

**ISLAND COUNTY COMMISSIONERS - MINUTES OF MEETING
SPECIAL SESSION – DECEMBER 24, 2001**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Special Session on December 24, 2001, beginning at 9:30 a.m. in the Island County Courthouse Annex, Hearing Room, Coupeville, Wa. in place of the Regular Session this date at **11:30 a.m. Elected Officials Roundtable and 1:30 P.M. Agenda** items, which was canceled. The special session was scheduled to take care of routine items of business as outlined on the Agenda. William F. Thorn, Chairman; Mike Shelton, Member; and Wm. L. McDowell, Member, were present.

By unanimous motion, the Board approved and signed the minutes from the December 17, 2001, meeting.

VOUCHERS AND PAYMENT OF BILLS

The following vouchers/warrants were approved for payment by unanimous motion of the Board: Voucher (War.) # 113949-114291\$478,509.82.

HEARING HELD: 2002 ISLAND COUNTY BUDGET ADOPTION (CONTINUED FROM DECEMBER 3, 10 & 17, 2001)

- Chairman Thorn opened a public hearing on adoption of the 2002 Island County Budget, and the following resolutions, continued from December 3, 10 and 17, 2001:

- Res. C-142-01 Fixing and Adopting the Final Budgets for Island County Current Expense Fund, Special Revenue Funds, and Diking District #4 Fund for Fiscal Year 2002
- Res. C-143-01 Increasing the Taxing District's Prior Year's Levy Amount for Collection in Fiscal Year 2002 for the County Current Expense Levy
- Res. C-144-01 Increasing the Taxing District's Prior Year's Levy Amount for Collection in Fiscal Year 2002 for the County Roads Levy
- Res. C-145-01 Increasing the Taxing District's Prior Year's Levy Amount for Collection in Fiscal Year 2002 for the County Conservation Futures Levy

Attendance: A number of County Elected Officials, Appointed Department Heads and staff attended the hearing. Rick Levine, Whidbey News Times, was present.

Hand-out: *Exhibit A Attachment to Resolution C-142-01 - A-1 & A-2: Summary of Current Expense 12/24/01 8:58 a.m. 200 R-E Workshoot.xls C.E. 12024-001 Final and A-3 - Summary of Fund Budgets 12/24/01 9:15 a.m. 2002 R-E Worksheet.xls INDIV FUNDS 12-24-01. Showing a balanced budget, using \$737,000 reserves.*

- At the time the Chairman called for comments from audience members, no one came forward to comment either for or against any of the four resolutions. By unanimous motion, the Board adopted the following:

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

IN THE MATTER OF FIXING AND ADOPTING)	
THE FINAL BUDGETS FOR ISLAND COUNTY)	RESOLUTION C-142-01
CURRENT EXPENSE FUND, SPECIAL REVENUE)	
FUNDS, AND DIKING DISTRICT #4 FUND FOR)	
FISCAL YEAR 2002)	

WHEREAS, Chapter 36.40 RCW provides for the development, presentation, consideration and fixing of the final budgets for each County fund by the Board of County Commissioners, and

WHEREAS, several public meeting Island County budget workshops have been held with each county

department and regarding each county fund, special revenue fund, and Diking District #4 to consider estimated 2002 revenues and expenditures, all open to citizen input and comment, and

WHEREAS, all input, suggestions, requests, and other considerations have been weighed by the Board of County Commissioners resulting in the following 2002 Preliminary Exhibits. Exhibit A, budget summaries; Exhibit B, Overhead Allocation schedule; Exhibit C, Position Listing, and Exhibit D, detailed revenue and expenditure budgets are hereby placed on file in the office of the Island County Budget Director where they are available for public inspection at the office during normal office hours; NOW THEREFORE

BE IT RESOLVED, that the Board of County Commissioners has reviewed these preliminary budgets in public meetings, and sets a public hearing for fixing and adopting the 2002 Island County Current Expense Fund, Special Revenue Funds and Diking District #4 Fund Budgets on December 3, 2001 at ~~9:50 a.m.~~ 1:30 p.m.

Adopted this 13th day of November, 2001.

Board of County Commissioners
Island County Washington
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

ATTEST:

Elaine Marlow, Clerk of the Board

BICC 01-817

IN THE MATTER OF adopting and fixing the 2002 Budgets for all Island County Funds, all as shown on attached exhibits including Revenue and Expenditure summaries of the Current Expense Fund, Special Revenue Funds, and the Diking District #4 Fund, the 2002 Overhead Allocation schedule, the 2002 Position Listing schedule and detailed budgets for all departments and funds.

ADOPTED this 24 day of December, 2001.

Board of County Commissioners
Island County Washington
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

Attest:

Elaine Marlow, Clerk of the Board

[Exhibits A, B C and D placed on file with the Clerk of the Board]

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

**IN THE MATTER OF INCREASING THE TAXING)
DISTRICT'S PRIOR YEAR'S LEVY AMOUNT) ORDINANCE NO. C- 143 -01
FOR COLLECTION IN FISCAL YEAR 2002)
FOR THE COUNTY CURRENT EXPENSE LEVY)**

WHEREAS, the Board of Island County Commissioners has properly given notice of the public hearing to be held on December 3, 2001 to consider the Island County budgets for the 2002 calendar year, pursuant to RCW 36.40.071 and RCW 84.55.120; and

WHEREAS, the Board of County Commissioners, after hearing, and after duly considering all relevant evidence and testimony presented, has determined that the County Current Expense Taxing District requires an increase in property tax revenue, in addition to the increase resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property, in order to discharge the expected expenses and obligations of the County Current Expense Taxing District and in Island County citizen's best interest; and NOW, THEREFORE,

BE IT ORDAINED, by the Board of County Commissioners that, in addition to any amount resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property of the County Current Expense Taxing District, an increase in the regular property tax levy is hereby authorized for the 2001 levy for taxes collected in 2002 in the amount of \$53,264 which is a percentage increase of 1% from the previous year's levy.

REVIEWED this 13th day of November, 2001, and set for public hearing on the 3rd day of December, 2001 at ~~9:50 a.m.~~ 1:30 p.m.

Board of County Commissioners
Island County, Washington
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

Attest:
Elaine Marlow, Clerk of the Board

BICC 01-818

Ordinance C-143-01 is adopted this 24 day of December, 2001 following public hearing.

Board of County Commissioners
Island County, Washington
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

Attest:
Elaine Marlow, Clerk of the Board

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

**IN THE MATTER OF INCREASING THE TAXING)
DISTRICT'S PRIOR YEAR'S LEVY AMOUNT) ORDINANCE NO. C- 144 -01
FOR COLLECTION IN FISCAL YEAR 2002)
FOR THE COUNTY ROADS LEVY)**

WHEREAS, the Board of Island County Commissioners has properly given notice of the public hearing to be held on December 3, 2001 to consider the Island County budgets for the 2002 calendar year, pursuant to RCW 36.40.071 and RCW 84.55.120; and

WHEREAS, the Board of County Commissioners, after hearing, and after duly considering all relevant evidence and testimony presented, has determined that the County Roads Taxing District requires an increase in property tax revenue, in addition to the increase resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property, in order to discharge the expected expenses and obligations of the County Roads Taxing District and in Island County citizen's best interest; and NOW, THEREFORE,

BE IT ORDAINED, by the Board of County Commissioners that, in addition to any amount resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property of the County Roads Taxing District, an increase in the regular property tax levy is hereby authorized for the 2001 levy for taxes collected in 2002, in the amount of \$55,575 which is a percentage increase of 1% from the previous year's levy.

REVIEWED this 13th day of November, 2001, and set for public hearing on the 3rd day of December, 2001 at ~~9:50 a.m.~~ 1:30 p.m.

Board of County Commissioners

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

Attest:
Elaine Marlow, Clerk of the Board

Ordinance C-144-01 is adopted this 24 day of December, 2001 following public hearing.

Board of County Commissioners
Island County, Washington
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

Attest:
Elaine Marlow, Clerk of the Board

BICC 01-819

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

**IN THE MATTER OF INCREASING THE TAXING)
DISTRICT'S PRIOR YEAR'S LEVY AMOUNT)
FOR COLLECTION IN FISCAL YEAR 2002)
FOR THE COUNTY CONSERVATION FUTURES)
LEVY)** **ORDINANCE NO. C- 145 -01**

WHEREAS, the Board of Island County Commissioners has properly given notice of the public hearing to be held on December 3, 2001 to consider the Island County budgets for the 2002 calendar year, pursuant to RCW 36.40.071 and RCW 84.55.120; and

WHEREAS, the Board of County Commissioners, after hearing, and after duly considering all relevant evidence and testimony presented, has determined that the County Conservation Futures Taxing District requires an increase in property tax revenue, in addition to the increase resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property, in order to discharge the expected expenses and obligations of the County Conservation Futures Taxing District and in Island County citizen's best interest; and NOW, THEREFORE,

BE IT ORDAINED, by the Board of County Commissioners that, in addition to any amount resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property of the County Conservation Futures Taxing District, an increase in the regular property tax levy is hereby authorized for the 2001 levy for taxes collected in 2002, in the amount of \$3,810 which is a percentage increase of 1% from the previous year's levy.

REVIEWED this 13th day of November, 2001, and set for public hearing on the 3rd day of December, 2001 at ~~9:50 a.m.~~ 1:30 p.m.

Board of County Commissioners
Island County, Washington
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

Attest:
Elaine Marlow, Clerk of the Board

Ordinance C-145-01 is adopted this 24 day of December, 2001 following public hearing.

Board of County Commissioners
Island County, Washington
William F. Thorn, Chairman
Mike Shelton, Member

Attest:
Elaine Marlow, Clerk of the Board

Wm. L. McDowell, Member

BICC 01-820

CIVIL SERVICE COMMISSION REAPPOINTMENT

By unanimous motion, the Board reappointed Gene Parmelee, Clinton, to the Civil Service Commission for Island County, with a four year term to expire February 1, 2008.

STAFF SESSION SCHEDULE - JANUARY 2002

The Board by unanimous motion approved the Staff Session schedule for January, 2002, for distribution, outlining regular staff sessions which will be held on January 2 and 16, 2002, beginning at 9:00 a.m.

INTERAGENCY AGREEMENT BETWEEN ISLAND COUNTY & WASHINGTON STATE DEPT. OF AGRICULTURE FOR ISLAND COUNTY FAIR – SPECIAL ASSISTANCE GRANT FUNDS

The Board, on unanimous motion, approved Interagency Agreement Between Island County & Washington State Dept. of Agriculture for Island County Fair – Special Assistance Grant Funds, in the amount of \$11,135.00, to replace the existing arena fence at the Island County Fairgrounds [RM-GSA-01-0110].

INTERGOVERNMENTAL AGREEMENT BETWEEN ISLAND COUNTY AND I-COM - E911 SALARY ASSISTANCE

Intergovernmental Agreement between Island County and Island County Emergency Services Communications Center was approved by unanimous motion of the Board, representing \$142,740 for E911 salary assistance funding per State Contract #EM 03 0046 which was previously approved by the Board on 10/08/01. [RM-BOC 01-0088]

BOX LUNCH FUND RAISER BY CHILD ABUSE PREVENTION FOUNDATION

Request for approval of holding a Box Lunch Fund Raiser by Child Abuse Prevention Foundation for County Offices was approved by unanimous motion of the Board, as provided for under Island County Personnel Policies & Procedures Manual 2.01.070. The fund raiser is to be held on February 7, 2002 and all proceeds used to provide services to families in need of free, temporary emergency childcare in order to resolve crises in homes.

HEALTH CONTRACTS APPROVED

By unanimous motion, the Board approved the following health contracts:

- Mary Jane Lungren, DDS-Oral Health Dental Contract #HD-06-01(1) \$14,000
- CDC: Building Environmental Health Services Award #U38-CCU020426-01 \$175,000
- Community Mental Health Services-Chemical Dependency Crisis Services Contract #HS-12-01(1) \$176,585
- Child Abuse Prevention(CPS)-Early Intervention Contract #20958(3) \$66,588
- Passport-Foster Care(DSHS) Contract #20872(3) \$58,365 .

HEARING HELD: RESOLUTION #C-170-01 (PLG-031-01) AMENDING THE ISLAND COUNTY BUILDING PERMIT VALUATION SCHEDULE

At 9:40 a.m. as scheduled and advertised, the Board conducted a public hearing for the purpose of considering Resolution #C-170-01/PLG-031-01 amending the Island County Building Permit Valuation Schedule, Exhibit B, so as to more closely reflect reasonable average costs of construction in Island County. Phil Bakke, Planning and Community Development Director, presented the proposal and explained that it represented an increase in the method Island county uses to calculate the value of a structure built in Island County. There are no fee changes to Exhibit A, building permit fees, nor are any changes proposed to the current owner-builder permits. The new square

foot valuation figure is still lower than the City but does cover expenses of the department.

At the time of hearing, no one in the audience spoke either for or against adoption of Resolution #C-170-01./PLG-031/01. By unanimous motion, the Board adopted Resolution #C-170-01/PLG-031-01 amending the Island County Building Permit Valuation Schedule, Exhibit B.

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

IN THE MATTER OF AMENDING THE ISLAND) RESOLUTION C-170-01
COUNTY BUILDING PERMIT VALUATION) PLG-031-01
SCHEDULE)

WHEREAS, the Island County Building Valuation Schedule has not been amended since 1992 by Resolution PLG-061-92 and by PLG-010-98 in 1998; and

WHEREAS, the Board of Island County Commissioners desires to continue the promotion of affordable housing for median income households as represented by a reduction in fees shown in Exhibit "C"; and

WHEREAS, the Board has not increased the Fee Schedule since 1998 and is not currently proposing an increase as shown in Exhibit "A"; and

WHEREAS, the Building Valuation Schedule is inconsistent with the reasonable average costs of construction in Island County and the Board intends to increase the valuations as shown in Exhibit "B"; **NOW, THEREFORE,**

IT IS HEREBY RESOLVED by the Board of Island County Commissioners that the Building Permit fees shall remain the same as attached hereto in Exhibit "A", the Valuation Schedule be amended and adopted as attached hereto in Exhibit "B", and the fee reductions be continued as shown in Exhibit "C" all to be effective January 1, 2002.

Reviewed this 10 day of December, 2001 and set for public hearing at 9:40 a.m. on the 24 day of December, 2001.

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

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

ATTEST: Elaine Marlow
Clerk of the Board

BICC 01-827

APPROVED AND ADOPTED this 24 day of December, 2001.

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

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

ATTEST: Elaine Marlow
Clerk of the Board

[Exhibits A, B and C placed on file with the Clerk of the Board]

**HEARING SCHEDULED: ORDINANCE #C-177-01 (PLG-032-01) INTERIM AMENDMENT OF ICC
17.02.110 TO COMPLY WITH THE INVALIDITY ORDER OF THE WESTERN WASHINGTON GROWTH
MANAGEMENT HEARINGS BOARD REGARDING CATEGORY B WETLAND BUFFERS**

As introduced by Mr. Bakke, Ordinance #C-177-01 (PLG-032-01) Interim amendment of ICC 17.02.110 to comply with the Invalidity Order of the Western Washington Growth Management Hearings Board regarding Category B

Wetland Buffers was scheduled by unanimous of the Board for public hearing on January 7, 2002 at 10:45 a.m. [GMA record #_____]

HEARING SCHEDULED: ISLAND COUNTY/OAK HARBOR INTERLOCAL AGREEMENT TO JOINTLY ESTABLISH AND IMPLEMENT POLICIES AND PROCEDURES GOVERNING THE UNINCORPORATED PORTIONS OF THE URBAN GROWTH AREA AND JOINT PLANNING AREA OF OAK HARBOR

- As introduced by Mr. Bakke, Island County/Oak Harbor Interlocal Agreement to jointly establish and implement policies and procedures governing the unincorporated portions of the Urban Growth Area and Joint Planning Area of Oak Harbor was by unanimous motion of the Board, scheduled for public hearing on January 14, 2002 at 10:45 a.m. [GMA record #_____]

HEARING HELD: RESOLUTION #C-157-01 ESTABLISHING ISLAND COUNTY FIRE PERMIT PROGRAM FUND AND ADOPTING A BUDGET FOR 2001

- A Public Hearing was held at 9:45 a.m. as advertised and scheduled for the purpose of considering adoption of Resolution #C-157-01 Establishing the Island County Fire Permit Program Fund and Adopting a Budget for the 2001 Year. The Board recently adopted an ordinance establishing an outdoor burning permit and enforcement program under the Washington Clean Air Act and the proposed resolution would establish the Island County Fire Permit Program fund to account for revenues and expenditures for that program, and set a budget for the year 2001 in the amount of \$12,000.

Art Trimville and Robert Mall of Greenbank, both expressed concern about not being allowed to burn outdoors without a permit and were interested in information about how many interested in hearing how many fires have gotten out of control and caused any damages. Concern was expressed too that there was a lack of communication as far as what is and what is not allowed.

Commissioner McDowell was not aware of any fires that caused any significant damage and pointed out that the ordinance adopted by the Board after public hearing last week does allow someone in the unincorporated area of Island County to clean up their property by burning without a permit if the burn pile does not exceed 4' square; over 4' requires a permit. The ordinance before the Board was drafted to be compliant with State Law. The State Legislature in 1990 adopted laws that became effective 1 January 2001 requiring that any counties with populations in the unincorporated areas in excess of 50,000 had to require permits for any burn. Current Island County census showed the unincorporated population slightly lower than 50,000 which is the reason no permit is needed for burns less than 4' in diameter. The City of Oak Harbor has no burning allowed at all. The Commissioners will have to look at OFM population forecasts in the future because once the County's unincorporated population reaches 50,000 even small fires will require a permit. He will follow up to try and clarify whether the 50,000 figure includes the population within the Oak Harbor UGA or not, and he will contact NWAPA about appropriate news releases to fully explains the issue to local County residents.

- By unanimous motion, the Board adopted Resolution #C-157-01 Establishing the Island County Fire Permit Program Fund and Adopting a Budget for the 2001 Year.

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

IN THE MATTER OF ESTABLISHING THE ISLAND)
COUNTY FIRE PERMIT PROGRAM FUND AND) RESOLUTION C-157-01
ADOPTING A BUDGET FOR THE 2001 YEAR)

WHEREAS, Island County entered into a Memorandum of Agreement between the Northwest Air Pollution Authority (NWAPA) and Island County and Skagit County, in which Island County accepted the transfer of

responsibility to carry out the permitting and/or enforcement activities of an Outdoor Burning Program; and

WHEREAS, by adoption of Ordinance C-117-01, Island County established an Outdoor Burning Permit and Enforcement Program under the Washington Clean Air Act, RCW 70.94; and

WHEREAS, Island County entered into an Interlocal agreement with Skagit County to share in the expenses of supporting a joint Fire Warden(s) for the Outdoor Burning Permit Program; and

WHEREAS, there is a need to ensure that the revenues and expenditures for the Outdoor Burning Permit and Enforcement Program are accounted for separately; and it appears that the most effective means to account for these revenues and expenditures is to establish a separate fund to be known as the Island County Fire Permit Program Fund; and

WHEREAS, there is a need to fix and adopt a budget for this fund for the 2001 year; and

WHEREAS, RCW 36.40.140 requires that a public hearing be held at which any person may appear and be heard for or against this proposed Fund and Budget; *NOW THEREFORE*

BE IT RESOLVED, that a public hearing be held at the hour of 9:45 a.m. on the 24th day of December, 2001, at the usual meeting place of the Board in Coupeville to consider this proposed Fund and Budget.

ADOPTED this 3rd day of December, 2001.

Board of County Commissioners

Island County, Washington

William F. Thorn , Chairman

Mike Shelton, Member

Wm. L. McDowell, Member

Attest:

Elaine Marlow, Clerk of the Board

BICC 01-788

BE IT FURTHER RESOLVED that there is created and established in the Island County Treasurer and Island County Auditor records a fund known and designated as the Island County Fire Permit Program Fund.

IT IS HEREBY APPROVED AND ORDERED that the amount of Twelve Thousand Dollars (\$12,000) be appropriated and distributed as shown within the 2001 Island County Fire Permit Program Fund budget.

Source of Funds

115-000-32292	Fire permits	\$ 3,000
115-000-33705	NWAPA contribution	4,192
115-000-39731-199	Transfer from Current Expense	4,808

Application of Funds

115-000-53170-151	Intergovt professional services (paid to Skagit County for Island County's share of fire warden costs)	\$ 12,000
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ADOPTED this 24th day of December, 2001.

Board of County Commissioners

Island County, Washington

William F. Thorn, Chairman

Mike Shelton, Member

Wm. L. McDowell, Member

Attest:

Elaine Marlow, Clerk of the Board

HEARINGS HELD: RESOLUTION #C-155-01 DECLARING A SUPPLEMENTAL APPROPRIATION TO

2001 ISLAND COUNTY FUND BUDGETS: CURRENT EXPENSE FUND, ALCOHOL & SUBSTANCE ABUSE FUND, PUBLIC HEALTH POOLING FUND, MENTAL HEALTH FUND, DEVELOPMENTAL DISABILITIES FUND AND CASA FUND AND RESOLUTION #C-156-01 DECLARING AN EMERGENCY IN THE FOLLOWING 2001 FUND BUDGETS: CURRENT EXPENSE FUND, PUBLIC HEALTH POOLING, CONSTRUCTION & ACQUISITION, COURTHOUSE EXPANSION, CONSERVATION FUTURES, DRUG SEIZURE, FEDERAL ASSET FORFEITURE, ANTI-PROFITEERING, CAPITAL IMPROVEMENTS, CAPITAL FACILITIES, PUBLIC WORKS, & SOLID WASTE FUNDS

At 9:55 a.m. the Board held a public hearing, as advertised and scheduled, to consider proposed Resolution #C-155-01 Declaring a Supplemental Appropriation to the Following 2001 Island County Fund Budgets: Current Expense Fund, Alcohol & Substance Abuse Fund, Public Health Pooling Fund, Mental Health Fund, Developmental Disabilities Fund and CASA Fund, as well as Resolution #C-156-01 Declaring an Emergency in the Following 2001 Fund Budgets: Current Expense Fund, Public Health Pooling, Construction & Acquisition, Courthouse Expansion, Conservation Futures, Drug Seizure, Federal Asset Forfeiture, Anti-Profiteering, Capital Improvements, Capital Facilities, Public Works, and Solid Waste Funds. The Resolutions were prepared and provided by the Budget Director, Elaine Marlow.

No specific concerns or questions were expressed, and by unanimous motion, the Board adopted Resolution #C-155-01 and #C-156-01 as presented.

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

**IN THE MATTER OF DECLARING A SUPPLEMENTAL)
APPROPRIATION TO THE FOLLOWING 2001 ISLAND)
COUNTY FUND BUDGETS: CURRENT EXPENSE) RESOLUTION C-155-01
FUND, ALCOHOL & SUBSTANCE ABUSE FUND,)
PUBLIC HEALTH POOLING FUND, MENTAL HEALTH)
FUND, DEVELOPMENTAL DISABILITIES FUND and)
CASA FUND)**

WHEREAS, the Current Expense fund has been awarded federal indirect grant funds for the Nearshore Project in the amount of \$86,025 for the 2001 Extension Services Grants budget, and

WHEREAS, the Public Health Pooling fund has been awarded various state and federal grant funds totaling \$258,715 for the 2001 Public Health Pooling fund budget and

WHEREAS, the Alcohol/Substance Abuse fund has been awarded various state and federal grant funds totaling \$109,333 for the 2001 Alcohol/Substance Abuse fund budget; and

WHEREAS, the Mental Health fund has been awarded state grant funds totaling \$15,106 for the 2001 Mental Health fund budget; and

WHEREAS, the Developmental Disabilities fund has been awarded various state grant funds totaling \$21,250 for the 2001 Developmental Disabilities fund budget; and

WHEREAS, the CASA fund has been awarded various state grant funds totaling \$24,272 for the 2001 CASA fund budget; and

WHEREAS, there is a need to recognize this funding to allow expenditures in excess of the 2001 budgets heretofore authorized by the Board of Island County Commissioners as shown on Exhibit A; and

WHEREAS, RCW36.40.100 requires that a public hearing be held prior to adoption of supplemental appropriations;
NOW THEREFORE

BE IT RESOLVED, that a public hearing be held at the hour of 9:50 a.m. on the 24th day of December 2001, at the

usual meeting place of the Board in Coupeville to consider these proposed supplemental appropriations.

Adopted this 3rd day of December, 2001.

Board of County Commissioners
Island County Washington
Wm. L. McDowell, Member
William F. Thorn, Chairman
Mike Shelton, Member
BICC 01-786

ATTEST:
Elaine Marlow, Clerk of the Board

IT IS HEREBY APPROVED AND ORDERED that the amounts shown on Exhibit A be appropriated and distributed as shown within the 2001 Island County budgets for the following funds: Current Expense (Extension Services Grants), Alcohol & Substance Abuse, Public Health Pooling, Mental Health, Developmental Disabilities and CASA funds.

ADOPTED this 24th day of December, 2001.

Board of County Commissioners
Island County Washington
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

ATTEST:
Elaine Marlow, Clerk of the Board
[Exhibit A placed on file with the Clerk of the Board]

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

**IN THE MATTER OF DECLARING AN EMERGENCY IN THE)
FOLLOWING 2001 FUND BUDGETS: CURRENT EXPENSE)
FUND, PUBLIC HEALTH POOLING, CONSTRUCTION &)
ACQUISITION, COURTHOUSE EXPANSION, CONSERVATION) RESOLUTION C-156-01
FUTURES, DRUG SEIZURE, FEDERAL ASSET FORFEITURE,)
ANTI-PROFITEERING, CAPITAL IMPROVEMENTS, CAPITAL)
FACILITIES, PUBLIC WORKS and SOLID WASTE FUNDS)**

WHEREAS, it appears that an emergency (legislative definition) exists in the following 2001 Island County Fund budgets that could not be foreseen when those budgets were adopted; Current Expense Fund, Public Health Pooling, Construction & Acquisition, Courthouse Expansion, Conservation Futures, Drug Seizure, Federal Asset Forfeiture, Anti-Profitteering, Capital Improvements, Capital Facilities, Public Works and Solid Waste funds, and

WHEREAS, additional funding sources have been identified for various projects and expenditures for these Funds per the Attached Exhibit A, and

WHEREAS, funds need to be recognized in these budgets in the following amounts: Current Expense Fund \$135,000; Public Health Pooling \$36,178; Construction & Acquisition \$118,967; Courthouse Expansion \$5,001,703; Conservation Futures \$52,000; Drug Seizure \$9,567; Federal Asset Forfeiture \$8,000; Anti-Profitteering \$7,580; Capital Improvements \$1,086,989; Capital Facilities \$101,131; Public Works \$56,513; and Solid Waste \$526,292 to cover these expenditures, and

WHEREAS, RCW36.40.140 requires that a public hearing be held at which any person may appear and be heard for or against this proposed emergency appropriation, **NOW THEREFORE**

BE IT RESOLVED, that a public hearing be held at the hour of 9:50 a.m. on the 24th of December, 2001, at the usual meeting place of the Board in Coupeville to consider this proposed emergency appropriation to the 2001 Island County budgets as shown on Exhibit A for the following funds: Current Expense Fund, Public Health Pooling, Construction & Acquisition, Courthouse Expansion, Conservation Futures, Drug Seizure, Federal Asset Forfeiture, Anti-Profitteering, Capital Improvements, Capital Facilities, Public Works and Solid Waste funds.

ADOPTED this 3rd day of December, 2001.

**Board of County Commissioners
Island County Washington**
William F. Thorn, Chairman
Mike Shelton
Wm. L. McDowell, Member

Attest:
Elaine Marlow, Clerk of the Board
787

BICC 01-

IT IS HEREBY APPROVED AND ORDERED that the following amounts: Current Expense Fund \$148,085; Public Health Pooling \$36,178; Construction & Acquisition \$118,967; Courthouse Expansion \$5,001,703; Conservation Futures \$52,000; Drug Seizure \$9,567; Federal Asset Forfeiture \$8,000; Anti-Profitteering \$7,580; Capital Improvements \$1,086,989; Capital Facilities \$101,131; Public Works \$59,664 and Solid Waste \$526,292, be appropriated and distributed as shown within the 2001 Island County Fund budgets per attached Exhibit A.

ADOPTED this 24th day of December, 2001.

**Board of County Commissioners
Island County Washington**
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

Attest:
Elaine Marlow, Clerk of the Board
[Exhibit A placed on file with the Clerk of the Board]

HIRING REQUESTS & PERSONNEL ACTIONS

As presented by Dick Toft, Human Resource Director, the Board by unanimous motion, approved the following personnel action authorization:

Dept.	PAA #	Description	Position #	Action	Eff. Date
GSA	128/01	GSA Pro. Coord.	1507.00	Personnel Action	12/24/01
				Representing significant additional duties	

LOCAL 1845 CONTRACT EXTENSION AGREEMENT 1/1/02 – 12/31/02

As presented and outlined by Mr. Toft, the Board by unanimous motion approved and signed Local 1845 contract extension agreement January 1, 2002 through December 31, 2002, with correction of word on Page 2, Paragraph 2, “contagious” to “contiguous”.

RESOLUTION #C-178-01 NON-REPRESENTED EMPLOYEES SALARY & WAGE INCREASE FOR 2002

By unanimous motion, the Board approved Resolution #C-178-01 in the matter of Establishing Salaries for Non-Bargaining Unit Employees (Excluding Elected Officials) for 2002, representing a 2% cost of living adjustment for Non-represented employees salary & wage increase for 2002.

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

**IN THE MATTER OF ESTABLISHING)
SALARIES FOR NON-BARGAINING UNIT)
EMPLOYEES (EXCLUDING ELECTED) RESOLUTION #C-178-01
OFFICIALS) FOR 2002)**

WHEREAS, the Board of Island County Commissioners finds that it is in the public interest to make provisions for the 2002 salaries for department heads and all non-bargaining unit employees (excluding Elected Officials); and

WHEREAS, it is in the public interest to maintain morale and compensation equity among county employees, both represented and non-represented; **NOW THEREFORE**,

BE IT RESOLVED, that the above-listed shall be granted a cost of living adjustment equal to 2.0% of base salaries effective January 1, 2002; and

BE IT FURTHER RESOLVED, that department heads and all other non-bargaining unit employees (excluding Elected Officials) may be granted additional compensation adjustments during calendar year 2002, if approved by the Board of County Commissioners.

ADOPTED this 24th day of December, 2001.

**BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON**
William F. Thorn, Chairman
Mike Shelton, Member
Wm. L. McDowell, Member

ATTEST:

Elaine Marlow, Clerk of the Board

BICC 01-828

**RESOLUTION #C-179-01/R-57-01 – EMERGENCY LOAD LIMITATIONS
ON COUNTY ROADS DURING WINTER MONTHS**

As presented and recommended for approval by Bill Oakes, Public Works Director, the Board by unanimous motion approved Resolution #C-179-01/R-57-01 Governing Emergency Load Limitations on County Roads during winter months.

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

**A RESOLUTION GOVERNING EMERGENCY LOAD)
LIMITATIONS ON COUNTY ROADS, THE ISSUANCE)
OF SPECIAL MOTOR VEHICLE PERMITS TO USE ON) C-179-01
WEIGHT RESTRICTED COUNTY ROADS, AND FIXING) R-57-01
PENALTIES FOR VIOLATIONS THEREOF)**

WHEREAS, pursuant to RCW 46.44.080, Island County may prohibit or restrict vehicle operations or vehicle weight whenever any county road, by reason of rain, snow, climatic, or other conditions, will be seriously damaged or destroyed unless the operation of vehicles thereon is prohibited or restricted or their permissible weights reduced (such periods hereafter referred to as “load sensitive periods”);

WHEREAS, Island County roads are constructed over relatively thin sub-bases, and sometimes directly over natural soil and roads constructed under aforesaid conditions are very vulnerable to rapid breakup during freezing and thawing periods; and

WHEREAS, reduced weights and speed help prevent the early breakup of roads from conditions as cited above; and

WHEREAS, the Board of County Commissioners of Island County, Washington, upon recommendation of the County Engineer, has deemed it advisable to place certain restrictions on various county roads during load sensitive periods to protect such roadways from extensive damage;

NOW, THEREFORE, pursuant to RCW 46.44.080, **BE IT HEREBY ORDERED** by the Board of County Commissioners of Island County, Washington, THAT the following notice be published once in a newspaper of general circulation in the County; THAT the wording and intent of same is a part of this Resolution; and THAT the Island County Engineer is hereby duly instructed and ordered to execute the action implied therein.

NOTICE IS HEREBY DULY GIVEN, that, under the authority of Chapter 36.75.270 and 46.44.080, Revised Code of Washington, all Island County roads subject to damage during periods when inclement natural forces are at work, will be closed to all vehicles exceeding the gross weight indicated for each tire size shown in the following tables (when said roads are posted in accordance with Item 5 below), **WITH THE EXCLUSION** of passenger vehicles including sedans, station wagons and pickup vehicles not licensed for tonnage, school buses, emergency vehicles, garbage trucks, and trucks transporting perishable commodities, home heating oil, propane, other fuel and buses other than school buses necessary to the health and welfare of local residents. (However, under the provision of this notice, in no case shall the gross load exceed the gross loads as set forth in R.C.W.46.44

WINTER LOAD RESTRICTIONS

(Same as Washington State Department of Transportation Emergency Load Restrictions, WAC 468-38-080)

<u>Conventional Tires</u>		<u>Tubeless or Special Tires with .5 Marking</u>	
<u>Tire Size</u>	<u>Gross Load Each Tire</u>	<u>Tire Size</u>	<u>Gross Load Each Tire</u>
-			
7.00	1800 lbs.	8-22.5	2250 lbs.
7.50	2250 lbs.	9-22.5	2800 lbs.
8.25	2800 lbs.	10-22.5	3400 lbs.
9.00	3400 lbs.	11-22.5	4000 lbs.
10.00	4000 lbs.	11-24.5	4000 lbs.
11.00	4500 lbs.	12-22.5	4500 lbs.
12.00 or over	4500 lbs.	12-24.5 or over	4500 lbs.

EMERGENCY LOAD RESTRICTIONS

(Same as Washington State Department of Transportation Emergency Load Restrictions, WAC 468-38-080)

When a rapid surface thawing over a fully frozen road base occurs (i.e., warm rain over frozen ground, or rapidly melting snow), the Emergency Load Restrictions as cited below shall be immediately imposed as directed by the Island County Engineer.

<u>Conventional Tires</u>		<u>Tubeless or Special Tires with .5 Marking</u>	
<u>Tire Size</u>	<u>Gross Load Each Tire</u>	<u>Tire Size</u>	<u>Gross Load Each Tire</u>
-			
7.00	1800 lbs.	8-22.5	1800 lbs.
7.50	1800 lbs.	9-22.5	1900 lbs.
8.25	1900 lbs.	10-22.5	2250 lbs.
9.00	2250 lbs.	11-22.5	2750 lbs.
10.00	2750 lbs.	11-24.5	2750 lbs.
11.00 or over	3000 lbs.	12-22.5 or over	3000 lbs.

- 1) High pressure pneumatic tires shall have the same rating as set forth in the above tables.
- 2) No allowance shall be made for any second rear axle that is suspended from the frame of a vehicle independent of the regular driving axle, and commonly known as a "Rigid Tail Axle".
- 3) The load distribution on any vehicle shall be such that it will not load the tires on said axle in excess of the prescribed load set forth in this order; provided that a truck, truck tractor, passenger bus or school bus having conventional 10.00 x 20 tires, or larger, may carry a maximum load of 10,000 lbs. on the front axle over any county highway placed under Regular Winter Load Restrictions.
- 4) Should there be evidence that any truck supplying motive power for any type of trailer is inadequate to handle with safety the specific maximum load for such trailer, the load on the trailer shall be reduced sufficiently to allow said truck and trailer to operate with safety. Any loading in excess of the specified maximum load will be considered

a violation of this order.

- 5) Island County roads shall be subject to closure during the effective dates stated below; said closure to be identified by continuous or intermittent posting at such locations upon each road as may be necessary by the Island County Engineer, as conditions require, to protect and maintain the same during each period.
- 6) Speed limit is 30 miles per hour for all trucks or buses except emergency vehicles, school buses, and passenger carrying vehicles as described above.

SPECIAL PERMITS

Special permits may be issued by the County Engineer, or his representative, for loads in excess of allowable loads stated above, by the following method:

- 1) Any applicant shall apply in person to the County Engineer's office or Road Shop Supervisor's office for the applicable district during normal business hours. The applicant must be the vehicle operator, owner, or other responsible party.
- 2) A permit will be issued only when the applicant has provided all necessary information.
- 3) The following will be considered in evaluating the permit application:
 - a. number and frequency of trips requested,
 - b. other permits granted for the same route,
 - c. availability of alternate routes,
 - d. climatic conditions,
 - e. degree of overload over restricted load limits, and
 - f. current road surface condition.
- 4) If a permit is issued, it must be carried in the vehicle while traveling a County road on which weight restrictions have been imposed.

PENALTY

Any person violating any emergency load limitation on a County road during a load sensitive period shall be in violation of this Resolution. A violation of this Resolution shall constitute a traffic infraction under the provisions of RCW 46.44.105, and RCW 46.44.080, subjecting the violator to the monetary penalties provided in RCW 46.44 and RCW 46.61.

ACTION FOR DAMAGES

Any person operating a motor vehicle upon, across, over any County road in violation of any provision of this Resolution shall be liable under RCW 46.44.110 and RCW 46.44.120 for any damage caused to such County road as the result of such violation.

SEVERABILITY

If any provision of this Resolution or its application to any person or circumstance is held invalid, the remainder of the Resolution or the application of the provision to other persons or circumstances shall not be affected.

THIS ORDER SHALL BECOME effective and be in full force on or after the date of adoption through the 30th day of April 2002, and the foregoing regulations will be rigidly enforced.

ADOPTED this 24 day of December, 2001.

BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON
WILLIAM F. THORN, Chairman
MIKE SHELTON, Member
WM. L. MCDOWELL, Member

ATTEST: ELAINE MARLOW,

**AWARD OF BID FOR CRUSHED ROCK SUPPLIES FOR 2002, 2003 AND 2004 FOR BAYVIEW,
COUPEVILLE AND CAMANO ROAD SHOPS**

- Mr. Oakes recommended the Board approve bid award to a number of vendors for crushed Rock Supplies for 2002, 2003 and 2004 for Bayview, Coupeville and Camano Road Shops, for both pick up from the vendor and delivery to the road shop, with adoption of Findings of Fact regarding not awarding bid to the absolute lowest bidder relative to the Camano Road Shop only, awarding to Martin Marietta for crushed surfacing top course and crushed surfacing base course and 3/8 #10 rock aggregate for price without haul, difference of about 23 miles in haul distance.

By unanimous motion, the Board approved bid award recommendation as presented by the Public Works Director, and approved and signed Findings of Fact regarding award of bid to other than lowest bidder. [*Findings of Fact placed on file*]

BID AWARD FOR MOWING IMPLEMENTS

The Board approved bid award, by unanimous motion, for purchase of two 2001 Boom Mower Assemblies as recommended by Mr. Oakes, awarding to Coastline Ford Tractor for Bayview Road Shop, and to Western Power & Equipment for Camano Road Shop, under bids opened on December 11, 2001, per #R-66-01.

RESOLUTION #C-180-01/R-71-01 – DECLARING COUNTY PROPERTY SURPLUS

Resolution #C-180-01/R-71-01 In the Matter of Declaring County Property Surplus was adopted by unanimous motion of the Board, as presented and recommended by Bill Oakes. the declaration necessary for granting an electric distribution easement required to obtain power and telephone service for the Camano Island Road Maintenance Facility.

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

**IN THE MATTER OF DECLARING)
COUNTY PROPERTY SURPLUS)**

RESOLUTION NO. C-180-01

R-71-01

WHEREAS, Island County Code Chapter 2.31, Sale Or Lease Of Surplus County Property, was adopted on April 11, 1994; and

WHEREAS, Island County owns property as identified on Exhibit "A"; and

WHEREAS, Island County Code Chapter 2.31.030.A.5 allows an exception to real property easements being sold at public auction; and

WHEREAS, Island County Code 2.31.030.B allows real property or easements to be sold by private negotiation when not being sold at public auction; and

WHEREAS, the Board of Commissioners of Island County Washington feel it is in the best interest of the Citizens of Island County that an electric distribution easement be granted on surplus property as shown on Exhibit "A" as required to obtain power and telephone service for the Camano Island Road Maintenance Facility; and

WHEREAS, Island County Code 2.31.010 requires the Board of County Commissioners to declare this property surplus prior to granting an easement; NOW THEREFORE,

BE IT HEREBY RESOLVED by the Board of County Commissioners of Island County, Washington that property as shown on Exhibit "A" is surplus to County needs.

ADOPTED this 24 day of December, 2001

**BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON
WILLIAM F. THORN, CHAIRMAN
MIKE SHELTON, MEMBER
WM. L. MCDOWELL, MEMBER**

ATTEST: ELAINE MARLOW
CLERK OF THE BOARD

BICC 01-836

EXHIBIT A

Island County Camano Annex
Tax Parcel No. R33231 31-101-0950

**Description of Surplus Property
for Purposes of a Power Distribution Easement**

That portion of the above-described property lying within a strip of land 10.00 feet in width, having 5.00 feet of such width on each side of the centerline of Grantee's as-constructed or to be constructed, extended or relocated electrical facilities over, across, upon and/or under said property as shown.

**DISTRIBUTION EASEMENT – CAMANO ANNEX POWER DISTRIBUTION EASEMENT WITH
SNOHOMISH COUNTY PUD**

Following the adoption of Resolution #C-180-01, the Board by unanimous motion, approved and signed Distribution Easement [PW-0020-120] for Camano Annex Power Distribution with Snohomish County PUD to provide electric and phone service to Camano Road Maintenance Facility.

**SUPPLEMENTAL AGREEMENT NO. 3 – PW-972038, H.W. LOCHNER-1997 ISLAND COUNTY
TRANSPORTATION UPDATE**

The Board, by unanimous motion, approved Supplemental Agreement No. 3 to #PW-972038 with H. W. Lochner for the 1997 Island County Transportation Update, under Work Order #118, extending completion date to June 30, 2002.

PENDING AND FUTURE POSITION UPGRADES

The Board discussed the issue of pending and future requests for reclassifications/upgrades.

With regard to requests for reclassifications, other than those in process identified in Dick Toft's memorandum dated December 13, 2001, the Board discussed the concept of not accepting any new reclassification requests other than those which would result in a net savings to the county through attrition of one position or a portion of one position; or, a reclassification to be approved would have to result in a significant increase in duties. Any action on such concept will wait until the Board's first meeting in January, with the Board requesting that the Human Resource Director draft language along the lines discussed and meet any legal requirements.

However, the Board did by unanimous motion, approve temporarily between now and the first Board meeting in 2002 to not accept any new reclassification requests, other than those already in process, until the Human Resource Director has developed a broader statement for the Board's review and approval in this regard.

There being no further business to come before the Board at this time, the meeting adjourned at 10:35 a.m., with the Board to meet next in Regular Session on January 7, 2002 beginning at 9:30 a.m. County Offices will be closed on Tuesday, December 25, 2001 in observance of Christmas and on Tuesday, January 1, 2002 in observance of New Years Day.

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

William F. Thorn, Chairman

Mike Shelton, Member

Wm. L. McDowell, Member

ATTEST: _____
Elaine Marlow, Clerk of the Board