

# **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 - Final**

**Tuesday, January 24, 2023**

**3:30 PM**

**Hybrid Meeting**

**HYBRID MEETING - ADJOURNS BY 4:30 P.M.; MAY BEGIN EARLY  
(PARTICIPATE IN-PERSON AT 311 GRAND AVENUE SUITE 101, SEE REMOTE  
JOIN INSTRUCTIONS AT [www.whatcomcounty.us/joinvirtualcouncil](http://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.

## Call To Order

## Roll Call

**Present:** 7 - Barry Buchanan, Tyler Byrd, Todd Donovan, Ben Elenbaas, Carol Frazey, Kaylee Galloway, and Kathy Kershner

**Absent:** None

## Announcements

## Committee Discussion

**Attorneys Present: Karen Frakes, Chris Quinn, and Royce Buckingham.** Buchanan stated that discussion of agenda items one through three may take place in executive session pursuant to RCW 42.30.110 (1)(i). Executive session will conclude no later than 4:30 p.m. If the meeting extends beyond the stated conclusion time, Council Staff will make a public announcement.

***Donovan moved*** to go into executive session until no later than 4:30 p.m. to discuss the agenda item(s) pursuant to the RCW citation(s) as announced by the Council Chair. The motion was seconded by Byrd.

The motion carried 7-0.

1. [AB2023-060](#) Discussion with Whatcom County Planning and Development Services, County legal, and outside counsel, Dennis McLerran, regarding Petrogas permit compliance [Discussion of this item may take place in executive session (closed to the public) pursuant to 42.30.110 (1)(i)]

**This agenda item was DISCUSSED.**

2. [AB2023-053](#) Discussion with Whatcom County Public Works and County legal regarding potential litigation related to the acquisition of property located at Smith and Hannegan Roads for road project [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.**

3. [AB2023-058](#) Discussion of pending litigation with Civil Deputy Prosecutor George Roche, re: Olga Grishchuk, an individual, Victor Grishchuk, an individual, and Michael Grishchuk, an individual v. Andrew Mellema, an individual, and Whatcom County, Whatcom County Superior Court Cause No. 22-2-01274-37 [Discussion of this item may take place in executive session (closed to the public) pursuant to RCW42.30.110 (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 4:33 p.m.

The County Council approved these minutes on February 7, 2023.

ATTEST:

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WA

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

\_\_\_\_\_  
Barry Buchanan, Council Chair

\_\_\_\_\_  
Kristi Felbinger, Minutes Transcription

SIGNED COPY ON FILE