

**ISLAND COUNTY COMMISSIONERS – MINUTES OF MEETING  
REGULAR SESSION - NOVEMBER 6, 2000**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on November 6, 2000, beginning at 9:30 a.m. in the Island County Courthouse Annex, Hearing Room, Coupeville, Wa., with Wm. L. McDowell, Chairman, William F. Thorn, Member and Mike Shelton, Member, present. By unanimous motion, the Board approved and signed the following minutes: Special Session October 20, 2000 and Regular Session October 23, 2000.

**VOUCHERS AND PAYMENT OF BILLS**

Vouchers/warrants were approved for payment by unanimous motion of the Board, along with approval of the October payroll, as follows: **Voucher (War.) #85446-85796 ... \$ 414,367.50.**

**HIRING REQUESTS & PERSONNEL ACTIONS**

By unanimous motion, after presentation/summary by Dick Toft, Human Resources Director, the Board approved PAA #119/00, replacement action effective 11/6/00, Noxious Weed Control Coordinator, .5 FTE, Position #1208.00.

**WSU EXTENSION SERVICES – CONTRACTS APPROVED**

After review and summary provided by Don Meehan, Director, Island County WSU Extension Services, the Board by unanimous motion approved the following contracts and contract amendments:

Amendment to Beach Watchers Contract #G100002 adding \$5,000 to the DOE Shorelands Contract for the Beach Watchers program;

Amendment #1 to Eelgrass Survey Contract #G0000312, adding \$2,280 to the contract to adjust videography subcontract with Marine Resources Consultants to accommodate Department of Natural Resources protocols in the subcontract;

Amendment #2 to Eelgrass Survey Contract adding \$2,000 to the contract for eelgrass census work already completed and extending contract termination date to 4/30/0;

Eelgrass Video Survey Subcontract in the amount of \$23,280 [RM-EXT-00-0085] between Island County and Marine Resources Consultants representing a major component of the work contracted with the Northwest Straits Commission. [amendment anticipated later to extend contract with NWSC and work being done by consultant].

**RESOLUTION NO. #C-107-00 DECLARING LEGAL HOLIDAYS FOR 2001**

As provided in RCW 1.16, the Board by unanimous motion, approved Resolution #C-107-00 Declaring Legal Holidays for the Year 2001.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF ISLAND COUNTY, WASHINGTON**

**IN THE MATTER OF DECLARING LEGAL )  
HOLIDAYS FOR THE YEAR 2001 )**

**RESOLUTION NO. C-107-00**

WHEREAS, Washington State holidays are outlined in the Revised Code of Washington, Chapter 1.16; and

WHEREAS, it is the policy of Island County to observe state holidays, NOW, THEREFORE,

BE IT HEREBY RESOLVED that the following be observed as legal holidays for the year 2001:

<b>January 1, 2001</b>	<b>Monday</b>	<b>New Year's Day</b>
<b>January 15</b>	<b>Monday</b>	<b>Martin Luther King Jr. Birthday</b>
<b>February 19</b>	<b>Monday</b>	<b>President's Day</b>
<b>May 28</b>	<b>Monday</b>	<b>Memorial Day</b>
<b>July 4</b>	<b>Wednesday</b>	<b>Independence Day</b>
<b>September 3</b>	<b>Monday</b>	<b>Labor Day</b>
<b>November 12</b>	<b>Monday</b>	<b>Veteran's Day</b>
<b>November 22</b>	<b>Thursday</b>	<b>Thanksgiving Day</b>
<b>November 23</b>	<b>Friday</b>	<b>Day After Thanksgiving</b>

December 25

Tuesday

Christmas Day

ADOPTED this 6<sup>th</sup> day of November, 2000.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Mac McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:**

Margaret Rosenkranz,  
Clerk of the Board BICC 00-644

**HEARING SCHEDULED: ORDINANCE #C-108-00 ESTABLISHING SURCHARGE ON DOMESTIC COURT FILING FEES & MARRIAGE LICENSE FEES TO FUND COURT FACILITATOR PROGRAM**

The Board, by unanimous motion, scheduled a public hearing for November 27, 2000 at 1:50 p.m. to consider Ordinance #C-108-00 Establishing s Surcharge on domestic Court Filing Fees and Marriage License Fees to Fund a Court Facilitator Program.

**CONTRACT #HD-12-00 MEDICAID CLIENT OUTREACH**

Having been approved by the Island County Board of Health on September 18, 2000, the Board by unanimous motion approved and signed Contract #HD-12-00 [RM-HLTH-00-0071] between Island County and The Opportunity Council to provide Medicaid client outreach services for Island County residents, April 1, 2000 through June 30, 2001.

**HEARING HELD: RESOLUTION #C-101-00 (SW-03-00) ADOPTING THE ISLAND COUNTY COMPREHENSIVE SOLID WASTE AND MODERATE RISK WASTE MANAGEMENT PLAN**

A Public Hearing, as scheduled and advertised, was held at 10:15 a.m. to consider proposed Resolution #C-101-00 (SW-03-00) Adopting the Island County Comprehensive Solid Waste and Moderate Risk Waste Management Plan.

Dave Bonvouloir, Solid Waste Manager, presented the Resolution summarizing same to be the final step in adoption of the Comprehensive Solid Waste and Moderate Risk Waste Management Plan under preparation the last 18 months. The document outlines plans for the next six years and as already been adopted by the City of Oak Harbor, City of Langley and Town of Coupeville, and preliminarily approved by the State Department of Ecology.

No one from the public was present to comment either for or against said resolution.

By unanimous motion, the Board approved Resolution #C-101-00 (SW-03-00) Adopting the Island County Comprehensive Solid Waste and Moderate Risk Waste Management Plan.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF ISLAND COUNTY, WASHINGTON**

**IN THE MATTER OF ADOPTING THE ISLAND ) RESOLUTION C-101-00  
COUNTY COMPREHENSIVE SOLID WASTE AND ) SW-03 -00  
MODERATE RISK WASTE MANAGEMENT PLAN )**

WHEREAS, RCW 70.95 assigns responsibility for solid waste management to local governments, and each unit of local government is required to prepare and maintain in current condition a Comprehensive Solid Waste Management Plan in accordance with RCW 70.95.080 and 70.95.110; and

WHEREAS, RCW 70.105 assigns primary responsibility for moderate-risk waste management to local governments, and each unit of local government is required to prepare a local moderate-risk waste management plan in accordance with RCW 70.105.220; and

WHEREAS, the Island County Solid Waste Advisory Committee, including representatives of the Cities of Oak Harbor, Langley and the Town of Coupeville, jointly participated in the preparation of the of the plans in accordance with RCW 70.95.165(3) and recommended approval of the Draft Final Island County Comprehensive Solid Waste and Moderate-Risk Waste Management Plan dated June 2000 on June 2, 2000; and

WHEREAS, the Oak Harbor City Council reviewed the Draft Final Plan dated June 2000 and received public comments on September 5, 2000, and by motion conditionally approved the Draft Final Plan dated June 2000; and

WHEREAS, the Coupeville Town Council and the Langley City Council reviewed the Draft Final Plan dated June 2000 and received public comments on October 10<sup>th</sup> and 20<sup>th</sup>, 2000 respectively and by motion acknowledged the Oak Harbor conditional approval of the plan and approved the Draft Final Plan dated June 2000.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Island County Commissioners that the Draft Final Comprehensive Solid Waste and Moderate-Risk Waste Management Plan dated June 2000, be adopted pursuant to RCW 70.95 and RCW 70.105.

Reviewed this 9<sup>th</sup> day of October, 2000 and set for public hearing at 10:15 a.m. on the 6<sup>th</sup> day of November, 2000.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:**  
Margaret Rosenkranz, Clerk of the Board  
BICC 00-600

**APPROVED AND ADOPTED** this 6<sup>th</sup> day of November, 2000 following public hearing.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
Mike Shelton, Member  
William F. Thorn, Member

**ATTEST:**  
Margaret Rosenkranz  
Clerk of the Board

**HEARING HELD: RESOLUTION #C-102-00 (SW-04-00) REDUCING SOLID WASTE AND SEPTAGE TIPPING FEES FOR THE YEARS 2001-2003**

A Public Hearing, as scheduled and advertised, was held at 10:20 a.m. to consider proposed Resolution #C-102-00 (SW-04-00) In the Matter of Reducing Solid Waste and Septage Tipping Fees for the Years 2001-2003

Mr. Bonvouloir presented and summarized said Resolution, an outgrowth of the completion of the Comprehensive Solid Waste and Moderate Risk Waste Management Plan, a reduction of solid waste and septage tipping fees for the years 2001-2003.

No one from the public was present to comment either for or against said resolution.

By unanimous motion, the Board approved Resolution #C-102-00 (SW-04-00) In the Matter of Reducing Solid Waste and Septage Tipping Fees for the Years 2001-2003

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF ISLAND COUNTY, WASHINGTON**

**IN THE MATTER OF REDUCING )  
SOLID WASTE AND SEPTAGE ) RESOLUTION NO. C-102-2000  
TIPPING FEES FOR THE YEARS ) SW- 04 - 2000  
2001-2003 )**

**WHEREAS**, a three-year Rate Study for the Island County Solid Waste Program was recently completed which, after projecting future revenues and expenditures, recommends reduced solid waste and septage rates; and

**WHEREAS**, the Island County Solid Waste Advisory Committee has recommended approval/adoption of said study;  
and

**WHEREAS** it is the desire of the Board of Commissioners and the Department of Public Works to pass savings on to solid waste rate payers including a price decrease in solid waste and septage rates.

**NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS** that the schedule for Solid Waste & Septage Disposal Rates attached as "Exhibit A," shall be in effect from January 1, 2001 through December 31, 2003.

Reviewed this 9<sup>th</sup> day of October, 2000 and set for public hearing at 10:20 a.m. on the 6<sup>th</sup> day of November, 2000.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:** Margaret Rosenkranz  
Clerk of the Board BICC 00-601

**APPROVED AND ADOPTED** this 6<sup>th</sup> day of November, 2000 following public hearing.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:**  
Margaret Rosenkranz  
Clerk of the Board

*[Note: copy of Exhibit A has been placed on file with the Clerk of the Board]*

**GRANT OF DRAINAGE EASEMENT FOR FREELAND OUTFALL PROJECT**

Lew Legat, County Engineer, presented for Board approval, Grant of Drainage Easement for Freeland Outfall Project from owners Michael J. Gregory, Kathleen A. Gregory, and Eric S. Carson; Parcel S6250-00-01006, Plat of Dutch Hollow Terrace. By unanimous motion, the Board accepted and approved the Grant of Drainage Easement as presented.

**UNITED METHODIST CHURCH PARKING LOT LEASE – ADDENDUM 5**

On recommendation of Mr. Legat, the Board by unanimous motion approved Addendum #5 to the United Methodist Church Parking Lot Lease to renew the lease for ten years, expiration to be in year 2010.

**STORMWATER MITIGATION AGREEMENT – HOLMES HARBOR  
GOLF & YACHT CLUB, DIVISION 6**

By unanimous motion, the Board accepted and approved Stormwater Mitigation Agreement from Robert D. and Cherrella Monteith, Lot 19, Block 4, Holmes Harbor Golf & Yacht Club, Division No. 6.

**PURCHASE & SALE AGREEMENT – TERRY’S CORNER FUTURE PARK AND RIDE**

Mr. Legat advised that the Board recently signed agreement with the State identifying how the State and County would work together to create a park and ride lot at Terry’s Corner, Camano Island, and approved and signed an agreement with a consultant to proceed with design work. He now presented for the Board’s approval a Purchase & Sale Agreement for a future park and ride lot located in the vicinity of Terry’s Corner for a total of five acres, the South Half (S ½) of Southwest Quarter (SW ¼) of Section 20, Township 32N, Range 1E., Camano Island. Immediately on the Board’s approval of this the County will bill the State for County work on this agreement working on behalf of the State.

By unanimous motion, the Board approved the Purchase & Sale Agreement between Island County and Brown and Cole, Inc. for a future park and ride lot located in the vicinity of Terry’s Corner, South Half (S ½) of Southwest Quarter (SW ¼) of Section 20, Township 32N, Range

**CONTRACT/PERFORMANCE BOND – HOLT DRILLING, INC. - INSTALLATION OF 3 WATER QUALITY MONITORING WELLS IN VICINITY OF COUPEVILLE SOLID WASTE FACILITY**

Presented to the Board for approval by Dave Bonvouloir, noting this was a project worked on over a year together with DOE as discussed with the Board in recent staff session related to the installation of three water quality monitoring wells in the vicinity of the County's Coupeville Solid Waste facility. The Contract is between Island County and Holt Drilling, Inc., in the amount of \$74,520 including SST.

By unanimous motion, the Board approved the contract with Holt Drilling, Inc., Milton, Washington, and accepted performance bond, for the installation of three water quality monitoring wells in the vicinity of the County's Coupeville Solid Waste facility, in the amount of \$74,520 including SST.

**CONTRACT– KREIG CONSTRUCTION, INC.; INSTALLATION OF ASPHALT PAD EXPANSION AT THE COUPEVILLE SOLID WASTE TRANSFER STATION**

As presented and recommended for approval by Mr. Bonvouloir, the Board by unanimous motion approved a contract with Kreig Construction, Inc. for installation of asphalt pad expansion at the Coupeville Solid Waste Transfer Station, in the amount of \$16,310.16 including SST. There is no bond inasmuch as the contractor has agreed to holding 50% reserve until all work completed.

**HEARING HELD: ORDINANCE #C-104-00 [PLG 032-00] AMENDING CHAPTER 17.03 ICC TO COMPLY WITH THE ORDER OF THE WWGMHB RELATING TO FREELAND AND CLINTON**

At 10:45 a.m. as scheduled and advertised, the Board conducted a public hearing for the purpose of considering Ordinance #C-104-00 [PLG 032-00] Amending Chapter 17.03 ICC to comply with the Order of the WWGMHB relating to Freeland and Clinton introduced by Phil Bakke, Planning Director, on October 16, 2000, and set for public hearing this date and time [GMA doc. #5984].

Staff: Phil Bakke; Jeff Tate  
Public: None

Mr. Bakke explained that this Ordinance was prepared to amend Chapter 17.03 ICC to comply with the order of the Western Washington Growth Management Hearings Board relating to Freeland and Clinton. On June 2, 1999 the WWGMHB entered Final Decision And Order including No. 9 requesting that the County reassess the designations, densities and uses allowed in the Freeland and Clinton RAIDS, to either: do proper analysis, make provision for urban services and designate as a non municipal growth area; or b) restrict boundaries uses and other densities. On November 8, 1999, the Board of Island County Commissioners adopted Ordinance #C-119-99 limiting development and uses and adopted certain measures to protect possible future urban growth area designation. On June 5, 2000, the Board of County Commissioners adopted Ordinance #C-50-00 and on July 17, 2000 adopted Ordinance #C-62-00 reducing RAID boundaries and amending Appendix A of the Island County Zoning Ordinance to modify those uses. On October 12, 2000, the WWGMHB ruled that the County was in compliance with Final Decision Order #9 accepting the revised RAID boundaries and development regulations for the Freeland and Clinton RAIDS.

Therefore, Mr. Bakke requested that the interim zoning regulations adopted on November 8, 1999 in Ordinance #C-119-00, amended in Ordinance #C-62-00 now be made permanent regulations in the Island County Zoning Ordinance. He confirmed that in no way did the ordinance preclude the urban growth area studies undergoing review in Freehand and Clinton. In the event that one or both of those committees recommend NMUGA status the committees would be recommending new development regulations and comprehensive plan language for each of those areas, and by that action would be replacing these provisions in Appendix A and Rural Center and Rural Zone designation criteria and land development standards found in 17.03 of ICC, and would also possibly modify the boundaries. Making this a permanent ordinance will be a procedural thing to continue to be in compliance with the Growth Board's decision and Order.

A letter was received by the Board of County Commissioners on November 6, 2000, dated November 5, 2000, from Steve Erickson, WEAN, [GMA doc. # ] pointing out that in the Growth Board's October 12, 2000 Decision the County was directed to limit development in areas A and B in the new Holmes Harbor RAID to preclude any further shoreline subdivision. That change has not been accommodated in Ordinance #C-104-00. However, the Department has prepared a draft ordinance to address that item which is being forwarded to the Prosecuting Attorney's Office today for review, proposed to be presented to the Board next Monday for purposes of scheduling a future public hearing.



2000.

**BOARD OF COUNTY COMMISSIONERS OF  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:**

Margaret Rosenkranz  
Clerk of the Board BICC 00-618

**APPROVED AND ADOPTED** this 6th day of November, 2000 following public hearing.

**BOARD OF COUNTY COMMISSIONERS OF  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:**

Margaret Rosenkranz  
Clerk of the Board

**APPROVED AS TO FORM:**

DAVID L. JAMIESON, JR.  
Deputy Prosecuting Attorney  
& Island County Code Reviser

*[note: Exhibit A and Findings and Legislative Intent are on file with the Clerk of the Board]*

**BUDGET WORKSHOP**

At 1:30 p.m. the Board conducted a budget workshop for the purpose of review prior to bringing the matter before the Board next Monday for purposes of setting a public hearing. Minutes from the budget workshop are on file in the Office of the Commissioners and Budget Director

With no further business to come before the Board, meeting adjourned after Budget Workshop at 2:50 p.m., the Board to meet in Regular Session on November 13, 2000 beginning at 9:30 a.m.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

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Wm. L. McDowell, Chairman

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William F. Thorn, Member

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Mike Shelton, Member

**ATTEST:**

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Margaret Rosenkranz, Clerk of the Board