

**SAN JUAN COUNTY (SJC), WASHINGTON  
SPECIAL MEETING MINUTES  
COUNTY COUNCIL  
February 28, 2012**

Tuesday, February 28, 2012 – Legislative Hearing Room, 55 Second St, Friday Harbor, WA

**SPECIAL MEETING – EARLY START**

**9:32 AM PRESENTATION:** Report on Recently funded Salmon Recovery Projects – Barbara Rosenkotter, Lead Entity Coordinator for Salmon Recovery; Scott Williamson, Ecosystem Recovery Coordinator for Puget Sound Partnership

Ms. Rosenkotter gave a PowerPoint Presentation on recently funded Salmon Recovery Projects. Ms. Rosenkotter introduced Dr. Gene Helfman, Kimbal Sundberg from the Salmon Technical Advisory Group (TAG), and Steve Revella and Gregg Dietzman, members of the SJC Marine Resources Committee Citizens Advisory Group (CAG).

**10:13 AM CALL TO ORDER - REGULAR MEETING**

Council Chair Patty Miller called the meeting to order at 10:13 a.m. Council Members present: Howard (Howie) Rosenfeld, Rich Peterson, Lovel Pratt, Richard Fralick, 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.

**Excused Absences:** none

**New Employee Introductions:** Greg Sutherland, GIS Coordinator, introduced the new GIS Analyst Joby Clark.

**Approval of Minutes (February 6 and February 7, 2012):**

**Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to approve (as amended) the Minutes of February 6, 2012 excluding lines 76-78. ALL AYES, MOTION CARRIED**

**Moved by Mr. Rosenfeld, seconded by Mr. Stephens, to approve the Minutes of February 7, 2012. ALL AYES, MOTION CARRIED**

**Approval of Consent Agenda for February 28, 2012:**

**A. Resolutions:**

A Resolution Adopting the San Juan County Cash Handling Policy as Prepared by the County Treasurer

A Resolution Revising the Adopted County Staffing Levels for 2012

**Ordinances:**

**B. Contracts/Agreements:**

**C. Budget Items:**

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

- Warrants #106377-106391 in the amount of \$5,748.29 for Public Works

- Warrants #106328-106376 in the amount of \$18,949.13 for County Claims
- Warrant #106393 in the amount of \$7,000 for County claims
- Warrant #106299 in the amount of \$250 for Veteran's Assistance
- Warrants #106324-106325 in the amount of \$750 for County Claims
- Warrant #106323 in the amount of \$51.08 for Medical Reimbursement
- Payroll expenditures for pay period ending 1/24/2012
- EFT #02082012 in the amount of \$1,210.48 for Parks EFT
- Warrants #106447-106554 in the amount of \$79,995.11 for County Claims
- Warrants #106555-106599 in the amount of \$113,853.05 for Public Works
- Warrants #106918-106951 in the amount of \$26,360.70 for Public Works
- EFT #20152012 in the amount of \$3,828.36 for Public Works Excise
- Warrants #106816-106834 in the amount of \$7,173.40 for Medical Reimbursements
- Warrants #106835-106917 in the amount of \$190,765.85 for County Claims
- Interfund transfers for the month of December 2011
- Interfund transfers for the month of January 2012

**D. Personnel:**

**E. Appointments**

**F. Correspondence:**

**G. Miscellaneous:**

**Moved by Mr. Rosenfeld, seconded by Mr. Stephens, to approve the Consent Agenda of February 28, 2012. ALL AYES, MOTION CARRIED**

**Citizens Access:** The following citizens offered comments: Marie Bisceglia, Bernie Hannah, Bill Wright, Tom Cowan, David Dehlendorf, Allen Rosenberg

**10:48 AM                   DISCUSSION:** Solid Waste Discussion – Frank Mulcahy, Director  
Public Works

1. Request for Proposals (RFP)
2. Level of Service Issues

Mr. Mulcahy presented a draft of the selection criteria for the Orcas Transfer Station RFP and discussed the requirements.

Mr. Mulcahy provided a draft of the level of service requirements for certificated haulers in San Juan County. Calvin Den Hartog, San Juan Sanitation, was asked to respond to the requirement issues including the cost factors for service collection. Discussion followed.

Discussion will continue at 1:00 pm.

**11:49 AM                   PUBLIC HEARING** (Continued from February 27): Broadband/Emergency Services/Wireless Update - Randall Gaylord, Prosecuting Attorney; Shireene Hale, Planning Coordinator  
**Present:** Full Council; County Administrator Pete Rose; Clerk to the Council; Deputy Clerk Maureen See

Ms. Hale reported that the Planning Commission did not complete their deliberations and will continue discussion on March 6.

**Moved by Mr. Fralick, seconded by Mr. Peterson, to continue this public hearing on Broadband/Emergency Services/Wireless Update to March 13 at 8:30 am. ALL AYES, MOTION CARRIED**

**12:15 PM RECESS FOR LUNCH**

**1:04 PM Continued discussion on Solid Waste:**

Discussion continued on the draft ordinance of the level of service and changes were suggested by the Council.

2. Request for Proposals (RFP)

Prosecuting Attorney Randy Gaylord answered questions from the Council.

**2:09 PM COUNTY ADMINISTRATOR ITEMS:**

1. 4<sup>th</sup> Quarter 2011 Budget Review – Pete Rose, County Administrator

Mr. Rose gave a PowerPoint Presentation on the 4<sup>th</sup> Quarter Report 2011. Auditor Milene Henley gave a PowerPoint Presentation on County Financial Health (cash, debt, trends, response).

2. Regarding the Acquisition of Real Property for Public Purposes Under Power of Eminent Domain (2<sup>nd</sup> Touch) – Jon Cain, Deputy Prosecuting Attorney; Rachel Dietzman, County Engineer

Mr. Rose gave background information on two resolutions determining the acquisition of a portion of Tax Parcels 271232001 and 271234003. Mr. Cain explained the steps necessary to begin the condemnation process that will allow the county to proceed with bidding and construction. Ms. Dietzman answered questions from the Council

**Moved by Mr. Fralick, seconded by Mr. Stephens, to move the consideration of the resolutions to public hearing on March 20 at 10:30 am. ALL AYES, MOTION CARRIED**

**2:48 PM Budget Presentation – Richard Fralick, Chair, Budget Subcommittee**

Mr. Fralick reviewed a PowerPoint presentation of a proposed work plan for achieving a long-range sustainable budget. Topics included budget stability, current opportunity, expenditures work plans, priorities work plan, summary timeline, and a possible workshop on April 2.

Mr. Rose gave further information on the development of an annual budget calendar.

**4:01 PM Approval of Correspondence:**

**Moved by Ms. Pratt, seconded by Mr. Stephens, to approve a letter Jon Kobayashi thanking him for his hospitality by donating the Outlook Inn for the February 7 Council Meeting. ALL AYES, MOTION CARRIED**

**Moved by Ms. Pratt, seconded by Mr. Stephens, to approve letters to Randel Perry of the United States Corps of Engineers (USACE), Tyler Schroeder of Whatcom County Planning & Development Services, and Alice Kelly from the WA Department of Ecology regarding NEPA/SEPA environmental review for the proposed Gateway Pacific Terminal project. ALL AYES, MOTION CARRIED**

The council agreed by consensus to approve a letter from the Marine Resources Committee that will accompany the Council's letter to Randel Perry, Tyler Schroeder and Alice Kelly requesting scoping meetings be held in the San Juan Islands.

**4:15 PM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS:**

**Moved by Ms. Miller, seconded by Mr. Fralick, to reschedule items currently set over for continued hearings and critical areas ordinance consistency review from March 27, 2012 to July 24, 2012. ALL AYES, MOTION CARRIED**

**Moved by Ms. Miller, seconded by Ms. Pratt, to direct staff to, at the time of consistency review, propose alternative language for the General Section of the CAO on page 29 of 40, first paragraph in Section 18.80.070 C which eliminates any unnecessary burden for development activities that do not otherwise require a permit. ALL AYES, MOTION CARRIED**

**Legislative Priorities:** Ms. Pratt reported on the additional Department of Fish and Wildlife enforcement officer that will be based in Anacortes, the Coal Hard Trust forum held on San Juan Island February 9<sup>th</sup> regarding the proposed Gateway Pacific Terminal project, and the February 15<sup>th</sup> and 16<sup>th</sup> Washington State Association of Counties (WSAC) Legislative Steering Committee meetings and the Coastal Counties Caucus meeting and other meetings and information on legislative activities in Olympia including the current status of the state budget and proposed cuts to counties. Ms. Pratt reported that WSAC has appointed her as the alternate to the Oil Spill Contingency Plan WAC 173-182 Rule Advisory Committee.

**Ferries/FAC/Intermodal:** Mr. Rosenfeld reported that the Senate budget was expected to be released this morning. Both House and Senate passed a supplemental transportation budget. The good news is that they have incorporated some of the fee increases (licenses) and both majority and minority are incorporating the fees. This will provide some form of sustainable funding for ferries, possibly for 10 years, including the construction of a 144 car ferry. Everyone is holding their breath to see this outcome.

The Sydney ferry inaugural run is scheduled for March 25, and is a very festive day. Mr. Rosenfeld informed the Council that WSF has some VIP tickets available if space is available.

WSF is thinking of testing reservations on Orcas and Friday Harbor in summer only as a start. It appears that reservations for Lopez will not happen at this time. Security cameras are being installed in Friday Harbor and a pedestrian improvement project is underway.

**Budget Subcommittee:** Mr. Fralick had nothing further to report at this time.

**General Government Subcommittee:** Mr. Peterson provided information to the Council last week from Municipal Research Services Center (MRSC) regarding the procedures for quasi-judicial hearings. The Subcommittee has updated the draft resolution on attendance by telephone and video-conferencing.

**Solid Waste Subcommittee:** Ms. Miller had nothing further to report at this time.

**Additional Updates & Discussion Items:**

Mr. Stephens recently received an email from the Samish Tribes on Lopez Island, asking for a letter of support or letter of non-objection regarding placement of land in federal trust lands. He is seeking clarity from the Prosecuting Attorney.

Mr. Peterson reported on an Ecosystem Coordinating Board Meeting he recently attended. Mr. Peterson also reported on his “Town Hall” Community Meeting on February 25 at Roche Harbor.

1. Committee Appointments

**Moved by Mr. Peterson, seconded by Mr. Stephens, to reappoint all Council to the same seats they currently have on the “external” committee list. ALL AYES, MOTION CARRIED**

**Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to reappoint all Council to the same seats they currently have on the “internal” committee list as amended. ALL AYES, MOTION CARRIED**

**Moved by Ms. Miller, seconded by Mr. Stephens, to appoint Rich Peterson to the Law & Justice Council. ALL AYES, MOTION CARRIED**

Ms. Miller, as Council Chair, will serve on the Law Library Board.

**5:01 PM CLERK UPDATE & ADMINISTRATIVE MATTERS:**

Ms. Gabriel reminded the Council that there would be no meeting the Week of March 6. The next scheduled meeting is March 13. Ms. Gabriel asked if the Council had preferences regarding the Historic Preservation Grants.

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

**Moved by Mr. Stephens, seconded by Mr. Fralick, to reappoint Bill Agosta to the Housing Bank Commission. ALL AYES, MOTION CARRIED**

**Moved by Mr. Stephens, seconded by Mr. Fralick, to reappoint Sandy Bishop to the Housing Bank Commission. ALL AYES, MOTION CARRIED**

**Moved by Mr. Fralick, seconded by Ms. Miller, to appoint Steven Jung to the Open Space Advisory Team. ALL AYES, MOTION CARRIED**

**Moved by Ms. Pratt, seconded by Mr. Peterson, to appoint Debra Clausen to the Open Space Advisory Team. ALL AYES, MOTION CARRIED**

**Moved by Ms. Miller, seconded by Mr. Fralick, to appoint Gary Sales to the Water Resources Management Committee. ALL AYES, MOTION CARRIED**

**5:05 PM                    ADJOURN AND SIGN DOCUMENTATION**

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**COUNTY COUNCIL  
SAN JUAN COUNTY, WASHINGTON**

**These Minutes were approved and signed on March 13, 2012. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.**