

MEETING MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
TUESDAY, FEBRUARY 11, 2014

Legislative Hearing Room, 55 Second Street, Friday Harbor, WA

09:07 AM CALL TO ORDER

Council Chair Hughes called the meeting to order at 09:07 AM. Present: Council Members Rick Hughes and Jamie Stephens (Bob Jarman absent); County Manager Mike Thomas, Clerk to the Council Ingrid Gabriel and interested members of the public.

Moved by Mr. Stephens, seconded by Mr. Hughes to excuse Council Vice Chair Bob Jarman from the meeting of February 11, 2014. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Flag Salute

Chair Hughes read a statement from Fire Chief Kevin O'Brien (Orcas Island) thanking volunteers who assisted in fighting the recent fire at the Deer Harbor marina.

Approval of Minutes:

Moved by Mr. Stephens, seconded by Mr. Hughes to approve the minutes of Monday, February 3, 2014. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to approve the minutes of Tuesday, February 4, 2014. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Review and Approve Consent Agenda:

Moved by Mr. Stephens, seconded by Mr. Hughes to approve the Consent Agenda of Tuesday, February 11, 2014, as follows:

A. Resolution(s): Resolution Authorizing Treasurer to Cancel Uncollectible Personal Property Taxes

B. Budget Items:

The Auditor's office requests approval of payroll expenditures and associated benefit expenditures for the pay period ending 1/24/14:

- Payroll Gross: \$ 1,176,175.44
- Employer Benefits: \$ 398,670.40

The Auditor's office requests approval for the following warrants issued the week of January 27, 2014:

- Warrant #136338 – 136340 Veteran's assistance in the amount of \$500.00
- Warrant #136426–136483 County claims in the amount of \$53,467.05
- Warrant #136484 – 136505 Public Works claims in the amount of \$21,338.37

VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Approval of Correspondence:

Moved by Mr. Stephens, seconded by Mr. Hughes to approve the Georgetown Energy Prize letter. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Recognition: John Willis, Orcas Island Weather Reporter; Lee Lehman, Public Works Retiree

Citizens Access: The following citizens submitted comments: none

09:17 AM PUBLIC HEARING: To Consider an Ordinance Regarding Critical Areas; Amending Ordinance Nos. 26-2013 (General Regulations), 28-2012 (Wetlands) and 29-2012 (Fish and Wildlife Habitat Conservation Areas); and San Juan County Code Sections 18.20.040, 18.20.090, 18.20.140, 18.30.110, 18.80.020, 18.80.070, 18.30.150, and 18.30.160 (continued from February 4) – Linda Kuller, Senior Planner; Amy Vira, Deputy Prosecuting Attorney
Present: Council (Jarman excused), County Manager Mike Thomas, Clerk to the Council Ingrid Gabriel and interested members of the public.

Chair Hughes opened the public hearing to consider adopting the Ordinance. Ms. Kuller and Ms. Vira presented the Ordinance and answered Council's questions.

Chair Hughes opened public testimony. The following citizens offered testimony: Ed Kilduff, Tom Starr, Kyle Loring, Dave Cable.

Chair Hughes closed public testimony with the right to reopen. After discussion, the Council took the following action:

Moved by Mr. Stephens, seconded by Mr. Hughes to strike on page 12, line 30 “with a Rational Method runoff coefficient greater than .35”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to strike on page 13, line 36 “new and expanding agricultural activities – means agricultural activities that expand beyond the current geographic footprint existing on the effective date of this ordinance”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to add on page 17, line 14 after “wetlands”...”in or within 300 feet of the proposed development area” and strike “205” and add “200 feet”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes

Moved by Mr. Stephens, seconded by Mr. Hughes to strike on page 26, line 36 “205” and replace it with “300” and strike “110” and replace it with “200 feet”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved Mr. Stephens, seconded by Mr. Hughes to add on page 2, line 36 at the end of the phrase “by this code” the word “and”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes

Moved by Mr. Stephens, seconded by Mr. Hughes to delete on page 30, line 30 “205” and replace it with “300”; delete “110” and replace it with “200 feet from a...”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to delete on page 31, line 16 “205” and replace it with “300”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to strike page 36, lines 31 through 49 wherever there is a “205” and replace it with “300”; accept the re-lettering; change Table 3.8 to 3.5; strike on line 46 “steps 3-7 to...”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to add on page 38 Table 3.3A under column two “Types of Land Uses” under “High Land Use Intensity” add “institutional”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to direct staff to go through proposed changes for table and lettering throughout the remainder of the document. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes direct staff to change the following: in reference to the fish and wildlife habitat conservation areas, change “110” to “200”; in reference to wetlands, change “205” to “300”, and “125” to “110”. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to continue the public hearing to 9:15 AM, Tuesday, February 25.

10:05 AM ACTION: To Consider a Resolution to Declare Intent to Vacate and Abandon a Portion of Cattle Point Road Number 18 on San Juan Island and Direct the County Engineer to Make a Report on the Vacation and Abandonment – Shannon Wilbur, Senior Project Engineer

Ms. Wilbur presented the Resolution and answered Council’s questions. After discussion, the Council took the following action:

Moved by Mr. Stephens, seconded by Mr. Hughes to declare intent to vacate and abandon a portion of Cattle Point Road number 18 on San Juan Island and direct the

County Engineer to make a report on the Vacation and Abandonment. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

11:02 AM PRESENTATION: Noxious Weed Board Report & 2014 Work Plan – Bruce Gregory, Chair; Judy Jackson, Coordinator; Jason Ontjes, Assistant Coordinator

Mr. Gregory presented the Report and Plan and answered Council's questions.

11:17 AM PRESENTATION: Land Bank Report & 2014 Work Plan – Doug Strandberg, Chair; Lincoln Bormann, Director Land Bank

Mr. Bormann and Mr. Strandberg presented the Report and Plan and answered Council's questions.

11:43 PM RECESS

01:03 PM DISCUSSION: Proposed Ordinance Change for Lodging Tax Funds. – Milene Henley, Auditor

Ms. Henley presented the draft Ordinance and answered Council's questions. After discussion, the Council took the following action:

Moved by Mr. Stephens, seconded by Mr. Hughes to set a public hearing for an Ordinance Increasing the Required Reserves in the Lodging Tax Fund on Tuesday, March 5 at 9:15 AM. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

01:08 PM ADDITIONAL CORRESPONDENCE:

Moved by Mr. Stephens, seconded by Mr. Hughes to approve a letter to Representative Jeff Morris in support of House and Senate Bills 1129 (ferries) as amended. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Mr. Stephens requested Council agreement to approve a stormwater grant letter from the Action Agenda Oversight Group (AAOG) that will benefit stormwater management of the Eastsound bioswale and Weeks wetland. The Council agreed.

Moved by Mr. Hughes, seconded by Mr. Stephens to authorize Mr. Stephens to submit an application to be accepted as a commenter from San Juan County regarding Kinder Morgan oil transportation through San Juan County. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

Moved by Mr. Stephens, seconded by Mr. Hughes to approve an Action Agenda Oversight Group submit a letter requesting the Environmental Protection Agency to apply for intervener status in the Kinder Morgan pipeline process. VOTE: 2:0:0 (Jarman excused); MOTION CARRIED.

01:32 PM COUNCIL MEMBER, COUNTY MANAGER & CLERK UPDATES & DISCUSSION ITEMS:

Mr. Stephens: Will attend ferry reservations meeting; will attend a meeting on Lopez with a group from Whidbey Naval Air force Base coming to discuss Navy jets; will also attend a Northsound Mental Health Administration meeting on Thursday, February 20.

Mr. Hughes: Will attend a Water Resource Management Committee meeting followed by a Deer Harbor Planning and Review Committee (DHPRC).

Mr. Thomas (County Manager): Discussed Community Meetings scheduled for March 18, 19 and 20.

01:40 PM ADJOURN

Mr. Hughes adjourned the meeting.

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

These Minutes were approved and signed on February 25, 2014. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.