

**SUMMARY OF THE MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
June 2, 3, 2008**

Monday, June 2, 2008 - Council Hearing Room, Legislative Building, FH

CALL TO ORDER – REGULAR STAFF MEETING AND WORK SESSION

Council Chair Howard Rosenfeld called the staff meeting to order at 10:00 a.m. Council members Kevin Ranker, Rich Peterson, Gene Knapp, Bob Myhr, and Alan Lichter; County Administrator Pro-Tem, Ron Henrickson; Deputy Clerk, Maureen See; Clerk to the Council, Ann Larson; and interested members of the public were present.

Myhr moved, Lichter seconded, to excuse the absence of County Administrator Pete Rose. Motion carried unanimously. (Reason: Family business)

Council schedules and agendas were reviewed. Clerk, Ann Larson reported on the preparation of the employee recognition ceremony scheduled for June 3, 2008. She also noted that additional interviews would be taking place for the Council position of Public Hearing Specialist. Deputy Clerk to the Council, Maureen See, updated the Council on committees and noted that interviews for the Civil Service Committee would be taking place June 3, 2008. The Council reviewed the Minutes and made minor changes. The Clerk provided updates on Council office and staff work.

Gene Knapp requested that representatives from Orcas Shuttle Service and Island Energy System be invited to present at the June 24th, 2008 special meeting on Orcas Island. Chair Rosenfeld reported on his meeting with Representative Rick Larsen regarding scenic byways, affordable housing, border patrol, charter completion, school funding, and ferry issues. Gene Knapp and Alan Lichter discussed the San Juan Initiative luncheon and noted that the meeting was focused on the problems with stormwater regulations. Kevin Ranker reported that stormwater models would be on the action plan for the Puget Sound Partnership to be completed December 2008. Howie Rosenfeld discussed a letter from the ACLU regarding Christine Miller's resignation. The matter was referred to the CA for followup. Rich Peterson gave an update on the progress with LTAC. George Johnson, Information Service Manager, led a discussion on wireless access scoping to determine County needs for both wireless connection and internet connectivity.

RECESS - At 11:36 AM, Chair Rosenfeld recessed the meeting until 10:00 AM, Tuesday, June 3, 2008.

Tuesday, June 3, 2008 - Council Hearing Room – Legislative Building, FH

CALL TO ORDER

Council Chair Howard Rosenfeld called the regular meeting to order at 10:00 a.m. Council members Kevin Ranker, Rich Peterson, Gene Knapp, Bob Myhr, and Alan Lichter; County Administrator Pro-Tem Ron Henrickson; Council Department Assistant, Maureen See; Clerk to the Council, Ann Larson; and interested members of the public were present.

The flag salute was conducted.

Lichter moved, Myhr seconded, to excuse the absence of County Administrator Pete Rose. Motion carried unanimously. (Reason: Family business)

NEW EMPLOYEE INTRODUCTION/RETIREMENT

John Manning introduced two new Health & Community Services employees: Deanna Johnson, Department Assistant, and Angie Lausch, Affordable Housing Coordinator. Pamela Morais, Human Resource Manager, introduced Adina Cunningham as the Deputy Director of County Administration.

CITIZEN ACCESS TIME

Mike Kaill introduced himself and shared his concerns regarding reverse osmosis. Dr. Kaill emphasized the problems of brine return and cleaners used in osmosis as two areas of concern. He told the Council that permits are being issued without standards or thorough policies, and he expressed his strong concerns over the lack of oversight for these systems. At the request of Councilman Lichter, Dr. Kaill gave a brief resume of his credentials, which included considerable research in reverse osmosis.

ANNOUNCEMENTS/SCHEDULE CHANGES

Councilman Alan Lichter reminded the Council of the upcoming meeting with Islands Trust on June 11 & 12 at the Lion's Hall on Galiano Island. One of the topics to be covered in this joint meeting will be climate change, with Author Guy Dauncey, who has written a book on global climate change. Councilman Lichter expects this joint meeting to be informative and interesting. Councilman Lichter also announced that Ron Zee will be leaving the San Juan Conservation District and the Agricultural Resource Committee (of which Ron is Chair). He will be sorely missed, and these posts will need new appointments.

APPROVAL OF MINUTES

Moved by Lichter, seconded by Ranker, to approve the Minutes of **May 19, 20, 2008**. Motion carried unanimously .

CONSENT AGENDA

The County Council moved to accept the Consent Agenda of **June 3, 2008** as follows:

A. Resolutions/Ordinances:

1. A Resolution to accept one Easement, appropriate funds and authorize payments for Fisherman Bay Road, Right-Of-Way acquisition, CRP 030602, SJC Fire Protection District No. 4. **[Resolution 43-2008]**
2. A Resolution to accept the deed on the Doran property. **[Resolution 44-2008]**

B. Contracts/Agreements:

C. Budget Items: (No items.)

D. Personnel:

Twenty-two employees will be honored today for their length of service to San Juan County. The list of names will be included in the Employee Recognition Ceremony section of the Agenda.

E. Appointments:

1. A letter reappointing Bob Freeauf to the San Juan County Solid Waste Advisory Committee, effective immediately and expiring on May 31, 2011.

F. Correspondence: (No items.)

G. Miscellaneous: (No items.)

H. Bid Openings: (No items.)

Moved by Lichter, seconded by Myhr, to approve the Final Consent Agenda of June 3, 2008. Motion carried unanimously.

ACTION AND DISCUSSION ITEMS

ORDINANCES/RESOLUTIONS:

ORDINANCE NO. 28-2008 (Refer to Consent Agenda of June 3, 2008 for details)

RES. NO. 43-2008- (Refer to Consent Agenda of June 3, 2008 for details)

RES. NO. 44-2008- (Refer to Consent Agenda of June 3, 2008 for details)

COUNCIL DISCUSSION/UPDATES/OTHER ACTION ITEMS:

1. Chair Howie Rosenfeld provided the Council with copies of three statements developed jointly with the Town of Friday Harbor and the County as a collaborative position on ferry issues. The Chair asked for the Council's response to the statements. The following three statements were discussed:

1. Support Washington State Ferries as part of an increasingly important and affordable public transportation network.
2. Prioritize capital expenditures to support safe, and reliable, new and existing vessels.
3. Recognize the value of Washington State Ferries as a major draw for State tourism and a vital economic driver linking Puget Sound communities.

A lengthy discussion of Council responses followed the three statements. It was generally agreed that the statements needed to be stronger and more specific to the issues. Council will continue to work on the three points.

PUBLIC HEARINGS

11:06 a.m. A public hearing was held to consider a Resolution regarding Richman Timber Open Space Application #07TOS005. Present: Full Council; Ron Henrickson, County Administer Pro-Tem; Ann Larson, Clerk to the Council; Maureen See, Deputy Clerk to the Council; Shannon Fitzgerald, Senior Planner Community Development and Planning; and interested members of the public.

Shannon Fitzgerald explained this Timber Open Space proposal. Ms. Fitzgerald was accompanied by Jeff Otis, agent for the applicant from Permit Resources in Eastsound. The Planning Commission heard this proposal on April 9 and recommended approval of the application with conditions. The two conditions are: 1) that the forest management plan be followed; and 2).that the wetland delineation be addressed. Discussion followed.

Public Testimony was opened. Jack Cory questioned the monitoring of logging permits. Logging requires consultation with Department of Natural Resources and plans must be submitted. Mr. Cory stated that this is not being done, more logs are taken than should be, and topsoil is being stripped and sold. Public testimony was closed. Community Development and Planning Director, Ron Henrickson will look into this matter.

Deliberations were held and the following action was taken:

The County Council agreed by consensus to continue the public hearing to July 8, 2008 after the Planning Commission has acted.

PUBLIC HEARINGS

11:32 a.m. An Ordinance banning all fireworks without a permit, Amending SJC Code, Chapter 9.2 and providing for penalty for violations was introduced. Present: Full Council; Ron Henrickson, County Administer Pro-Tem; Randy Gaylord, Prosecuting Attorney; Steve Marler, San Juan County Fire Chief; Bill Cumming, Sheriff; Stan Matthews, Communications Program Manager; Ann Larson, Clerk to the Council; Maureen See, Deputy Clerk to the Council; and interested members of the public

Randy Gaylord gave a brief description of the proposed ban and how it differed from current laws in San Juan County. San Juan County Fire Chief, Steve Marler, explained the benefits of the fireworks ban to the community.

Public Testimony was opened. Dan Miller stated that the issue should have been discussed in the evening when families could attend. Mr. Miller is against the ban and believes the decision should be postponed until next year. Greg Hertel opposes the ban, and suggested the New Year's might be a better day (better climate) to hold a fireworks display. Chris Hodgkin spoke in favor of the ordinance as a humane benefit to domestic animals and wildlife. George Steed, a self-proclaimed fireworks aficionado, implored the Council to leave the tradition as it is and not ban fireworks, a symbol of America. Public testimony was closed.

Deliberations were held and the following action was taken:

Moved by Myhr, seconded by Lichter, to pass an Ordinance Banning All Fireworks without a Permit, amending San Juan County Code Chapter 9.20 and providing for Penalty for Violations. Motion carried unanimously.

11:58 a.m. An employee recognition ceremony was held to honor the following employees for their years of service to San Juan County:

Employee	Years of Service	Department
Dick Jenison	30 Years	Public Works
Gerald Todd	30 Years	Public Works
Jon Zerby	20 Years	Sheriff's Office
LeRoy Lehman	15 Years	Public Works
Laurie Hauser	15 Years	Public Works
Brian Webb	15 Years	Public Works
Linda Webb	15 Years	Treasurer's Office
John Ridge	15 Years	Assessor's Office
Michelle Novak	15 Years	Auditor's Office
Christine Miller	10 Years	Fair
William Paterson, Jr.	10 Years	H & CS
Gerald Rivas	10 Years	Public Works
Diane Timm	10 Years	Auditor's Office
Susan Nielsen	10 Years	Public Works
Kenneth Jennings	10 Years	Public Works
Didier Gincig	10 Years	Parks
Michael Jennings	10 Years	Juvenile Court
Richard Pederson	5 Years	Assessor's Office
Judy Jackson	5 Years	Extension Office
Eliza Habegger	5 Years	Land Bank
Jose Domenech	5 Years	Auditor's Office
Jo Anne Bastron	5 Years	H & CS

RECESS - Chair Rosenfeld recessed the meeting until 1:30 p.m.

COUNTY ADMINISTRATOR COUNCIL BRIEFING

1. George Johnson, Information System Manager, gave a presentation on proposed improvements to the Council Hearing Room Audio and Video Recording System. The first item is to move one camera for better visual coverage. The second item is to change the drive to offer a clearer picture when projecting on both large and small conference room monitors during presentations. The cost is \$1,880 to correct the above.

Lichter moved, Rich Peterson seconded, to make improvements to the Council Hearing Room audio and video recording system with \$1,880 of funding from the County Council Professional Services allocation. Motion carried unanimously.

2. A request was made for equipment from Public Access TV, Channel 19. Tom Munsey stated that they are in need of another camera and software to improve the delivery of services.

Lichter moved, Ranker seconded, to approve alternative 2 to provide funding to Public Access TV, Channel 19. Five yes, with Myhr opposed.

3. County Administrator Pro-Tem Ron Henrickson reported that the Critical Areas Ordinance Public Participation Plan does say that the Realtors Association may select one member. The appointment of Teri Williams, selected by the Realtors Association, to the CAO Committee will be placed on the June 10 Consent Agenda.

DISCUSSION - Draft 6 Year Road Plan 2009-2014 Project Briefing

Jon Shannon, Director of Public Works, and John Van Lund, County Engineer, gave a report on the Draft of the Proposed Six Year Road Transportation Improvement Program (TIP) for 2009-2014. The proposed Six-Year TIP consists of projects carried over from the previous year, safety improvement projects, marine access projects, non-motorized or trail projects, and preservation projects. The time frame to complete projects varies and can be

dependent upon available funding. Broad discussion followed that included CRAB (board appointed by the governor to oversee all state/county roads, with strict reporting regulations, and funding involvement), specific road projects (Deer Harbor Bridge, San Juan Valley Rd., Channel Rd.). The Eastsound Parking Plan will be included in the Public Works 2009 Budget. The six-year TIP for public hearing will be finalized after the funding workshop in July.

DISCUSSION - A Resolution Authorizing San Juan County Land Bank Application for Funding

A Resolution authorizing the San Juan County Land Bank Application for funding assistance for an Aquatic Lands Enhancement Account Program Project to the Recreation Office as provided in RCW 79.105.120 and subsequent legislative action. The discussion began without Land Bank Director, Lincoln Bormann. After Council expressed the desire to wait for Mr. Bormann, several preliminary motions were made.

Chair Rosenfeld called for a ten minute recess.

EXECUTIVE/CLOSED SESSIONS

3:30 p.m. – (Commenced at 3:18 p.m.) Council Chair Rosenfeld announced that the Council would be holding an **executive session** estimated to last approximately 30 minutes, to discuss Real Property Acquisition pursuant to RCW 42.30.100 (1)(b) and Pending Litigation pursuant to RCW 42.30.110(1)(i). The session ended at 3:50 p.m. for an actual session time of 32 minutes. No action was taken.

CONTINUED DISCUSSION - A Resolution Authorizing San Juan County Land Bank Application for Funding

Discussion continued regarding SJC Land Bank's application for funding for the Washington Wildlife and Recreation Program and the Aquatic Lands Enhancement Account. Doug McCutchen, Preserve Stewart of SJI Land Bank, explained that Mr. Bormann was in Olympia working on the funding for these projects. The matter is scheduled for public hearing on June 10, 2008.

ADJOURNMENT - Moved by Lichter, seconded by Peterson, to adjourn the meeting at 3:48 p.m. Motion carried. Council Chair Rosenfeld adjourned the meeting at 3:48 p.m. A Staff Meeting/Work Session was scheduled for Monday, June 9, 2008, and the next regular meeting was scheduled for Tuesday, June 10, 2008.

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

Howard Rosenfeld, Chair
District 3, Friday Harbor

ATTEST: Clerk to the Council

Gene Knapp, Vice-Chair
District 5, Orcas East

By: _____
Ann Larson, Clerk

Kevin M. M. Ranker, Member
District 1, San Juan South

Rich Peterson, Member
District 2, San Juan North

Alan Lichter, Member
District 4, Orcas West/Waldron

Bob Myhr, Member
District 6, Lopez/Shaw