2021-004](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Sun Community Services for operation and maintenance of Sun House, in the amount of \$340,395 for a total amended contract amount of \$911,665

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

13. [AB2021-006](#) Request authorization for the County Executive to enter into a building lease agreement between Whatcom County and Washington State Department of Natural Resources (DNR will pay \$991.50 in rent and an additional \$240 for janitorial services provided by the county), for a total amount of \$1,231.50 paid by DNR per month

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

14. [AB2021-009](#) Request authorization for the County Executive to enter into an agreement with the University of Washington for access and installation of seismic monitoring equipment at South Fork Park

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

15. [AB2021-010](#) Request authorization for the County Executive to enter into an interlocal agreement amendment between Whatcom County and Whatcom County Fire District 7 to provide COVID-19 testing in an estimated amount of \$188,858 for a total estimated amended contract amount of \$314,763

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

16. [AB2021-011](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Washington State Military Department to obtain two All Hazard Alert Broadcast (AHAB) sirens, in the amount of \$0

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

17. [AB2021-014](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Pacific Security to provide security services at the COVID-19 Temporary Housing Facility in the amount of \$43,547 for a total amended contract amount of \$199,547

See motion and vote on item below.

18. [AB2021-015](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Service Master Cleaning to provide cleaning services at the COVID-19 Temporary Housing Facility in the amount of \$16,667 for a total

amended contract amount of \$166,667

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

19. [AB2021-016](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Lighthouse Mission Ministries to provide oversight and assistance at the COVID-19 Temporary Housing Facility in the amount of \$25,771 for a total amended contract amount of \$373,214

See motion and vote on item below.

20. [AB2021-017](#) 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 \$23,865 for a total amended contract amount of \$262,516

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

21. [AB2021-020](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Northwest Workforce Council to provide reimbursement of wages and benefits for eligible temporary employees working in various COVID-related positions, in the estimated amount of \$14,000 for a total estimated contract amount of \$126,000

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

22. [AB2021-021](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Domestic Violence & Sexual Assault Services to support the Bellingham Whatcom County Commission Against Domestic Violence, in the amount of \$120,000

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

23. [AB2021-022](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Bellingham Food Bank for the procurement, warehousing and distribution of food and other essentials to low and very low income families in the amount of \$276,000

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

24. [AB2021-023](#) Request authorization for the County Executive to enter into a contract between Whatcom County and the Northwest Regional Council in support of the Meals on Wheels program for two years in the amount of \$120,000

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

25. [AB2021-024](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Brent Eyre, ASA for the purposes of legal counsel and consultation for property assessment appeals in the amount of \$20,000 not to exceed a total of \$55,000

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

26. [AB2021-025](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Mark J. Maxwell to continue with the provision of legal representation for an additional amount of \$20,000 in a total amount not to exceed \$45,000

AUTHORIZED BY CONSENT

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

Nay: 1 - Elenbaas

Absent: 0

1. [AB2020-591](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Chuckanut Health Foundation to provide funding for the Health

Department's mobile syringe services program, in the amount of \$20,000

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

10. [AB2021-002](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Lara Welker Consulting to provide coordination and facilitation to the COVID-19 Community Healthcare Coalition in the amount of \$25,000 for a total amended contract amount of \$50,000

AUTHORIZED BY CONSENT

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

Nay: 0

Absent: 0

17. [AB2021-014](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Pacific Security to provide security services at the COVID-19 Temporary Housing Facility in the amount of \$43,547 for a total amended contract amount of \$199,547

AUTHORIZED BY CONSENT

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

Nay: 1 - Byrd

Absent: 0

19. [AB2021-016](#) Request authorization for the County Executive to enter into a contract amendment between Whatcom County and Lighthouse Mission Ministries to provide oversight and assistance at the COVID-19 Temporary Housing Facility in the amount of \$25,771 for a total amended contract amount of \$373,214

AUTHORIZED BY CONSENT

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

Nay: 1 - Byrd

Absent: 0

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2020-598](#) Resolution reflecting the diversity of the County's population by improving written accessibility

APPROVED

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

Nay: 0

Absent: 0

Abstain: 1 - Elenbaas

Enactment No: RES 2021-001

2. [AB2020-599](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Bellingham Whatcom County Tourism for tourism marketing and operations in the amount of \$290,000

AUTHORIZED

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

Nay: 0

Absent: 0

3. [AB2021-008](#) Resolution requesting authorization to make an application and enter into a grant agreement with the Washington State Recreation and Conservation Office for development of Lake Whatcom Park trails

APPROVED

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

Nay: 1 - Byrd

Absent: 0

Enactment No: RES 2021-002

(From Council Criminal Justice and Public Safety Committee)

4. [AB2021-013](#) Resolution adopting Whatcom County policy on indigent defense per RCW 10.101.030 and WCC 2.09

APPROVED

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

Nay: 0

Absent: 0

Enactment No: RES 2021-003

(No Committee Assignment)

5. [AB2021-026](#) Appointment of four members to serve on the 2021 Whatcom County Districting

Committee (two from each major political party: Whatcom County Republican Party nominees are Charlie Crabtree and Jeremiah Ramsey; Whatcom County Democratic Party nominees are Michael Estes and Stephen Jackson)

APPOINTED

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

Nay: 1 - Byrd

Absent: 0

6. [AB2021-027](#) Approval of Water Work Session and Health Board meeting dates for 2021

APPROVED REQUEST

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

Nay: 0

Absent: 0

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2021-030](#) Council appointment to fill vacancy on the Board of Equalization - Applicant(s): Sonja Merk and Peter Visser

NOMINATED AND APPOINTED

Appointed Sonja Merk 6-1

2. [AB2021-031](#) Council appointment to fill vacancies on the Business & Commerce Advisory Committee - Applicant(s): Brad Rader, Troy Muljat, Clark Campbell, Gail Buce, T. Todd Eglund, Candice Leonard

NOMINATED AND APPOINTED

Appointed:

Food Processing: Brad Rader 6-0-1 with Donovan abstaining

Manufacturing: Gail Buce 7-0

Recreation: Clark Campbell 6-0-1 with Donovan abstaining

Other for Profit: Troy Muljat 5-2

3. [AB2021-032](#) Council appointment to fill vacancies on the Climate Impact Advisory Committee - Applicant(s): Ellen Murphy, Katherine Kissinger, Licia Sahagun, Tracy Petroske, William Bethel, Eddy Ury, Imran Sheikh, Amanda Monthei, Fletcher Wilkinson, Ginny Broadhurst

NOMINATED AND APPOINTED

Appointed Kissinger, Murphy, Ury, Bethel, Sheikh, and Broadhurst

4. [AB2021-033](#) Council appointment to fill vacancies on the Flood Control Zone District Advisory

Committee - Applicant(s): Jesse Clawson and Ron Bronsema (Council Acting as the Flood Control Zone District Board of Supervisors)

NOMINATED AND APPOINTED

Appointed:

Special Districts: Bronsema and Dejong

Impacted Cities: Perry and Christensen

7. [AB2021-037](#) Council appointment to fill vacancies on the Planning Commission - Applicant(s): Kimberley Lund, Atul Deshmane, Stephen Jackson, and Candice Leonard

Buchanan started to discuss AB2021-037 then they realized that he had skipped two agenda items. He went back to those items and returned to this item below.

5. [AB2021-034](#) Council appointment to fill vacancies on the Horticulture Pest and Disease Board - Applicant(s): Troy Kortus and John Grubb

APPOINTED

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

Nay: 0

Absent: 0

6. [AB2021-036](#) Council appointment to fill vacancies on the Lummi Island Ferry Advisory Committee - Applicant(s): Jim Dickinson, Steven Lurenz, and Mike McKenzie

NOMINATED AND APPOINTED

Appointed Dickinson and McKenzie

7. [AB2021-037](#) Council appointment to fill vacancies on the Planning Commission - Applicant(s): Kimberley Lund, Atul Deshmane, Stephen Jackson, and Candice Leonard

NOMINATED AND APPOINTED

Appointed Atul Deshmane

8. [AB2021-040](#) Council appointment to fill vacancies on the Portage Bay Shellfish Protection District Advisory Committee - Applicant(s): Albert de Boer, Fred Likkell, and Christine Woodward

APPOINTED

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

Nay: 0

Absent: 0

9. [AB2021-043](#) Council appointment to fill vacancies on the Solid Waste Advisory Committee - Applicant(s): Kevin Moore

APPOINTED

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

Nay: 0

Absent: 0

- 10. [AB2021-044](#) Council appointment to fill vacancy on the Sumas/Everson/Nooksack Flood Subzone Advisory Committee - Applicant(s): Aaron Kurashige (Council Acting as the Flood Control Zone District Board of Supervisors)

APPOINTED

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

Nay: 0

Absent: 0

- 11. [AB2021-045](#) Council appointment to fill vacancy on the Birch Bay Watershed and Aquatic Resource Management District (BBWARM) Advisory Committee - Applicant(s): Robert Shanabarger (Council Acting as the Flood Control Zone District Board of Supervisors)

APPOINTED

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

Nay: 0

Absent: 0

- 12. [AB2021-046](#) Council appointment to fill vacancy on the Acme/VanZandt Flood Subzone Advisory Committee - Applicant(s): Candice Leonard (Council Acting as the Flood Control Zone District Board of Supervisors)

APPOINTED

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

Nay: 0

Absent: 0

ITEMS ADDED BY REVISION

INTRODUCTION ITEMS

- 1. [AB2021-018](#) Ordinance amending the 2021 Whatcom County Budget, request no. 2, in the amount of \$5,839,516

INTRODUCED

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

Nay: 2 - Byrd, and Elenbaas

Absent: 0

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

ADJOURN