

**MEETING MINUTES**  
**SAN JUAN COUNTY (SJC), WASHINGTON**  
**COUNTY COUNCIL**  
**MONDAY, SEPTEMBER 08, 2014**

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

**09:02 AM CALL TO ORDER & FLAG SALUTE**

Council Chair Hughes called the meeting to order at 09:02 AM. Present: Council Members Bob Jarman, Rick Hughes and Jamie Stephens, County Manager Mike Thomas, Clerk to the Council Ingrid Gabriel and interested members of the public.

**Proclamation:** National Constitution Week - San Juan Islands Chapter, Daughters of the American Revolution

**MOVED by Mr. Stephens, seconded by Mr. Jarman for approval of the proclamation recognizing Constitution Week. ALL AYES; MOTION CARRIED.**

**Citizens Access:** The following citizens submitted comments: Sean Scott, Richard Strathman, Deb Nolan.

**09:16 AM PRESENTATION:** Washington State University (WSU) Extension Forestry Education Programs for San Juan County – Kevin Zobrist, WSU Extension Forester; Tom Schulz, WSU Extension

Mr. Zobrist and Mr. Schultz presented the Program and answered Council's questions.

**10:03 AM DISCUSSION:** Economic Development Element (2nd touch) – Victoria Compton, Executive Director Economic Development Council; Julie Thompson, Planner III

Ms. Compton and Ms. Thompson presented the Element and answered Council's questions.

**10:50 AM PRESENTATION:** Countywide "Leave No Trace Presentation" – Dona Wuthnow, Director Parks & Fair; Marcia de Chadenedes, Bureau of Land Management, Manager San Juan Islands National Monument; Lee Taylor, National Park Service, Superintendent San Juan Island National Historical Park; Jennifer Brown-Scott, Area Manager U.S. Fish and Wildlife Service; [by teleconference] Dana Watts, Leave No Trace Center for Outdoor Ethics Executive Director; Dave Winter, Leave No Trace Center for Outdoor Ethics Strategic Partnerships and Outreach Director.

The presenters gave a PowerPoint explaining the Program and answered Council's questions.

**11:35 AM EXECUTIVE SESSION:** To discuss current and pending litigation pursuant to RCW 42.30.110(1)(i) – Linda Kuller, Senior Planner; Amy Vira, Deputy Prosecuting Attorney; Kyle Dodd, Environmental Health Manager  
**Present:** Council, County Manager Mike Thomas and Clerk to the Council Ingrid Gabriel.

At 11:35 AM, Council Chair Hughes announced that the Council would be holding an **executive session** to discuss current and pending litigation pursuant to RCW 42.30.110(1)(i) estimated to last 30 minutes.

The session ended at 12:20 PM for a total executive session time of 55 minutes.

**No Action was taken.**

**12:20 PM EXECUTIVE SESSION:** Evaluation of the Performance of a Public Employee pursuant to RCW 42.30.110 (1)(g) – Pamela Morais, Human Resource Manager  
**Present:** Council, County Manager Mike Thomas and Clerk to the Council Ingrid Gabriel.

At 12:25 PM, Council Chair Hughes announced that the Council would be holding an **executive session** to discuss the evaluation of the performance of a public employee pursuant to RCW 42.30.110 (1)(g) estimated to last 35 minutes.

The session ended at 1:15 PM for a total executive session time of 40 minutes.

**No Action was taken.**

Ms. Gabriel stepped out of the hearing room and announced that the executive sessions had ended. The Council recessed for lunch.

**01:00 PM RECESS**

**01:35 PM** Mr. Hughes called the meeting back into regular session.

**01:36 PM DISCUSSION:** Council Direction to Community Planning Staff in Response to Growth Management Hearing Board - Council

Senior Planner Linda Kuller, Environmental Health Manager Kyle Dodd and Deputy Prosecuting attorney Amy Vira presented two issues regarding compliance with the Growth Management Hearings Board decision in Case No. 13-2-0012c regarding critical areas. Staff asked for direction from Council to achieve compliance.

1. Sleeved and water-tight sewer lines in wetlands: Amend SJCC 18.30.150 table 3.5.u.ii changing “yes” to “no” in the wetland column. When necessary, an applicant could submit a provisional use application for a reasonable use exceptions (SJCC 18.30.110.D) to the Community Planning Department.

After discussion, Council gave directions to prepare documents that would result in an action to achieve compliance with the Growth Management Hearings Board. Mr. Hughes requested a reduction in the application fee from \$1000 to \$165. Council agreed.

2. Utility line construction: Provide a rationale for a departure from Best Available Science and amend SJCC 18.30.110.C.3a by adding mitigation language.

After discussion, Council gave directions to prepare documents that would result in an action to achieve compliance with the Growth Management Hearings Board.

**01:50 PM DISCUSSION & UPDATES:** Council, County Manager & Departments

**Mr. Thomas:** Reported that he is working with the chiefs of Orcas Fire District 2 and San Juan Fire District 3 and moving forward with defining needed fire marshal services; Capital Committee met last week; Budget Committee has been meeting and reviewed each departmental budget; plans to meet with Mr. Mr. Stephens to look at the roads on Decatur Island; met with the Washington Department of Transportation leasing agent regarding the disposition of land above the Orcas ferry landing for additional parking.

**Mr. Jarman:** Met with the utilities group to discuss the effect of the critical area ordinance on utilities; reported that Public Works worked very well with the Cattle Point Road and Beaverton Valley Road construction contractors and OPALCO in improving safety practices and providing additional safety equipment; asked the Community Planning Department to provide a brochure to builders explaining how the critical area ordinance applies to building near an existing man-made pond; discussed his research into national restrictions on “recreational” drones and “surveillance” drones; reported that he is still confused regarding the difference and relationship between the air ambulance and Airlift Northwest; attended Town Council meeting and discussed the Turn Point/Pear Point connector road project; discussed recognizing the anniversary of September 11, 2001; continued discussion on Initiative-502 (marijuana) planning regulations and moratorium on issuing building permits to Tier 2 and Tier 3 growers until staff is able to respond to Council’s questions; reported that Erwin Schwettman met with Frank Penwell regarding Consignment Treasures.

**Mr. Stephens:** Reported that Representative Rick Larsen will be holding a meeting on Lopez Island, October 7, to discuss jet noise originating from Whidbey Island Naval Air Station; participated telephonically in interviews to select a new assistant director for Washington State Ferries. Mr. Stephens will attend:

- 1) Department of Ecology’s (DOE) oil tanker meeting Tuesday, September 9;
- 2) DOE marine shipping meeting Wednesday, September 10;
- 3) Northside Mental Health meeting Thursday, September 11;
- 4) Puget Sound Partnership Leadership Council, Friday, September 12.

**Mr. Hughes:** Attended an Eastsound Planning and Review Committee (EPRC) last week; will hold a Town Hall meeting on Orcas Island with Senior Planner Colin Maycock to discuss changes in Eastsound sub-area planning in October; will meet with the new regional director for U.S. Senator Patty Murray in Burlington. Mr. Hughes will attend a Ferry Advisory Committee (FAC) meeting and a Deer Harbor Planning & Review Committee (DHPRC) meeting on Wednesday, September 10, and an Opportunity Council meeting on Thursday, September 11; met with the Port of Friday Harbor and the Town regarding scheduled flights to Canada. Reported that the Port will be announcing they are offering Custom Border Protection (CBP) office space at the airport.

**02:28 PM ADJOURN**

Mr. Hughes adjourned the meeting.

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**COUNTY COUNCIL  
SAN JUAN COUNTY, WASHINGTON**

**These Minutes were approved and signed on September 30, 2014. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.**