

ISLAND COUNTY COMMISSIONERS - MINUTES OF MEETING
REGULAR SESSION - MAY 12, 2003

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on May 12, 2003 at 9:30 a.m. in the Law & Justice Facility, Department III (Courtroom 3), 101 N.E. 6th Street, Coupeville, Wa. Wm. L. McDowell, Chairman, William J. Byrd, Member, and Mike Shelton, Member, were present. The meeting began with the Pledge of Allegiance.

MINUTES OF MEETING – APPROVAL – CORRECTION

By unanimous motion, the Board approved the minutes from regular meeting May 5, 2003.

The Board by unanimous motion, corrected the March 24, 2003 minutes, page 66 of the minute book, as follows:

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Under the heading: "HEARING HELD: INTENTION TO ESTABLISH WHIDBEY-CAMANO MOSQUITO CONTROL DISTRICT PURSUANT TO CHAPTER 17.28 RCW"

Third paragraph under "Risk: Different populations carry different risk based on issues beyond exposure. People in Island county have a higher percentage of people in the **to** ...", correct the word "to" in that sentence to read "50". In the second paragraph under "Use of Chemicals", the fourth line, change "**form**" to "from".

VOUCHERS AND PAYMENT OF BILLS

The following vouchers/warrants were approved for payment by unanimous motion of the Board: Voucher (War.) #Warrant #'s 164980-165239. . . \$723,726.64. The Board in its motion also approved the payroll dated April 30, 2003 forpay period April 1-15, 2003.

HIRING REQUESTS & PERSONNEL ACTIONS

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

Dept.	PAA #	Description	Position #	Action	Eff. Date
Health	050/03	Env. Health Spec	2407.03	Replacement	8/1/03
Sup. Court	051/03	Official Court Reprtr	2002.01	Replacement	5/12/03

EMPLOYEE SERVICE AWARDS AND EMPLOYEE-OF-THE-MONTH AWARD

<u>Employee</u>	<u>Department</u>	<u>No. Years</u>
Ingrid Smith	Prosecuting Attorney	15
Michael Beech	Sheriff's Department	10

EMPLOYEE OF THE MONTH – APRIL, 2003

[Employee of the Month for April, Diana Vaughan. Award will be given at the next scheduled award presentation, June 9, 2003 @ 9:45 a.m.]

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APPOINTMENTS AND/OR RE-APPOINTMENTS

By unanimous motion, the Board made the following appointments to the Water Resources Advisory Board and the Northwest Senior Services Board:

Island County Water Resources Advisory Board [WRAC]

<u>New Appointment:</u>	<u>Re-appointment</u>
Sherwood Minckler, Oak Harbor	Dr. Gordon Eaton, Coupeville
Representing Commissioner District #2	Representing Commissioner District #1
Four year term to May 17, 2007	Four year term to May 17, 2007

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Northwest Senior Services Board

New Appointment
 Joan Minckler, Oak Harbor

Term: effective immediately and expires June 30, 2004.

ASSUMPTION OF LIQUOR LICENSE # 353466-3C - CAPTAIN WHIDBEY INN, LTD.

On receipt of recommendations of approval from the Island County Sheriff and the Health Department, the Board by unanimous motion approved assumption of Liquor License #353466-3C, from Captain Whidbey Inn, Ltd., to James Nathaniel and Selina Carreon Roberts, d/b/a The Cove at the Captain Whidbey Inn, located at 2072 W. Whidbey Island Inn Road, Coupeville, Washington.

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RESOLUTION #C-49-03 (PLG-008-03) INCORPORATING SERVICE AREA - MADRONA BEACH COMMUNITY WATER SYSTEM INTO THE ISLAND COUNTY CWSP AND ANNEXATION OF PARCEL R23234-038-2840 INTO WATER SYSTEM SERVICE AREA

As presented and with a brief overview provided by Jeff Tate, Assistant Director, Planning & Community Development, the Board by unanimous motion approved Resolution #C-49-03 (PLG-008-03) incorporating the service area for the Madrona Beach Community Water System (Camano Island) into the Island County Coordinated Water System Plan and annexation of Parcel R23234-038-2840 into the Water System Service Area.

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

IN THE MATTER OF INCORPORATING)
THE SERVICE AREA FOR THE)
MADRONA BEACH COMMUNITY) RESOLUTION C-49-03
WATER SYSTEM INTO THE ISLAND) PLG-008-03
COUNTY COORDINATED WATER)
SYSTEM PLAN AND ANNEXATION OF)
PARCEL R23234-038-2840 INTO THE)
WATER SYSTEM SERVICE AREA)

WHEREAS, the Madrona Beach Community Water System was lawfully established prior to the adoption of the Island County Coordinated Water System Plan; and

WHEREAS, the Madrona Beach Community Water System is currently approved for 300 water shares of which 278 are committed and 248 are in active use; and

WHEREAS, the Madrona Beach Community Water System is proposing to incorporate their existing service area in to the Island County Coordinated Water System Plan; and

WHEREAS, the Madrona Beach Community Water System is proposing to annex parcel R23234-038-2840 into their water system service area; and

WHEREAS, pursuant to WAC 197-11-800(4)(b) appropriations of 2,250 gallons per minute or less of ground water are exempt from SEPA review, **NOW, THEREFORE**,

BE IT RESOLVED by the Board of Island County Commissioners that the Madrona Beach Community Water System service area, including annexation of parcel R23234-038-2840, is hereby incorporated into the Island County Coordinated Water System Plan.

APPROVED AND ADOPTED this 12 day of May, 2003.

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

ATTEST: Elaine Marlow
Clerk of the Board [Exhibit A to Resolution #C-49-03 is on file with the Clerk of the Board]

RESOLUTION #C-50-03 (PLG-009-03) INCORPORATING SERVICE AREA FOR CAMA BEACH STATE PARK INTO ISLAND COUNTY COORDINATED WATER SYSTEM PLAN

Resolution #C-50-03 (PLG-009-03) incorporating the service area for the Cama Beach State Park Camano Island into the Island County Coordinated Water System Plan was approved by unanimous motion of the Board as presented and outlined by Mr. Tate.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ISLAND COUNTY, WASHINGTON

IN THE MATTER OF INCORPORATING)
THE SERVICE AREA FOR THE CAMA)
BEACH STATE PARK INTO THE) RESOLUTION C-50-03
ISLAND COUNTY COORDINATED) PLG-009-03
WATER SYSTEM PLAN)

WHEREAS, the Cama Beach State Park Water System was lawfully established prior to the adoption of the Island County Coordinated Water System Plan; and

WHEREAS, the Cama Beach State Park Water System is currently servicing only those parcels that are under State Park ownership and that constitute Cama Beach State Park; and

WHEREAS, the Cama Beach State Park Water System is proposing to incorporate their existing service area in to the Island County Coordinated Water System Plan; and

WHEREAS, pursuant to WAC 197-11-800(4)(b) appropriations of 2,250 gallons per minute or less of ground water are exempt from SEPA review, **NOW, THEREFORE**,

BE IT RESOLVED by the Board of Island County Commissioners that the Cama Beach State Park Water System service area is hereby incorporated into the Island County Coordinated Water System Plan.

APPROVED AND ADOPTED this 12 day of May, 2003.

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

ATTEST: Elaine Marlow
Clerk of the Board [Exhibit A to Resolution #C-50-03 is on file with the Clerk of the Board]

INTERLOCAL AGREEMENT – AMENDMENT C - ISLAND COUNTY E-911 FY2003 OPERATIONS CONTRACT E03009C

Amendment C to Interlocal Agreement between Island County and the State of Washington Military Department, Emergency Management Division, for Island County E-911 FY2003 Operations Contract E03009C, an increase of \$37,616 for new total \$205,786 (RM-BOC-02-0070) was approved by unanimous motion of the Board.

CONTRACTS APPROVED ASSOCIATED WITH ISLAND COUNTY’S MARINE RESOURCE COMMITTEE MRC

Don Meehan, WSU County Extension Agent, submitted four contracts for approval and the Board by unanimous motion approved the following:

- Contract/Service Agreement (RM-EXT-03-0024) between Island County, through its MRC and Coastal Geologic Services, Inc. for Feeder Bluff/Drift Cell Dynamics Project in the amount of \$66,000 funded through federal appropriations to the Department of Ecology in support of the NW Straits commission and through a Salmon Recovery Funding Board grant
- Contract/Service Agreement (RM-EXT-03-0026) between Island County through its MRC and Motive Design Research funding MRC work on Shore Stewards Program in the amount of \$7,000

- Interagency Agreement Washington State Department of Fish and Wildlife #33012513 Amendment 2, project title Professional Services - Dan Penttila (RM-EXT-03-0027) amended to add \$64,700 for a new total not to exceed \$112,700
- Interagency Agreement Washington State Department of Fish and Wildlife #33032221 for project title Regional Forage Fish Spawning Habitat Assessments, in the amount of \$46,000 (RM-EXT-03-0028).

BID AWARD 2003 ASPHALT CONCRETE MATERIALS MAY 2003 TO MAY 2004

Award of bid recommendation as submitted by Bill Oakes, Public Works Director, signed by the Island County Engineer, for 2003 asphalt concrete materials for the period May 2003 to May 2004, was approved by unanimous motion of the Board, to the low bidder, Lakeside Industries, Inc. Bids were opened on April 29, 2003 under Resolution #C-32-03/R-09-03. *[approval document signed and placed on file with the Clerk of the Board w/attachment 2003 Asphalt Concrete Materials bid comparison]*

BID AWARD - 2003 LIQUID ASPHALT MATERIALS MAY 2003 TO MAY 2004

Recommendation to award bid for 2003 liquid asphalt materials for the period May 2003 to May 2004 was provided by Mr. Oakes, signed by the Island County Engineer, for award to the low bidder Chevron Products Company. The Board by unanimous motion awarded the bid to Chevron Products Company as recommended, bids having been opened April 29, 2003 under Resolution #C-31-03/R-08-03. *[approval document signed and placed on file with the Clerk of the Board w/attachment 2003 Asphalt Liquid Materials bid comparison]*

RESOLUTION #C-51-03/R- 18 -03 – AMENDING CRP 02-02 - NORTH CAMANO DRIVE/ARROWHEAD ROAD INTERSECTION IMPROVEMENT PROJECT

By unanimous motion, as presented and recommended by Mr. Oakes, the Board approved Resolution #C-51-03/R-8-03 Amending CRP 02-02, work order 172, North Camano Drive/Arrowhead Road Intersection Improvement Project. *[CRP amendment under R-18-03 on file with the Clerk of Board]*

SIGNAL MAINTENANCE AGREEMENT

Traffic Signals Agreement #PW0320-34 proposed with Howell L. Owens d/b/a/ Perfec Timing, was pulled from today's agenda, to be presented for approval once contractor's signature obtained.

RURAL ARTERIAL PROGRAM PROJECT # PW-0320-53 -BAYVIEW RD PHASE 2

As recommended by Mr. Oakes, the Board by unanimous motion approved Rural Arterial Program Project #PW-0320-53 between Island County and the County Road Administration Board Project Agreement for Construction Proposal for Bayview Road, Phase 2, MP 00.59 to 01.19, for total authorized RATA Funds in the amount of \$500,000.

RURAL ARTERIAL PROGRAM PROJECT #PW-0320-54 - FROSTAD ROAD 1B

As recommended by Mr. Oakes, the Board by unanimous motion approved Rural Arterial Program Project #PW-0320-54 between Island County and the County Road Administration Board Project Agreement for Construction Proposal for Frostad Road 1B, MP 02.75 to 03.15, an increase in funding by \$141,130 [per CRABoard meeting of 4/17/03] for total authorized RATA Funding in the amount of \$500,000.

RURAL ARTERIAL PROGRAM PROJECT #PW0320-55 - MUTINY BAY ROAD

A third Rural Arterial Program Project recommended by Mr. Oakes was also approved by unanimous motion of the Board, #PW0320-55 between Island County and the County Road Administration Board Project Agreement for Construction Proposal for Mutiny Bay Road, MP 00.00 to 01.00 for a total amount of authorized RATA Funds in the amount of \$337,015.

CONTRACT/CONTRACT BOND: MAPLE GROVE ROAD EAST

In accordance with award of bid at a prior meeting of the Board and documents presented today by Mr. Oakes, the Board by unanimous motion approved the Contract and Contract Bond from SRV Construction, Inc. for Maple Grove Road East under CRP 00-02, Work Order 296, in the amount of \$483,364.40.

BID AWARD – CAMANO ACP OVERLAYS 2003

- As presented and recommended by Mr. Oakes, the Board by unanimous motion awarded bid to the low bidder for Camano ACP Overlays 2003, under CRP 03-01, Work Order #357 to Lakeside Industries in the amount of \$342,434.80. [approval document signed and placed on file with the Clerk of the Board]

CONTRACT BETWEEN ISLAND COUNTY AND PAUL S. RUNNING & ASSOCIATES

- The Board, based on review and recommendation by Mr. Oakes, approved by unanimous motion a contract between Island County and Paul S. Running & Associates, for a rate study to set fees for solid waste and septage.

PURCHASE ORDER FROM BANK & OFFICE INTERIORS FOR SUPPLY & INSTALLATION OF FURNITURE FOR ANNEX REMODEL

The Board approved by unanimous motion, as presented and recommended by Mr. Oakes, Purchase Order #04635 to Bank & Office Interiors for supply and installation of furniture for the Courthouse Annex Remodel W. O. #303, in the total amount of \$405,637.00 including freight and tax.

DEER LAGOON PURCHASE: APPRAISAL AGREEMENT AND VACANT LAND PURCHASE AND SALE AGREEMENT - H & H PROPERTIES

Appraisal Agreement - Fair Market Value Agreement

Mr. Oakes presented the Appraisal Agreement associated with the acquisition of Deer Lagoon from H&H Properties acknowledging although time has passed since the appraisal was made it is still a valid appraisal agreement. By unanimous motion, the Board approved the Appraisal Agreement in relation to Deer Lagoon property acquisition under Work Order #113.

Vacant Land Purchase & Sale Agreement

The second document Mr. Oakes presented was the Vacant Land Purchase & Sale Agreement under Work Order #113, RM-PW-032057 between Island County and H & H Properties, for the Deer Lagoon purchase in the amount of \$1,400,000.00. Closing is to be no earlier than October 1, 2003 nor later than December 31, 2004. Earnest money is in the amount of \$5,000.

By unanimous motion, the Board approved Vacant Land Purchase & Sale Agreement under Work Order #113, RM-PW-032057 between Island County and H & H Properties, for the Deer Lagoon purchase in the amount of \$1,400,000.00, with the following additions on Page 2 of 26:

1. Under Contingencies, Section 5 A, at the end of the sentence add: "the total of both grants to total a minimum of \$1.4 million."
2. Under Earnest Money, Section 4, add: "Earnest Money to be refunded if full amount of grants in paragraph 5A below are not received."

HEARING SCHEDULED: ORDINANCE #C-52-03 AMENDING ICC 2.31.100 AND 2.31.190 TO ALLOW REUSE AND RECYCLING OF SOLID WASTE

By unanimous motion, the Board scheduled a public hearing to be held on June 2, 2003 at 10:25 a.m. to consider Ordinance #C-52-03 an Ordinance Amending ICC 2.31.100 and 2.31.190 to allow reuse and recycling of Solid Waste.

There being no further business to come before the Board at this time, the meeting adjourned at 10:35 a.m. The next regular meeting of the Board will be on May 19, 2003 at 9:30 a.m.

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

Wm. L. McDowell, Chairman

William J. Byrd, Member

ATTEST:

Mike Shelton, Member

Elaine Marlow, Clerk of the Board