

Whatcom County Council

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



Minutes - Final

VIRTUAL MEETING - VIEW ONLINE

Tuesday, July 21, 2020

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

CALL TO ORDER

Council Chair Barry Buchanan called the meeting to order at 6 p.m. in a virtual meeting.

ROLL CALL

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

Absent: None

ANNOUNCEMENTS

COUNTY EXECUTIVE'S REPORT

Satpal Sidhu, County Executive, stated he did not have a report.

MINUTES CONSENT

Donovan moved to accept the minutes consent items. The motion was seconded by Byrd (see votes on individual items below).

1. [MIN2020-060](#) Regular County Council for May 19, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

2. [MIN2020-061](#) Committee of the Whole - Budget Retreat for May 26, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

3. [MIN2020-062](#) Special Council for June 1, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

4. [MIN2020-063](#) Regular County Council Part 1 for June 2, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

5. [MIN2020-064](#) Regular County Council for June 2, 2020 Part 2

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

6. [MIN2020-065](#) Committee of the Whole - Executive Session for June 2, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

7. [MIN2020-070](#) Committee of the Whole for June 16, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

8. [MIN2020-071](#) Regular County Council for June 16, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

9. [MIN2020-072](#) Special Committee of the Whole for June 23, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

10. [MIN2020-073](#) Water Work Session for June 23, 2020

Donovan moved and Byrd seconded that the Minutes Consent be APPROVED BY CONSENT. The motion carried by the following vote:

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

Nay: 0

Absent: 0

PUBLIC HEARINGS

Clerk's note: Council staff showed a short informational video on how to speak at the public hearing.

1. [AB2020-253](#) Resolution authorizing Whatcom County to enter into a twenty-year communication tower lease agreement with Verizon Wireless for an existing tower site located at the Lookout Mountain Forest Reserve

Mike McFarlane, Parks and Recreation Department Director, briefed the Councilmembers and answered questions about whether there was a bid process, whether Verizon would have an opportunity to go somewhere else if this is not approved, whether the County is obligated to what the lease rent schedule puts the value at, how often the rent schedule changes, the likelihood that the schedule will change in five years, and whether the County can leverage the tower to extend the radio access for emergency responders.

Buchanan opened the public hearing and hearing no one, closed the public hearing.

Browne moved to hold this item and the next one (AB2020-254) until they hear from representatives of the Emergency Operations Center radio department. The motion was seconded by Byrd.

Bill Elfo, Sheriff, and McFarlane explained issues with holding the second item.

Browne withdrew his motion and **moved** to hold this item in Council until they hear from the new Emergency Operations Center radio person. The motion was seconded by Donovan.

Councilmembers, staff, and Satpal Sidhu, County Executive, discussed the motion.

Browne's motion that the Resolution Requiring a Public Hearing be HELD IN COUNCIL carried by the following vote:

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

Nay: 0

Absent: 0

Enactment No: RES 2020-031

2. [AB2020-254](#) Resolution authorizing Whatcom County to enter into a twenty-year communication lease agreement with PI Tower Development LLC for an existing tower site located at the Lookout Mountain Forest Reserve

Mike McFarlane, Parks and Recreation Department Director, answered questions about whether this is a new tower, why the rate for this new tower is less than renewing the existing towers discussed in AB2020-253, whether the County is paying a portion of the tower, whether other solutions such as high-speed internet could be added and if it would incur additional costs, and whether it is right next to the Verizon tower.

Byrd moved to hold this item in Council then **withdrew** his motion.

Buchanan opened the public hearing and hearing no one, closed the public hearing.

Byrd moved to hold this item in Council. The motion failed for lack of a second.

Browne moved that the Resolution be approved. The motion was seconded by Frazey.

The following people spoke and answered questions:

- Bill Elfo, Sheriff, answered whether it is time sensitive for both

Whatcom and Skagit County.

- McFarlane answered who funds the construction and what budget that comes out of.
- Satpal Sidhu, County Executive, spoke about the history of this tower.
- Dana Brown-Davis, Clerk of the Council, and McFarlane answered whether this agenda item came through the Finance and Administrative Services Committee and what triggers a file to be discussed in that committee.

Councilmembers continued to discuss the item.

Browne's motion that the Resolution Requiring a Public Hearing be APPROVED carried by the following vote:

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

Nay: 0

Absent: 0

Enactment No: RES 2020-029

OPEN SESSION (20 MINUTES)

Clerk's note: Council staff showed a short informational video on how to speak at the open session.

Buchanan opened the open session and the following person spoke:

Richard Pylilo spoke about allowing visitation at nursing homes.

Seeing no one else, Buchanan closed the open session.

Kershner spoke about Mr. Pylilo's comments and stated she would like to get feedback from the Council about crafting a letter to the Governor's Office about looking at long term care facilities and coming up with a plan so loved ones would be able to visit.

Dana Brown-Davis, Clerk of the Council, stated it would be appropriate for Councilmember Kershner to write a letter and present it to the Council for their approval next week.

CONSENT AGENDA

Clerk's note: Buchanan stated they would go through each agenda item separately.

(From Council Finance and Administrative Services Committee)

1. [AB2020-211](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Nooksack Valley School District to provide behavioral health services, in the amount of \$120,000

Dana Brown-Davis, Clerk of the Council, clarified the process for deciding to hold items in Committee.

Byrd reported for the Finance and Administrative Services Committee and **moved** that the item be held in committee.

Councilmembers and Satpal Sidhu, County Executive, discussed the motion to hold and whether it is ok to wait until August to consider it.

Byrd's motion that the Interlocal be HELD IN COMMITTEE carried by the following vote:

Aye: 5 - Buchanan, Byrd, Donovan, Elenbaas, and Kershner

Nay: 1 - Frazey

Absent: 0

Abstain: 1 - Browne

2. [AB2020-220](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Lynden School District to provide behavioral health services, in the amount of \$111,000

Byrd reported for the Finance and Administrative Services Committee and moved that the Interlocal be HELD IN COMMITTEE. The motion carried by the following vote:

Aye: 5 - Buchanan, Byrd, Donovan, Elenbaas, and Kershner

Nay: 2 - Browne, and Frazey

Absent: 0

3. [AB2020-231](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Blaine School District to provide behavioral health services, in the amount of \$131,400

Byrd reported for the Finance and Administrative Services Committee and moved that the Interlocal be HELD IN COMMITTEE. The motion carried by the following vote:

Aye: 5 - Buchanan, Byrd, Donovan, Elenbaas, and Kershner

Nay: 2 - Browne, and Frazey

Absent: 0

4. [AB2020-235](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Meridian School District to provide behavioral health services, in the amount of \$108,000

dana

Byrd reported for the Finance and Administrative Services Committee and moved that the Interlocal be HELD IN COMMITTEE. The motion carried by the following vote:

Aye: 5 - Buchanan, Byrd, Donovan, Elenbaas, and Kershner

Nay: 2 - Browne, and Frazey

Absent: 0

Dana Brown-Davis, Clerk of the Council, answered whether the next three items could be considered with a single motion. A motion was approved 5-2 with Frazey and Browne opposed, that the following three agenda items be Held in Committee (see motions and votes on individual items below).

5. [AB2020-236](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Ferndale School District to provide behavioral health services, in the amount of \$120,000

Byrd reported for the Finance and Administrative Services Committee and moved that the Interlocal be HELD IN COMMITTEE. The motion carried by the following vote:

Aye: 5 - Buchanan, Byrd, Donovan, Elenbaas, and Kershner

Nay: 2 - Browne, and Frazey

Absent: 0

6. [AB2020-237](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Bellingham School District #501 to provide behavioral health services, in the amount of \$138,000

Byrd reported for the Finance and Administrative Services Committee and moved that the Interlocal be HELD IN COMMITTEE. The motion carried by the following vote:

Aye: 5 - Buchanan, Byrd, Donovan, Elenbaas, and Kershner

Nay: 2 - Browne, and Frazey

Absent: 0

7. [AB2020-244](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and Mount Baker School District to provide behavioral health services, in the amount of \$108,000

Byrd reported for the Finance and Administrative Services Committee and moved that the Interlocal be HELD IN COMMITTEE. The motion carried by the following vote:

Aye: 5 - Buchanan, Byrd, Donovan, Elenbaas, and Kershner

Nay: 2 - Browne, and Frazey

Absent: 0

8. [AB2020-261](#) Request authorization for the County Executive to enter into a lease agreement between Whatcom County and the Boys and Girls Club of Whatcom County for use and maintenance of the baseball fields on County property adjoining the Phillips 66 soccer fields

Byrd reported for the Finance and Administrative Services Committee and *moved* that the Agreement be authorized by consent. The motion was seconded by Donovan.

Mike McFarlane, Parks and Recreation Department Director, gave a staff report and answered whether there are separate lease agreements with different agencies and why one agency does not do it all.

Byrd's motion that the Agreement be AUTHORIZED BY CONSENT carried by the following vote:

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

Nay: 0

Absent: 0

9. [AB2020-286](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Lummi Nation for the purpose of effectuating efficient law enforcement, in the amount of zero dollars

Byrd reported for the Finance and Administrative Services Committee and *moved* that the Interlocal be authorized by consent. The motion was seconded by Elenbaas.

Bill Elfo, Sheriff, gave a staff report and answered questions about how it works in practice if Lummi Tribal police officers apprehend a non-tribal person and if that case would go through the tribal court system, what this interlocal will change in the current situation, whether this interlocal expands a tribal police officer's ability to arrest non-tribal members on

their reservation or tribal lands, whether a tribal police officer still has power of arrest if he pursues a non-tribal member and that suspect exits tribal lands, and whether that would change mutual aid.

Satpal Sidhu, County Executive, stated there will be a ceremony sometime soon to sign this historic agreement.

Byrd's motion that the Interlocal be AUTHORIZED BY CONSENT carried by the following vote:

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

Nay: 0

Absent: 0

10. [AB2020-288](#) Request authorization for the County Executive to enter into a contract between Whatcom County and Lake Whatcom Water and Sewer District to provide emergency management services, in the amount of \$100,000

Byrd reported for the Finance and Administrative Services Committee and moved that the Contract be AUTHORIZED BY CONSENT. The motion was seconded by Donovan. The motion carried by the following vote:

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

Nay: 0

Absent: 0

11. [AB2020-289](#) Request authorization for the County Executive to award Bid #20-22 and enter into a subsequent contract between Whatcom County and Foss Maritime for the annual drydocking, repair and maintenance of the Whatcom Chief ferry, in the amount of \$436,161

Byrd reported for the Finance and Administrative Services Committee and **moved** that the Bid Award be authorized by consent. The motion was seconded by Donovan.

Jon Hutchings, Public Works Department Director, reported on the item.

Byrd's motion that the Bid Award be AUTHORIZED BY CONSENT carried by the following vote:

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

Nay: 0

Absent: 0

OTHER ITEMS

(From Council Finance and Administrative Services Committee)

1. [AB2020-276](#) Ordinance amending the 2020 Whatcom County Budget, request no. 14, in the amount of \$1,810,500

Byrd reported for the Finance and Administrative Services Committee and moved that the Ordinance be ADOPTED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 0

Enactment No: ORD 2020-039

2. [AB2020-277](#) Ordinance establishing the Silver Beach Creek Fund and establishing a project based budget for the Silver Beach Creek Stormwater Improvements Fund

Byrd reported for the Finance and Administrative Services Committee and moved that the Ordinance be ADOPTED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 0

Enactment No: ORD 2020-040

3. [AB2020-290](#) Request permission for the County Council to authorize the County Executive to award Bid #20-24 and execute a construction contract with the low bidder, Williamson Construction, for the Twinview Levee Improvement Project in the amount of \$60,814.25 including all taxes (Council acting as the Flood Control Zone District Board of Supervisors)

Byrd reported for the Finance and Administrative Services Committee and moved that the Contract (FCZDBS) be AUTHORIZED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 0

4. [AB2020-298](#) Request authorization for the County Executive to enter into an interlocal agreement between Whatcom County and the Cities of Blaine, Everson, Ferndale, Nooksack, Lynden and Sumas for the purposes of supporting a coordinated use of the local

CARES Act federal dollars and cost sharing related to the COVID-19 health crisis *Byrd* reported for the Finance and Administrative Services Committee and *moved* that the Interlocal be authorized as amended in Committee. The motion was seconded by Donovan.

The following people spoke:

- Tyler Schroeder, Executive's Office, briefed the Councilmembers and answered questions.
- Karen Frakes, Prosecuting Attorney's Office, spoke about the proposed amendment and how it would affect the interlocal.
- Satpal Sidhu, County Executive, spoke about time constraints and stated the other jurisdictions are in favor of the “buckets” of allocations and if the Council is in general agreement the Administration will work with them if they need to make changes.

Councilmembers and staff discussed the motion to authorize the amended version.

Byrd moved to further amend the interlocal to remove the final Addendum as well as the following references to the Addendum:

The final Whereas statement on page two of the Agreement:

~~**WHEREAS**, the Parties currently seek to establish a cost sharing agreement for the CARES Act Relief Funding as further articulated in Addendum No. 1 to this Agreement.~~

And the first line of page three of the Agreement:

~~The terms of this joint action item and the related cost sharing are set forth in Addendum No. 1, which is attached hereto and incorporated into this Agreement.~~

And the last sentence of paragraph two on page three of the Agreement:

~~The Parties agree to establish and maintain appropriate budget spending thresholds to satisfy the funding commitments set forth in Addendum No. 1.~~

The motion was seconded by Kershner.

The motion to further amend failed by the following vote:

Aye: 3 - Kershner, Byrd, and Elenbaas

Nay: 4 - Frazey, Browne, Buchanan, and Donovan

Councilmembers and Schroeder continued to discuss the motion to authorize the amended Interlocal Agreement. Schroeder stated he could bring the business grant guidelines and the contract that was developed between the City of Bellingham and Whatcom County's legal staff that would be utilized for these business grants to the Council for their review at their August 5th meeting.

The motion to approve the amended version of the Agreement failed by the following vote:

Aye: 1 - Browne

Nay: 6 - Kershner, Buchanan, Byrd, Donovan, Elenbaas, and Frazey

Donovan moved to approve the Interlocal Agreement as presented in the packet. The motion was seconded by Frazey.

Councilmembers and staff continued their discussion.

The motion carried by the following vote:

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

Nay: 2 - Byrd and Elenbaas

Kershner moved that the Administration request authorization from Council for all expenditures related to the CARES Act funding prior to disbursement. The motion was seconded by Byrd.

Donovan suggested a friendly amendment to add "regardless of the amount."

Kershner accepted the friendly amendment.

Councilmembers and Sidhu discussed the motion.

Frakes stated that to change the purchasing policies and the threshold level for Council review would require an ordinance and not just a motion.

Buchanan moved to hold the motion until they get a legal analysis.

Kershner withdrew her motion with an understanding that there is a strong desire to have information about how the CARES Act money is spent.

Byrd requested to set up a time at the next meeting to get questions answered on this item and to formalize a process for moving forward.

Schroeder answered a question about what other jurisdictions have approved the Interlocal Agreement as it stands today.

As already noted above, Donovan's motion that the Interlocal be AUTHORIZED as presented in the packet carried by the following vote:

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

Nay: 2 - Byrd, and Elenbaas

Absent: 0

(From Council Public Works and Health Committee)

5. [AB2020-296](#) Resolution approving the Lake Whatcom Water and Sewer District Comprehensive Sewer Plan 2020 Update

Frazey reported for the Public Works and Health Committee and moved that the Resolution be APPROVED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 1 - Byrd

Enactment No: RES 2020-030

COUNCIL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2020-281](#) Appointment to the Wildlife Advisory Committee, member with technical expertise, applicant(s): Barry Wenger

Donovan moved and Browne seconded that Barry Wenger be APPOINTED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 0

2. [AB2020-282](#) Appointment to the Homeless Strategies Workgroup, Homeless Advocate position, applicant(s): Markis (Dee) Stidham

Browne moved and Frazey seconded that Markis (Dee) Stidham be APPOINTED. The motion carried by the following vote:

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

Nay: 0

Absent: 0

3. [AB2020-283](#) Appointment to Consolidated Drainage Improvement District 1, supervisor position 3, applicant(s): James Bouma

Donovan moved and Byrd seconded that James Bouma be APPOINTED. The motion carried by the following vote:

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

Nay: 0

Absent: 0

EXECUTIVE APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

1. [AB2020-285](#) Request confirmation of County Executive's appointment of Alysa Oradat to the Developmental Disabilities Advisory Board

Frazey moved and Byrd seconded that Alysa Oradat be CONFIRMED. The motion carried by the following vote:

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

Nay: 0

Absent: 0

INTRODUCTION ITEMS

Browne moved to introduce items one through four. The motion was seconded by Byrd (see votes on individual items below).

Dana Brown-Davis, Clerk of the Council, answered a question about whether these introduction items will go to their respective committees to be discussed at the next meeting.

1. [AB2020-086](#) Ordinance granting Cellco Partnership d/b/a Verizon Wireless, a non-exclusive franchise for the provision of wireless telecommunications services

Browne moved and Byrd seconded that the Ordinance Requiring a Public Hearing be INTRODUCED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 0

2. [AB2020-297](#) Ordinance amending the 2020 Whatcom County Budget, request no. 15, in the amount of \$716,503

Browne moved and Byrd seconded that the Ordinance be INTRODUCED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 0

Enactment No: ORD 2020-042

3. [AB2020-291](#) Ordinance regarding installation of stop signs on certain County Roads

Browne moved and Byrd seconded that the Ordinance Requiring a Public Hearing be INTRODUCED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 0

Enactment No: ORD 2020-041

4. [AB2020-300](#) Appointment to the Homeless Strategies Workgroup, Special Populations position, applicant(s): Michael Berres

Browne moved and Byrd seconded that the Council Appointment Requiring Introduction be INTRODUCED. The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Absent: 0

COMMITTEE REPORTS, OTHER ITEMS, AND COUNCILMEMBER UPDATES

Browne moved that they take the \$391,500 from Reserve/Unallocated referenced in AB2020-298 and move it to the allocation for digital infrastructure for distance learning. The motion was seconded by Donovan.

Councilmembers and Satpal Sidhu, County Executive, discussed the motion.

The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Browne moved that the Councilmembers maintain a standing availability to meet at 1 p.m. every Tuesday for two hours until it is no longer needed. The motion was seconded by Buchanan.

Councilmembers discussed the motion and the meeting time.

Councilmembers, Sidhu, and Dana Brown-Davis, Clerk of the Council, discussed how much notice is needed for a special meeting, the fact that only files that are on the agenda of a special meeting can be acted upon, and what constitutes a special meeting.

Kershner spoke about a concern regarding bringing students back to Western Washington University in the fall.

The motion carried by the following vote:

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

Nay: 1 - Elenbaas

Councilmembers discussed students going back to school and whether there should be fines for egregious behavior as it relates to not taking COVID-19 precautions.

Brown-Davis clarified that two of the introduction items will go straight to Council for Public Hearings as opposed to being discussed in committee.

ADJOURN

The meeting adjourned at 9:12 p.m.

The County Council approved these minutes on August 5, 2020.

ATTEST:

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WA

Dana Brown-Davis, Council Clerk

Barry Buchanan, Council Chair

Kristi Felbinger, Minutes Transcription

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