

**MEETING MINUTES  
SAN JUAN COUNTY (SJC), WASHINGTON  
COUNTY COUNCIL  
December 18, 2012**

**Legislative Hearing Room, Legislative Building, Friday Harbor**

**SPECIAL MEETING**

**08:50 AM**

Council Chair Patty Miller called the special meeting to order at 8:50 AM. Present: Council Members Howard (Howie) Rosenfeld, Rich Peterson, Patty Miller, Richard Fralick, Lovel Pratt and Jamie Stephens; Interim County Manager Bob Jean, Clerk to the Council Ingrid Gabriel and interested members of the public.

**08:45 AM**

**PUBLIC HEARING:** To Approve on Ordinance Setting the Fees for Solid Waste Handling Services Provided by San Juan County and Amending Ordinance 16-2011 (relating to recycling rates) – Frank Mulcahy, Director Public Works; Ed Hale, Utility Manager

**Present:** Full Council, Prosecuting Attorney Randall Gaylord, Interim County Manager Bob Jean, Clerk to the Council Ingrid Gabriel and interested members of the public.

Ms. Miller opened the public hearing to approve the Ordinance. Mr. Mulcahy and Mr. Hale presented the Ordinance and, along with Mr. Gaylord, answered Council's questions. The following citizens offered testimony: Rick Hughes (via telephone), Judy Jackson.

Ms. Miller closed public comment with the right to reopen. After discussion, the Council took the following action:

**Moved by Ms. Miller, seconded by Mr. Stephens to direct staff to add a line on Attachment A on the Lopez Solid Waste Disposal District Solid Waste Fee Schedule of \$127.00 in both the "Total" and "Fee" column, and to add in the "Units" column the word "ton". ALL AYES; MOTION CARRIED.**

**Moved by Ms. Pratt, seconded by Ms. Miller to direct staff to amend the comingled recyclables section of the fee schedule to include the rate changes as proposed with the exception of the rate for ton for loads over one ton to be listed as \$125 and the effective date for all changes and fees for all comingled recyclables be Monday, March 4, 2012. VOTE 2:4 (Rosenfeld, Peterson, Stephens, Fralick opposed); MOTION FAILED.**

**Moved by Mr. Peterson, seconded by Mr. Rosenfeld to approve on Ordinance Setting the Fees for Solid Waste Handling Services Provided by San Juan County and Amending Ordinance 16-2011. VOTE 4:6 (Pratt, Miller opposed); MOTION CARRIED.**

**09:53 AM**

**DISCUSSION & POSSIBLE ACTION:** Town of Friday Harbor Contracts - Bob Jean, Interim County Manager

Mr. Jean presented the Contracts and answered Council's questions. After discussion, the Council took the following action:

**Moved by Mr. Rosenfeld, seconded by Mr. Stephens to approve Amendment No. 2 Intergovernmental Agreement for Law Enforcement Services and Assistance. ALL AYES; MOTION CARRIED.**

**10:00 AM                    DISCUSSION: Year-End Wrap Up**

1. Washington State Ferries Update – Jim Corenman, Chair Ferry Advisory Committee; Howie Rosenfeld, Council Member

Mr. Corenman and Mr. Rosenfeld presented an update on the status of Washington State Ferries and ferry service and answered Council's questions.

**10:30 AM                    REGULAR MEETING**

Ms. Miller opened the regular meeting at 10:30 AM. Present: Council Members Howard (Howie) Rosenfeld, Rich Peterson, Patty Miller, Richard Fralick, Lovel Pratt and Jamie Stephens; Interim County Manager Bob Jean, Clerk to the Council Ingrid Gabriel and interested members of the public.

**Flag Salute**

**New Employee Introductions:** none

**Citizens Access:** The following citizens submitted comments: none

**10:32 AM                    DISCUSSION: Year-End Wrap Up (continued)**

2. 2013 Legislative Strategies – Lovel Pratt, Council Member

Ms. Pratt presented an update on legislative strategies and answered Council's questions.

3. Lopez Solid Waste Disposal District (LSWDD) Inter-local Agreement – Frank Mulcahy, Director Public Works

Mr. Mulcahy presented an update on the LSWDD and answered Council's questions.

4. Budget Wrap-Up – Richard Fralick, Council Member

Mr. Fralick presented an update on the Budget and answered Council's questions.

**11:33 AM                    EMPLOYEE APPRECIATION & PROCLAMATIONS**

Ms. Miller and Mr. Stephens gave out appreciation certificates and pins to the following employees who had served the County for five, ten, fifteen, twenty and twenty-five years: Kimberly Cox, Milene Henley, Sandra Roe, Lynda Guernsey, Lee McEnery, Barbara Rosenkotter, Fred Schaller, Maureen See, Stanley Matthews, Richard Lee, Barbara LaBrash, Susan Leff, Elizabeth Wingren, Judith Cumming, Ruthie Dougherty, Kathleen McLane, Camolyn Armstrong, David Church, Jeff Clark, Rachel Dietzman, Jason Kramer, Georgia Paden, Bryan Posenjak, Joel Thorson, Helen Venada, Thomas Vinson, Clayton Warner,

Shannon Wilbur, Jacque Grone, Ronald Krebs, Douglas Maya, Charles McCarty, Nikki Rogers, James Taylor, Diane Buganski.

Council Members Miller, Stephens and Peterson read proclamations thanking out-going Council Members Fralick, Pratt and Rosenfeld for their service to the citizens of San Juan County.

**12:01 PM                    ADJOURN AND ATTEND EMPLOYEE RECEPTION**

**01:33 PM**

**Review and Approve Consent Agenda:**

**Moved by Ms. Pratt, seconded by Mr. Stephens, to approve the Consent Agenda as amended by the removal of the Visitor Promotion Services Agreement as follows:**

**A. Resolutions:**

Resolution Accepting Farm and Ag Conservation Application POPNSP-12-0004 (John and Carol Avent, Lopez Island)

Resolution to Acquire and Accept the Deed for the Lane Property on Orcas Island

Resolution Establishing an Agricultural Tax Advisory Committee

**B. Contracts/Agreements:**

Public Defender Contract  
Visitor Promotion Services Agreement

**C. Budget Items:**

- Interfund Transfers for November, 2012
- Warrant #118848 – 118936 County claims in the amount of \$100,187.12
- Warrant #118937 – 118960 Public Works claims in the amount of \$14,866.04
- Warrant #118961 Veteran's Assistance claims in the amount of \$216.63
- Warrant #118962 – 118967 Veteran's Assistance claims in the amount of \$3,489.93
- Warrant #119058 - 119120 County claims in the amount of \$123,927.88
- Warrant #119030 – 119057 Public Works claims in the amount of \$25,990.09
- Warrant 119121 County claims in the amount of \$2,371.65
- Payroll Expenditures for pay period ending 11/23/2012 – Payroll gross \$1,110,495.91; Benefits \$319,831.74
- Warrant #119128 – 119129 Public Works claims in the amount \$3,804.25
- Warrant #119133 – 119135 Veteran's Assistance in the amount of \$750.00
- EFT #12122012 Parks EFT in the amount \$270.09
- Warrant #119146 – 119250 County claims in the amount of \$92,114.78
- Warrant #119261 – 119309 Public Works claims in the amount of \$67,767.43

**ALL AYES; MOTION CARRIED.**

Mr. Matthews presented the Visitor Promotion Services Agreement and Answered Council's question. After discussion, the Council took the following actions:

**Moved by Ms. Miller, seconded by Mr. Peterson to direct staff to add a sentence on the Visitor Promotion Service Agreement to page 2 of 10 at the end of paragraph 3.2, "Once the reserve has been fully funded, any allocation of the remaining 50% of the increase will be determined by the Council." ALL AYES; MOTION CARRIED.**

**Moved by Ms. Miller, seconded by Mr. Rosenfeld to direct staff to replace second sentence in the paragraph, which begins "oversees the..." in Exhibit A Scope of Work to read "Additional funding source may be provided by the Lodging Tax Advisory Committee (LTAC) facilities fund and other sources." ALL AYES; MOTION CARRIED.**

**02:08 PM**

**Approval of Correspondence:**

**Moved by Ms. Pratt, seconded by Mr. Rosenfeld to approve a letter of appreciation to Senator Maria Cantwell regarding the Senate's passage of the Coast Guard Authorization Act for Fiscal Years 2012 and 2013. ALL AYES; MOTION CARRIED.**

**Moved by Ms. Pratt, seconded by Mr. Stephens to approve a letter of appreciation to Governor Christine Gregoire. ALL AYES; MOTION CARRIED.**

**Moved by Ms. Pratt, seconded by Mr. Rosenfeld to approve a letter of appreciation to Scott Merriman. ALL AYES; MOTION CARRIED.**

**Moved by Ms. Pratt, seconded by Mr. Rosenfeld to approve a comment letter regarding the Proposed Gateway Pacific Terminal Environmental Impact Statement Scoping Process. ALL AYES; MOTION CARRIED.**

**02:10 PM**

**Approval of Minutes:**

**Moved by Mr. Stephens, seconded by Mr. Rosenfeld to approve the minutes of November 20, 2012. ALL AYES; MOTION CARRIED.**

**Moved by Mr. Stephens, seconded by Mr. Rosenfeld to approve the minutes of November 27, 2012. ALL AYES; MOTION CARRIED.**

**Moved by Mr. Stephens, seconded by Mr. Rosenfeld to approve the minutes of December 3, 2012. ALL AYES; MOTION CARRIED.**

**Moved by Mr. Rosenfeld, seconded by Mr. Stephens to approve the minutes of December 4, 2012. ALL AYES; MOTION CARRIED.**

**02:13 AM**

**DISCUSSION:**

Community Conversation – Bob Jean, Interim County Manager

Mr. Jean presented the proposed schedule, content and process for the series of Community Conversation meetings in 2013.

Proposed 2013 Calendar – Jamie Stevens, Council Vice Chair

Mr. Stephens presented the Calendar for Council discussion.

Council Office Staff Support – Ingrid Gabriel, Clerk to the Council

Ms. Gabriel discussed office support needs with the council.

**03:30 PM                    DISCUSSION: Year-End Wrap Up (continued)**

4. National Oceanic and Atmospheric Administration (NOAA) “No-Go Zone” – Pratt, Rosenfeld and Peterson, Council Members

Ms. Pratt, Mr. Rosenfeld and Mr. Peterson updated the Council and answered questions.

**03:40 PM                    Visitor Promotion Services Agreement Continued:**

**Moved by Mr. Fralick, seconded by Mr. Peterson to direct staff to add on page 9 of 10 “ensure to the greatest extent possible that the Visitor’s Bureau activities benefit all tourist facilities equitably” and insert “including, but not limited to equitably treating all lodging facilities collecting and paying lodging taxes. Visitor Bureau membership dues for such lodging facilities shall be discounted to reflect the financial contributions made by the lodging industry collecting the lodging tax.” ALL AYES; MOTION CARRIED.**

**Moved by Mr. Fralick, seconded by Ms. Pratt to approve the Visitor Promotion Services Agreement as amended. ALL AYES; MOTION CARRIED.**

**03:40 PM                    DISCUSSION: Retirement Deferred Compensation Program**

**Moved by Mr. Peterson, seconded by Mr. Stephens to approve the Retirement Systems Deferred Compensation Program. All AYES; MOTION CARRIED.**

**03:50 PM                    CLOSED SESSION:** To discuss matters pertaining to collective bargaining pursuant to RCW 42.30.140(4)(b) – Pamela Morais, Human Resources Manager.

At 3:50 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) estimated to last approximately 15 minutes. The session ended at 04:05 for a total session time of 15 minutes.

Ms. Gabriel stepped out of the hearing room and announced that the Closed Session had ended.

Ms. Miller reconvened the regular meeting and the Council took the following action:

**Moved by Ms. Pratt, seconded by Mr. Fralick to authorize the County Manager to enter into a collective bargaining agreement with the Sheriff's Guild under the terms discussed during the December 18, 2012 Closed Session. ALL AYES; MOTION CARRIED.**

**04:10 PM                      ADJOURN AND SIGN DOCUMENTATION**

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**COUNTY COUNCIL  
SAN JUAN COUNTY, WASHINGTON**

**These Minutes were approved and signed on January 8, 2013. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.**