

**MEETING MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
TUESDAY, APRIL 23, 2013**

Legislative Hearing Room, Friday Harbor, WA

08:37 AM SPECIAL MEETING CALL TO ORDER

Council Chair Stephens called the special meeting to order at 8:37 AM. Present: Council Members Rich Peterson, Bob Jarman, Patty Miller, Rick Hughes and Jamie Stephens (Marc Forlenza absent); Interim County Manager Bob Jean, Clerk to the Council Ingrid Gabriel and interested members of the public.

Move by Mr. Peterson, seconded by Ms. Miller to excuse Marc Forlenza from the meeting. ALL AYES; MOTION CARRIED.

08:39 AM WORKSHOP: Open Space/Current Use Agriculture Tax Exemption Programs
[public comment accepted] – Charles Zalmanek, Assessor; Randall Gaylord, Prosecuting Attorney

Mr. Zalmanek, Mr. Gaylord and Current Use Specialist Carol Strum presented the Programs and answered Council's questions. The following citizens offered comments: Bruce Dunlop, Peggy Bill, Tim Clark, Greg Hertel, Hector Cyre, Nick Jones, Rob Waldron, Bruce Gregory, Jim Sesby, Sharon Kivisto, Jack Cory.

10:30 AM REGULAR MEETING CALL TO ORDER

Council Chair Stephens called the regular meeting to order at 10:30 AM.

New Employee Introductions: Susan Kollet, Council Staff

Approval of Minutes:

Moved by Ms. Miller, seconded by Mr. Hughes to approve the minutes of April 2, 2013. VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by, seconded by to approve the minutes of April 3, 2013. VOTE 4:0:2 (Peterson abstained, Forlenza excused); MOTION CARRIED.

Moved by Ms. Miller, seconded by Mr. Hughes to approve the minutes of April 4, 2013. VOTE; 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by Mr. Jarman, seconded by Mr. Hughes to approve the minutes of April 8, 2013. VOTE 4:0:2 (Peterson abstained; Forlenza excused); MOTION CARRIED.

Moved by Mr. Jarman, seconded by Mr. Hughes to approve the minutes of April 9, 2013. VOTE 4:0:2 (Miller abstained; Forlenza excused); MOTION CARRIED.

Review and Approve Consent Agenda:

Moved by Mr. Peterson, seconded by Mr. Hughes to approve the Consent Agenda of April 23, 2013, as amended:

A. Resolution(s): Edwin Lee Tax Agreement and Resolution

B. Contracts/Agreements: Town of Friday Harbor for Court Services

C. Budget Items:

The Auditor's office requests approval for the following warrants issued the week of April 1, 2013:

- **Warrant #123953 Elections claim in the amount of \$1,800.00**
- **Warrant #123954 – 123956 Veteran's Assistance claims in the amount of \$1656.25**
- **Warrant #123957 – 124007 County claims in the amount of \$23,967.90**
- **Warrant #124008 – 124038 Public Works claims in the amount of \$43,816.53**

The Auditor's office requests approval for the following warrants issued the week of April 8, 2013:

- **EFT #40920135 Parks EFT in the amount of \$2,890.81**
- **Warrant #124313 – 124466 (except warrant #124300)County claims in the amount of \$171,828.19**
- **Warrant #124467 – 124513 Public Works claims in the amount of \$215,667.85**
- **Interfund Transfers for the month of March 2013**

D. Miscellaneous:

Proclamation May as National Chamber Music Month

Proclamation May as Building Safety Month

E. Receive and File: Lopez Skate Park Donation – Dona Wuthnow, Director Parks & Fair

10:36 AM DISCUSSION: Donation of Lopez Skate Park – Dona Wuthnow, Director Parks and Fair

Ms. Wuthnow answered Council's questions regarding the Donation.

Moved by Mr. Peterson, seconded by Mr. Hughes to accept the donation from the Richlight Corporation to the Lopez Skate Park with the signature on the agreement by the County Manager. VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Approval of Correspondence:

Moved by Ms. Miller, seconded by Mr. Jarman, to approve a letter of thanks to Victoria Compton and Jim Hooper of the Economic Development Committee for their leaderships and participation in the Community Conversations. VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by Mr. Peterson, seconded by Mr. Hughes to approve the Forms to the Washington State Committee on Geographic Names regarding proposed names. VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Citizens Access: The following citizens submitted comments: Royce Meyerott, Dave Osterbrink,

10:54 AM DISCUSSION: Sheriff's Public Safety Boat Update – Rob Nou, San Juan County Sheriff

Sheriff Nou updated the Council on the proposed boat and answered Council's questions.

11:26 PM DISCUSSION: Code Enforcement Ordinance (2nd touch) & Consideration of Adding a New Section 29 to Hearing Examiner Rules (2nd touch) **[public comment accepted]** – Rene Beliveau, Director Community Development & Planning Department

Mr. Beliveau presented the proposed Ordinance and with Prosecuting Attorney Randall Gaylord answered Council's questions. The following citizens provided public comments: Ralph Gutschmidt, Jack Cory. After discussion, the Council took the following actions:

Move by Ms. Miller, seconded by Mr. Peterson for purposes of hearing draft to strike letter "D" under New Section 8 on page 5 of 15. VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by Mr. Hughes, seconded to Mr. Peterson to remove in New Section 10 item "A" the words "by up to 50%." VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by Ms. Miller, seconded by Mr. Peterson to request staff and the Prosecuting Attorney to reinsert the language in 18.100.010 regarding intent and merge it as appropriate with New Section 1. Purpose. VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by Ms. Miller, seconded by Mr. Hughes to strike the words "to take action" in New Section 5 letter "A". VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by Ms. Miller, seconded by Mr. Peterson to add the following words in New Section 5 letter "D" "based on facts investigated" after the words "has a reasonable belief..." VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by Ms. Miller, seconded by Mr. Stephens to direct staff to incorporate the changes passed today in the hearing draft for the hearing set on May 7. VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

Moved by Ms. Miller, seconded by Mr. Hughes to request the Prosecuting Attorney and the Director to include language in the hearing draft related to reconsideration by the

Hearings Examiner and the Director of Community Development and Planning. VOTE 5:0:0 (Forlenza excused); MOTION CARRIED.

12:27 PM RECESS FOR LUNCH

01:07 AM DISCUSSION: Information Technology and Services (ITS) Strategy and Pictometry Reports – Stan Matthews, Information & Technical Services (ITS) Manager

Mr. Matthews presented the Reports and answered Council's questions.

02:03 PM DISCUSSION: Shoreline Master Program (SMP) Update – Colin Maycock, Planner IV

Mr. Colin presented the Update and answered Council's questions.

02:18 PM DISCUSSION: To Consider a draft Ordinance Amending San Juan County Code regarding Council's Advisory Committee Rules (2nd touch) – [public comment accepted] - Patty Miller, Council Member

Ms. Miller presented the draft Ordinance for discussion. The following citizens provided public comment: John Aschoff, Sharon Kivisto, Jack Cory.

02:52 PM DISCUSSION: Draft Ordinance regarding Amending the SJC Charter to Ensure Citizens' Rights to Alter Boundaries of Residency Districts via a Charter Amendment on the November 2013 Ballot (2nd touch) – Patty Miller, Council Member

Ms. Miller presented the draft Ordinance. Prosecuting Attorney Randall Gaylord and Auditor Milene Henley answered Council's questions. After discussion, the Council took the following action:

Moved by Ms. Miller, seconded by Mr. Peterson to request the Prosecuting Attorney to work with Council Member Miller to create a draft document for a May 7, 2013 public hearing to put a proposition on the November 2013 ballot to amend Section 9.33 of the Charter and changing the words "Initiative Petition" to "Charter Amendment Petition." VOTE 4:1:0 (Forlenza excused; Stephens opposed); MOTION CARRIED.

03:27 PM DISCUSSION: Salish Sea Water Franchise Ordinance and Yacht Haven Water Cooperative Franchise Ordinance (2nd touch) – Rachel Dietzman, County Engineer

Ms. Dietzman presented the Ordinances and with the franchise designer Andrew Evers answered Council's questions. After discussion, the Council took the following actions:

Moved by Mr. Peterson, seconded by Mr. Hughes to move franchises to a public hearing on May 21, 2013 at 10:15 AM. VOTE 4:0:1 (Miller abstained; Forlenza absent); MOTION CARRIED.

Moved by Mr. Jarman, seconded by Mr. Stephens to resolve performance bond issue on franchise agreements before the public hearing. VOTE 5:0:0 (Forlenza absent); MOTION CARRIED.

04:00 PM DISCUSSION: First 2013 Budget Amendments (2nd touch) – Milene Henley, Auditor

Ms. Henley presented the draft Amendments and answered the Council's questions.

04:07 PM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS

Subcommittee Updates:

Mr. Hughes reported on the Agricultural Resources Committee (ARC).

Ms. Miller reported on the Marine Resources Committee (MRC) and Budget Subcommittee.

Mr. Stephens reported on the Legislative Steering Committee.

Mr. Jarman reported on utility permits.

Additional Updates & Discussion Items:

04:18 PM COUNTY MANAGER & CLERK/COMMITTEE UPDATES

Manager Update: Stan Matthews, Acting County Manager

Mr. Matthews updated the Council on the latest legislative action on the Lodging Tax and applications for the Lodging Tax Advisory Committee (LTAC) and answered Council's questions.

Administrative Coordinator Debbie Emery presented the Public Facilities Financial Assistance Program (PFFAP) Update and answered Council's questions.

Council Clerk and Committee Update: Ingrid Gabriel, Council Clerk gave an update. After discussion, the Council took the following action(s):

Moved by Mr. Jarman, seconded by Mr. Stephens to appoint Donald Burt to the Fair Board. VOTE 5:0:0 (Forlenza absent); MOTION CARRIED.

Moved by Ms. Miller, seconded by Mr. Peterson to appoint Greg Ayers to the Marine Resources Committee (MRC) position vacated by Steve Ravella for a partial term expiring June of 2015. VOTE 5:0:0 (Forlenza absent); MOTION CARRIED.

The Council will postpone holding off on any additional appointments to the MRC until after the public hearing on advisory committees scheduled for May 7, 2013.

04:38 PM ADJOURN

Mr. Stephens adjourned the meeting.

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

These Minutes were approved and signed on May 7, 2013. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.