

**MEETING MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
February 9, 2010**

Tuesday, February 9, 2010 - Council Hearing Room, Legislative Building, Friday Harbor

10:02 AM CALL TO ORDER

Council Chair Richard Fralick called the meeting to order at 10:02 a.m. Council members Howard (Howie) Rosenfeld, Gene Knapp, Lovel Pratt, and Rich Peterson; County Administrator, Pete Rose; Clerk to the Council, Ingrid Gabriel; Deputy Clerk, Maureen See; and interested members of the public were present.

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, excusing the absence of Council Member Bob Myhr, who is on personal leave. The vote was 4 Ayes, with Ms. Pratt not in the room at the time of the vote.

Mr. Fralick reminded the public that video recordings of Council Meetings held in the Legislative Hearing Room are available for on-line viewing the day after the meeting. The videos will be archived for the three previous months and can be accessed through the San Juan County **website** www.sanjuanco.com by selecting the **County Council** tab. DVD recordings are also available by request for a modest fee.

Citizens Access: The following citizens submitted comment: Terry Whalen, Patty Miller.

10:15 AM Clerk Update & Administrative Matters: Ingrid Gabriel, Clerk to the Council; Maureen See, Deputy Clerk

Review and Approve Consent Agenda: The following action took place:

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, approving the Minutes of January 22, 2010. Four Ayes, Ms. Pratt abstained

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, approving the Minutes of January 26, 2010. All Ayes

Review and Approve the Consent Agenda: The following action took place:

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to approve the Consent Agenda of February 9, 2010 as follows:

A. Resolutions:

Ordinances:

B. Contracts/Agreements :

Collective Bargaining Agreement First Amendment 2009 Regarding Health insurance Benefits between San Juan County and WSCCCE, AFSCME Local 1849.

C. Budget Items:

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

- Warrants #74136-74158 in the amount of \$8,041.33 for medical reimbursement
- Warrants #74203-74278 in the amount of \$87,107.90 for County Claims
- Warrants #74279-74310 in the amount of \$89,338.10 for Public Works
- EFT #123020093 in the amount of \$4,385.81 for Public Works Excise
- Warrant #74159 in the amount of \$350 for Medical Reimbursement
- Warrant #74160 in the amount of \$1,705.16 for Mailing Special Ballots
- Warrants #74311-74366 in the amount of \$76,674.21 for County Claims
- Warrants #74367-74377 in the amount of \$36,935.64 for Public Works
- Warrants #74613-74652 in the amount of \$68,271 for County Claims
- Warrants #74653-74664 in the amount of \$24,647.48 for Public Works
- Warrant #74665 in the amount of \$845.55 for Public Works
- Warrant #74438 in the amount of \$310.49 for Assessor's Bulk Mailing
- Warrants #74666-74712 in the amount of \$29,984.79 for County Claims

D. Personnel:

E. Appointments:

A letter appointing Michael Roger as the Commission representative for the Labor sector of the Citizen's Salary Commission, the term beginning January 1, 2010 and expiring December 31, 2013.

F. Correspondence:

1. Letter to Representative Judy Clibborn in support of House Bill 2816

G. Miscellaneous:

A Proclamation designating March 26, 2010 as "Lions Day" in recognition of Lions Clubs services to their communities.

H. Bid Openings:

All Ayes

10:25 AM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS

The following action took place:

Moved by Ms. Pratt, seconded by Mr. Rosenfeld, to send a letter to Washington State Representative Dave Quall in support of HB 2893 which allows for a school levy lid lift of 4%, extend inclusion of I-728 and I-732 allocations in the levy base, and allow school districts to return to voters in the middle of a levy cycle for additional levy authority. All Ayes

Moved by Ms. Pratt, seconded by Mr. Rosenfeld, to send a letter to Washington State Senator Rosemary McAuliffe in support of SB 6518 which will allow for a school levy lid lift of 4%, extend inclusion of I-728 and I-732 allocations in the levy base, and allow school districts to return to voters in the middle of a levy cycle for additional levy authority. All Ayes

Moved by Ms. Pratt, seconded by Mr. Rosenfeld, to send a letter to Washington State Senator Mary Margaret Haugen in support of SB 6209 which would allow county road funds to be used for park and ride lots. All Ayes

10:46 AM PUBLIC HEARING: To Consider an Ordinance Regarding Essential Public Facilities Amending San Juan County Code Sections 18.20.030, 18.20.050 and 18.30.050 and Adding a New Section to San Juan County Code Chapter 18.80. **Present:** Full Council, Pete Rose, County Administrator; Ingrid Gabriel, Clerk to the Council; Maureen See, Deputy Clerk; Shireene Hale, Planning Coordinator ; Randall Gaylord, Prosecuting Attorney

Public testimony was opened, submitted by Dr. Christopher Clarke, Steve Ludwig, Claudia Mills, Kyle Loring, Patty Miller, Jack Cory, and closed with the right to reopen. The following action was taken:

Moved by Mr. Fralick, seconded by Mr. Knapp, to include the words "critical areas" on page nine, D.1, of the Ordinance. All Ayes

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to adopt the Ordinance, as amended, regarding Essential Public Facilities Amending San Juan County Code Sections 18.20.030, 18.20.050, and 18.30.050, and adding a new section to San Juan County Code Chapter 18.80. All Ayes

PUBLIC HEARING: To Consider an Ordinance Amending Ordinance No. 38-2009 Setting the Property Tax Levy for County Roads for 2010. **Present:** Full Council, Pete Rose, County Administrator; Ingrid Gabriel, Clerk to the Council; Maureen See, Deputy Clerk; Charles Zalmanek, Assessor

Public testimony was opened, none submitted, and closed with the right to reopen. The following action was taken:

Moved by Ms. Pratt, seconded by Mr. Rosenfeld, to approve an Ordinance of San Juan County, Washington, Amending Ordinance No. 38-2009 Setting the Property Tax Levy for County Roads for 2010. All Ayes

11:45 AM PRESENTATION: Update on the San Juan Island Scenic Byway Project - Liz Illg, Coordinator
Mr. Fralick accepted public comments by Patty Miller.

12:06 PM RECESS FOR LUNCH (time approximate)

1:00 PM COUNTY ADMINISTRATOR ITEMS:

1. Human Services Advisory Board 2009 Annual Report and Update- Barbara LaBrash, Human Services Manager; Catherine Ellis, Chair of Advisory Board
2. Housing Bank Commission Report on Activities and Work Plan for 2010 - Angie Lausch, Affordable Housing Coordinator; Michael Roger, Housing Bank Commissioner

The following action took place:

Moved by Ms. Pratt, seconded by Mr. Knapp, to approve the 2010 Housing Bank Commission Work Plan. All Ayes

1:29 PM DISCUSSION: Next steps for Critical Area Ordinance Best Available Science - Randy Gaylord, Prosecuting Attorney; Eric Stockdale, Unit Supervisor, Wetlands, Department of Ecology

The following action took place:

Moved by Ms. Pratt, seconded by Mr. Rosenfeld, to direct staff to draft a resolution that includes the following:

1. A public participation plan for the resolution adoption process that will identify Best Available Science (BAS) for the Critical Area Ordinance (CAO) update. Further, that this public participation plan includes a specific process for the public to submit scientific reports, articles, etc. for consideration for inclusion as BAS, including a clearly defined deadline by which all submittals must be made.
2. A contract with a scientist(s) to review and identify the BAS to be identified by resolution and that the contract include the following:
 - a) The BAS for all subject areas (wetlands, wildlife habitat, frequently flooded areas, and geo-hazards) be organized by citation, brief summary, and specific summary details on that science's appropriate relevance to the CAO update
 - b) For cost and time efficiencies, the direction to utilize as much as possible the existing recommended BAS from Ecology and the BAS identified by Island County and any other appropriate jurisdictions
 - c) The review of publically submitted science suggested for inclusion as BAS
 - d) A completion date of September 15, 2010 or earlier
3. The appropriate ordinance or resolution for interfund borrowing to pay for the BAS effort.

All Ayes

2:58 PM WORKSHOP: Solid Waste Fee Services - Jon Shannon, Public Works Director; Steve Alexander, Solid Waste Manager

Public comment was submitted by: Sam Jacobson (new Chair of Solid Waste Advisory Committee), King Fitch (Town of Friday Harbor Administrator), Dan Leidecker, Allen Rosenberg

4:57 PM ADJOURN AND SIGN DOCUMENTATION

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

Richard Fralick, Chair
District 4, San Juan North

ATTEST: Clerk of the Council

By: _____
Maureen See, Deputy Clerk

Lovel Pratt, Vice-Chair
District 3, Orcas West/Waldron

Rich Peterson, Member
District 2, San Juan South

Howie Rosenfeld, Member
District 3, Friday Harbor

Gene Knapp, Member
District 5, Orcas East

EXCUSED
Bob Myhr, Member
District 6, Lopez/Shaw