

**SAN JUAN COUNTY (SJC), WASHINGTON
MEETING MINUTES
COUNTY COUNCIL
January 10, 2012**

Tuesday, January 10, 2012 - Council Hearing Room, Legislative Building, Friday Harbor

9:01 AM SPECIAL MEETING

ACTION: Voluntary Stewardship Program Resolution – Janice Biletznikoff, Planner III; Randall Gaylord, Prosecuting Attorney

After discussion, the following action took place:

Moved by Mr. Rosenfeld, seconded by Mr. Stephens, to approve a Resolution to participate in the Ruckelshaus Voluntary Stewardship Program consistent with ESHB 1886. VOTE: 4-2 (Ayes Stephens, Rosenfeld, Miller, Pratt) (Opposed Fralick, Peterson) MOTION CARRIED

10:14 AM CALL TO ORDER REGULAR MEETING

Council Chair Lovel Pratt called the meeting to order at 10:00 a.m. Council Members present: Howard (Howie) Rosenfeld, Rich Peterson, Richard Fralick (via video conference), Patty Miller and Jamie Stephens; County Administrator Pete Rose, Clerk to the Council Ingrid Gabriel, Deputy Clerk Maureen See, and interested members of the public were present.

**10:14 AM Selection of Chair and Vice-Chair for Council Year Beginning
January 10, 2012**

Clerk to the Council Ingrid Gabriel announced the instructions for selecting a chair, and called for nominations. Ms. Pratt nominated Patty Miller for Chair. There were no further nominations. **Council Vote: 6-0, ALL AYES in favor of Ms. Miller as Chair**

Chair Miller then called nominations for Vice-Chair. Mr. Peterson nominated Jamie Stephens for Vice-Chair. There were no further nominations. **Council Vote: 6-0, ALL AYES, in favor of Mr. Stephens as Vice-Chair.**

Council re-positioned their seats on the dais.

Excused Absences: none

New Employee Introductions: none

Approval of Minutes (December 12 and 13, 2011):

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to approve the Minutes of December 12, 2011. ALL AYES, MOTION CARRIED

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to approve the Minutes of December 13, 2011. ALL AYES, MOTION CARRIED

Mr. Peterson made a motion to reconsider the motion made on December 13, 2011 regarding recommendations from the Budget Subcommittee. It was agreed that the Council will continue the discussion later in the day.

Approval of Consent Agenda for January 10, 2012:

A. Resolutions:

A Resolution granting the Rishel Open Space Classification, File No. POPNSP-11-0008, San Juan Island

A Resolution granting the Nelson Open Space Classification, File No. POPNSP-11-0009, Lopez Island

A Resolution granting the Snowden Open Space Classification, File No. POPNSP-11-0007, Lopez Island

Ordinances:

B. Contracts/Agreements:

C. Budget Items:

The Auditor's office requests approval for the following warrants:

- Warrant #104026 in the amount of \$250 for Veteran's Assistance
- Warrant #104027 in the amount of \$3,226 for Veteran's Assistance
- Warrants #104190-104269 in the amount of \$83,586.88 for County Claims
- Warrants #104270-104287 in the amount of \$7,687.31 for Medical Reimbursement
- Warrants #104288-104332 in the amount of \$168,500.09 for Public Works
- EFT #12142011 in the amount of \$3,451.11 for Public Works EFT
- Warrant #104593 in the amount of \$200 for Veteran's Assistance
- Warrants #104831-104857 in the amount of \$94,904.32 for Public Works
- Warrants #104701-104830 in the amount of \$277,450.40 for County Claims
- EFT #12292011 in the amount of \$602,551.07 for Land Bank EFT
- Warrants #105063-105102 in the amount of \$43,693.09 for Public Works Claims
- Warrants #105002-105062 in the amount of \$51,887.85 for County Claims
- Payroll expenditures for the pay period ending 12/23/2011

D. Personnel:

E. Appointments

F. Correspondence:

G. Miscellaneous:

H. Bid Openings:

Moved by Mr. Rosenfeld, seconded by Mr. Peterson, to approve the Consent Agenda of January 10, 2012. VOTE 5-0, MOTION CARRIED (Mr. Stephens left the room)

Approval of Correspondence:

Moved by Ms. Pratt, seconded by Mr. Rosenfeld, to approve a letter to the Puget Sound Partnership in support of funding for the San Juan County Marine Resources Committee (MRC) and the Northwest Straits Commission. ALL AYES, MOTION CARRIED

Moved by Mr. Peterson, seconded by Mr. Stephens, to approve a letter to Lisa Byers thanking her for her facilitation of the Council's critical areas workshop. ALL AYES, MOTION CARRIED

Moved by Ms. Pratt, seconded by Mr. Stephens, to approve a letter to the USDA Rural Development Office in support of the Economic Development Council's work in the community. ALL AYES, MOTION CARRIED

Citizens Access: The following citizens offered comments: Marc Forlenza, Ellen Johnson, Sharon Kivisto

10:20 AM DISCUSSION: Introduce Rules of Procedures - Council

Ms. Miller led the discussion on current policies and procedures. Ms. Miller asked the Council to identify a list of areas and concerns on procedures by January 17, and to submit same to the Clerk.

10:45 AM DISCUSSION: Solid Waste Update – Frank Mulcahy, Director Public Works

Mr. Mulcahy presented an overview of various solid waste policies related to the level of service provided by certificated solid waste collection companies in the unincorporated areas of San Juan County.

Council asked for further clarification on Policy #1 and Policy #6. The Council discussed the remaining Policies and offered suggestions and additions.

11:30 AM ACTION: Approve the Agenda for January 20, 2012 for the Accountability Oversight Committee (AOC) Meeting – Council

Chair Miller asked Mr. Peterson and Ms. Pratt to present the AOC Agenda. Joining the discussion was Barbara Rosenkotter, Chair of the Implementation Committee and Scott Williamson, Ecosystem Recovery Coordinator for the Puget Sound Partnership.

The Implementation Committee ranked the Local Action Agenda Implementation Grant Proposals as follows: #1 San Juan Islands 2012 Marine Managers Workshop; #2, San Juan County Neighborhood Salmon conservation Easement Program; #3, Marine Specimen Bank for San Juan Archipelago.

Moved by Ms. Pratt, seconded by Mr. Fralick, to approve the recommendation of the Implementation Committee to fund the three grant applications to the Accountability Oversight Committee (AOC). ALL AYES, MOTION CARRIED

The Council agreed by consensus to approve the re-elections of Terry Williamson (Chair) and Lovel Pratt (Vice-Chair).

After discussion, the following action took place:

Moved by Ms. Pratt, seconded by Mr. Stephens, to approve Opportunities, Priorities and Near Term Actions (pages 340-343) on the Action Agenda in the San Juan Islands subject to clarification on available funding and opportunity costs necessary to implement the actions. Mr. Peterson offered a friendly amendment (accepted by motion maker and the second) to change some of the language on page 342 to include: changing the typo of “Build” to “Built”, changing “educate” to “provide information to” and changing the word “implement” to “encourage.” ALL AYES, MOTION CARRIED

Ms. Miller asked Mr. Peterson and Ms. Pratt to confer regarding suggested language changes to the Action Agenda “Profile”, and asked that the full Council provide any other recommendations by January 17.

12:34 PM RECESS FOR LUNCH to resume at 1:15 pm.

1:15 PM COUNTY ADMINISTRATOR ITEMS:

1. Status Report of Critical Area Ordinance Wetlands Section Update
Pete Rose, County Administrator

Mr. Rose provided introductory comments. Dr. Paul Adamus joined the meeting through teleconferencing.

Return to Reconsideration of Motion from December 13, 2011 Minutes:

Discussion continued on Mr. Peterson’s request to reconsider the motion made on December 13, 2011, or to make a new motion to add monies into the 2012 Budget for two departments. It was agreed to postpone the budget discussion to a future meeting.

2:22 PM DISCUSSION: Ordinance Revising the General Fund Reserve Policy (2nd Touch) – Milene Henley, Auditor

Ms. Henley discussed changes to the Budget Reserves Ordinance with the Council. Ms. Henley explained rainy day funds. Mr. Gaylord offered language changes in the draft Ordinance.

Moved by Mr. Fralick, seconded by Mr. Stephens, to move the Ordinance Revising the General Fund Reserve Policy forward for public hearing on January 31, 2012 at 10:15 am. ALL AYES, MOTION CARRIED

2:51 PM DISCUSSION: Ordinance Adopting Voting Precincts (1st Touch)
Milene Henley, Auditor

Ms. Henley explained the 2012 Precinct Plan to the Council which will need to be adopted to be consistent with new statutory regulations and with the already-adopted 2012 districting plan.

3:00 PM COUNTY ADMINISTRATOR ITEMS (continued):

2. **ACTION:** Adopt 2012 Pay and Benefit Classification Resolution –

David Kelly, Deputy Director; Pamela Morais, Human Resources Manager

After discussion, the following action took place:

Moved by Mr. Peterson, seconded by Mr. Stephens, to approve a Resolution Adopting County Staffing levels for 2012, the 2012 Pay Plan as approved in Collective Bargaining Agreements, the 2012 Pay Plan for Unrepresented and Management Employees, and the 2012 Health Benefit Levels for full time and part time employee groups. ALL AYES, MOTION CARRIED A friendly amendment was offered by Ms. Pratt to adjust the Sheriff's FTE to 32.60 staffing levels from 31.60. (No agreement)

3. ACTION: Authorizing Resolution on Septic Loan Program – Mark Tompkins, Environmental Health Manager

After discussion, the following action took place:

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to approve a Resolution to accept a loan in the amount of \$300,000 from the Department of Ecology in order to operate a Revolving Loan Program for on-site septic system repairs, to authorize the County Administrator to sign the loan agreement, and to direct that these funds be included in the next Supplemental Appropriation. ALL AYES, MOTION CARRIED

Letters of Correspondence (continued):

Moved by Mr. Stephens, seconded by Mr. Rosenfeld, to approve a letter to the Governor, Transportation Chairs, and District Legislators, registering opposition to the purchase of a foreign-hulled ferry to service Washington State Ferry's international route to Sidney B.C. as amended. ALL AYES, MOTION CARRIED

3:15 PM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS:

Legislative Priorities: Ms. Pratt reported that the 2012 Legislative session began yesterday. The next meetings of the Washington State Association of Counties (WSAC) Legislative Steering Committee are on Wednesday, January 18 and Thursday, January 19. The February 2 meeting of the Cross Partnership Oil Spill Work Group has been postponed because of the delay in the release of the Vessel Traffic Risk Assessment.

Ferries/FAC/Intermodal: Mr. Rosenfeld reported that the Ferry Advisory Committee (FAC) will meet on Lopez on Wednesday, January 11. The governor's new transportation package may be a \$21 billion proposal over 10 years. HB 2053, a bill that would raise license fees (and raise enough money to build a 144-car ferry), did not get heard in the House (passed in the Senate) but will be brought up again this season. Mr. Rosenfeld urged the Council to consider extra lobbying efforts in Olympia to support the ferry issues. The Ferry Community Partnership group is meeting once weekly and will be experimenting with Skype at Saturday's meeting.

General Government Subcommittee: Mr. Peterson had nothing to report at this time.

Additional Updates & Discussion Items: none

4:00 PM CLERK UPDATE AND ADMINISTRATIVE MATTERS:

Ms. Gabriel reminded Council that next meeting will be held on January 24 and will be video conferencing available.

Ms. See gave a committee report. After discussion, the following action took place:

Moved by Mr. Rosenfeld, seconded by Mr. Peterson, to reappoint Barbara Starr to the Board of Health. ALL AYES, MOTION CARRIED

Moved by Mr. Rosenfeld, seconded by Mr. Stephens, to appoint Dale Heisinger to the Board of Health. ALL AYES, MOTION CARRIED

Moved by Ms. Pratt, seconded by Mr. Fralick, to reappoint Catherine Ellis to the Human Services Advisory Board. ALL AYES, MOTION CARRIED

Moved by Mr. Rosenfeld, seconded by Mr. Peterson, to reappoint Noel Monin to the Solid Waste Advisory Committee. ALL AYES, MOTION CARRIED

Review of Agendas:

Review of 2012 Council Calendar

Mr. Fralick will attend a Salmon Recovery Meeting on January 26. Mr. Peterson will attend an Ecosystem Coordinating Board on February 16.

4:15 PM CLOSED SESSION & EXECUTIVE SESSION:

At 4:15 PM , Chair Miller announced that the Council would be holding a **closed session** to discuss matters pertaining to collective bargaining pursuant to RCW 42.30.140(4)(b) followed by an **executive session** to discuss current and pending litigation pursuant to RCW 42.30.110(1)(i).

Present: Councilmembers, Howie Rosenfeld, Rich Peterson, Jamie Stephens, Patty Miller, Lovel Pratt (Richard Fralick excused); County Administrator Pete Rose, Deputy County Administrator David Kelley, Human Resources Manager Pamela Morais, Council Clerk Ingrid Gabriel; Prosecuting Attorney Randall Gaylord, Civil Assistant Prosecuting Attorney Jon Cain; Sheriff Rob Nou.

The **closed session** was estimated to last approximately 10 minutes. The **closed session** ended at 4:28 for a total of 13 minutes.

The **executive session** began at 4:28 estimated to last 30 minutes; 10 minutes were added at 4:55. The **executive session** ended at 5:08 for a total time of 40 minutes.

Ms. Gabriel stepped out of the hearing room and announced that both the **executive session and closed session** had ended.

No Action was taken.

5:08 PM

Ms. Miller called the regular meeting back into order.

Ms. Gabriel informed Ms. Miller that the CDPD Resolution had not been formally added as an amendment to the Consent Agenda.

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to amend the Consent agenda to include the CDPD Resolution. VOTE: 5:0 (Mr. Fralick excused), MOTION CARRIED

Ms. Gabriel stepped out of the hearing room and announced that both the closed and executive session had ended.

5:10 PM ADJOURN

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

These Minutes were approved and signed on January 24, 2012. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.