

# **Whatcom County Council Committee of the Whole-Executive Session**

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



## **Committee Minutes - Draft Minutes**

**Tuesday, September 21, 2021**

**12 PM**

**Virtual Meeting**

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

### **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.

## **Call To Order**

Council Chair Barry Buchanan called the meeting to order at 12:02 p.m. in a virtual meeting.

## **Roll Call**

**Present:** 6 - Rud Browne, Barry Buchanan, Tyler Byrd, Todd Donovan, Ben Elenbaas, and Carol Frazey

**Absent:** 1 - Kathy Kershner

## **Committee Discussion**

**Attorney Present: George Roche.**

Buchanan stated that discussion of agenda item one may take place in executive session pursuant to RCW 42.30.110(1)(i).

*Donovan moved* to go into executive session to discuss the agenda items pursuant to the RCW citation as announced by the Council Chair. The motion was seconded by Byrd.

The motion carried by the following vote:

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

**Nay:** 0

**Absent:** 1 - Kershner

1. [AB2021-550](#) Discussion of litigation with Civil Deputy Prosecutor, George Roche in re: Steven L. Kayser and Gloria Young, individually, and as husband and wife, Plaintiffs, vs. Whatcom County, a political subdivision of the State of Washington, and David McEachran, Prosecuting Attorney for Whatcom County in his official capacity, Defendants, in the United States District Court, Western District of Washington at Seattle, Case No.: 2:18-cv-01492-RSM. [Discussion of this item may take place in executive session (closed to the public) pursuant to RCW 42.30.110(1)(i)]

**This agenda item was DISCUSSED.**

## **Items Added by Revision**

There were no agenda items added by revision.

## **Other Business**

There was no other business.

## **Adjournment**

The meeting adjourned at 12:28 p.m.

ATTEST:

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WA

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

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Barry Buchanan, Council Chair

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Kristi Felbinger, Minutes Transcription