

**ISLAND COUNTY COMMISSIONERS - MINUTES OF MEETING
REGULAR SESSION - DECEMBER 15, 2003**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on December 15, 2003 9:30 a.m. in the Island County Courthouse Annex, Hearing Room, 1 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. By unanimous motion, the Board approved the minutes from December 8, 2003.

VOUCHERS AND PAYMENT OF BILLS

The Board by unanimous motion approved the payroll dated December 15, 2003, as well as the following vouchers/warrants: Voucher (War.) #179077-179431 = \$636,141.92.

HIRING REQUESTS & PERSONNEL ACTIONS

As presented by Dick Toft, Human Resources Director, the Board by unanimous motion, approved the following personnel action authorization (s):

Dept.	PAA #	Description/Position #	Action	Eff. Date
Public Works	105/03	Seas'l Laborer-Mowing 9 mos. #2254.01	New Position	12/15/03
Public Works	106/03	Seas'l Laborer-Mowing 9 mos. #2254.02	New Position	12/15/03
Public Works	107/03	Seas'l Laborer-Mowing 9 mos. #2254.03	New Position	12/15/03
Public Works	108/03	Seas'l Laborer-Mowing 9 mos. #2254.04	New Position	12/15/03
Public Works	109/03	Seas'l Sign Shop 9 mos. #2228.01	New Position	12/15/03
Central Serv.	101/03	Programmer/Analyst #711.02	New Position	1/1/04
Assessor	97/03	Appraiser II #107.04	Pers. Action	1/1/04
Auditor	112/03	Indexing Deputy #112/03	Pers. Action	12/15/03

COMMITTEE APPOINTMENTS AND/OR RE-APPOINTMENTS

By unanimous motion, the Board made the following new appointments and reappointments to various committees and boards:

Marine Resource Committee (MRC): Reappointments – Term to 12/31/06
Benye Weber, Port of Coupeville
Martin Behr, Commercial Representative, Freeland
Sayed Z. El-Sayed, Science Representative, Langley
Phyllis Kind, Beachwatcher, Greenbank

Mosquito Abatement District Board of Directors – Term to 01/01/06
Reappointment: Dave Hardwick, Camano Island
New Appointment: Jay Lawrence, Camano Island

Veterans Assistance Review Committee (VARC): Reappointments – Term to 01/14/06
Mr. Bill Cornell, Member at Large representing Veteran's Organizations
James K. Johnston, representing North Whidbey

Parks Board: New Appointments
Lloyd Furman, Langley, for a term to 06/30/09
Doug Shepherd, Coupeville, for a term to 06/30/07

JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT

Juvenile Accountability Incentive Block Grant, DSHS Agreement #0363- 36835 (CODCPJAIBG) in the amount of \$10,472 (RM-JUV-03-0070) was approved by unanimous motion of the Board.

LIQUOR LICENSES APPROVED

Having received favorable recommendations when reviewed by the appropriate county departments, the Board by unanimous motion, approved the following liquor licenses:

- New Application for Liquor License No 085937-3D by Bonnie J. & Donald D. Brindle, and Frosty Bay Sea Foods, Inc., located at Brindle's Market, Camano Commons, Terry's Corner, Camano Island, WA
- Application for Special Occasion Liquor License No. 092151 by Camano Senior & Community Center for special occasion to be held December 31, 2003 from 8:00 p.m. to 12:30 a.m. located at Camano Senior & Community Center, Camano Island

HEALTH CONTRACTS APPROVED

Having previously reviewed health contracts at a recent staff session with the Health Services Director, the Board by unanimous motion approved the following contracts:

- #HD-11-02, Amendment #2, Mary Jane Lungren, DDS-Nursing-Oral Health Services [RM-HLTH-02-0067] amendment amount: \$15,000; Total new contract amount \$33,637
- #HS-06-03 Amendment #1, Total Living Concept Developmental Disabilities-Person to Person Services [RM-HLTH-98-0004] amendment amount \$21,211 for new total contract \$29,928
- #HS-03-03 Amendment #1, Island Employment Services Developmental Disabilities-Supported Employment Services [RM-HLTH-99-0058] amendment amount \$238,917 for new total contract \$289,117
- #HS-03-03 Amendment #1, Service Alternatives for Washington, Inc. Developmental Disabilities [RM-HLTH-99-0057] amendment amount \$151,417 for new total contract amount \$185,667

PUBLIC INPUT OR COMMENTS

Rufus Rose, South Whidbey, inquired about county landfills and any wells around them for the purpose of water monitoring, interested in terms of pollutants to groundwater. Another topic of interest was regarding the status of the Water Resource Advisory Committee's (WRAC) position on arsenic.

The Commissioners advised that a number of monitoring wells were drilled, monitored by a consultant hired as a result of concerns by DOE. Whether the Solid Waste Reserve fund is an adequate amount in the event of potential liability is dependent upon what type problem should one be encountered. Mr. Rose was referred to Dave Bonvouloir, Solid Waste Manager, for more specific information. The made the determination at its last meeting that arsenic was not an issue for WRAC to deal with and agreed that chapter be removed from the WRAC report. However, the Environmental Health Assessment Team [EHAT] may take that up as an issue. EHAT has focused on four major issues and are now trying to narrow those down to two issues.

SUPPLEMENTAL AGREEMENT #1 – PW-0120-41(A) - SHELDON & ASSOCIATES

As presented and recommended for approval by Bill Oakes, Public Works Director, the Board by unanimous motion approved Supplemental Agreement #1 to PW-0120-41(A) between Island County and Sheldon & Associates [environmental on-call] revising the completion date to December 31, 2005 and maximum amount payable changed to \$150,000.00.

HEARING SCHEDULED: RESOLUTION #C-125-03/R-43-03 – PETITION TO VACATE A PORTION OF COUNTY ROAD R/W KNOWN AS EAST CAMANO DRIVE

The Board by unanimous motion scheduled a Special Session for the purpose of conducting a public hearing on Resolution #C-125-03/R-43-03, a petition to vacate a portion of County road right-of-way known as East Camano Drive, Camano Island, by petitioners Crosswind Landings, Inc., et.al, located in Sec. 18, Twp 31N., R 3E. The Public Hearing scheduled for January 22, 2004 at 3:00 p.m. at the Camano Multi-Purpose Center, 141 N. East Camano Drive, Camano Island, Wa.

QUIT CLAIM DEEDS APPROVED - WEST BEACH ROAD PHASE 3

As presented, Quit Claim Deeds were approved/accepted by unanimous motion of the Board between Island County & Robert L. and Judy M. Lycksell for West Beach Road Phase 3, Work Order 207 for the following parcels:

- Parcel 402-3410, Sec. 24, Twp 32N., R 1W, in the amount of \$3,050.00

-Parcel 424-3460, Sec. 24, Twp 32N., R 1 W, in the amount of \$3,360.00

-Parcel 464-3520, Sec 24., Two 32N., R 1W, in the amount of \$7,500.00.

- CONSTRUCTION EASEMENT – WEST BEACH ROAD PHASE 3

- Construction Easement #PW-0320-144 between Island County and Robert L. & Judy M. Lycksell, was approved by unanimous motion of the Board, for West Beach Road Phase 3, Work Order 207, for Parcel 464-3520 located in Sec. 24, Twp 32N., R. 1W.

- CONTRACT/CONTRACT BOND – SKYWAY CUSTOM TRANSPORT, INC.

- The Contract and Contract Bond, #PW–0320-143, between Island County and Skyway Custom Transport, Inc., in the amount of \$16,821.26, associated with removal of modular buildings now at the tennis court location and installing those at the solid waste facility, was approved by unanimous motion of the Board.

- STORMWATER MITIGATION AGREEMENTS & COVENANTS – CHARLES A. COOK –
HOLMES HARBOR GOLF & COUNTRY CLUB, DIVISION NO. 6

- Stormwater Mitigation Agreement & Covenants #PW-0320-95 between Island County and Charles A. Cook, Lot 3, Block 4, Holmes Harbor Golf & Country Club, Division No. 6, and Stormwater Mitigation Agreement & Covenants #PW-0320-94 between Island County and Charles A. Cook, Lot 13, Block 4, Holmes Harbor Golf & Country Club, Division No. 6, were approved by unanimous motion of the Board as presented.

- COURTHOUSE PARKING ISSUES

The Chairman asked Bill Oakes to prepare an ordinance for Board Monday that would allow the Town Marshal's issuance of a \$20 parking ticket in County parking areas/lots for those who park over the 2-hour limit as opposed to having vehicles towed away.

- REVIEW MONTHLY FINANCIAL REPORTS FROM AUDITOR & TREASURER

- **Auditor's Financial Report**

Anne LaCour, Chief Deputy Auditor, provided a copy of the written Financial Report by the Auditor for the period ending November 30, 2003. Revenue (92%) is ahead of expenditures (89%) for Current Expense. Miscellaneous line item #34 under Current Expense expenditures primarily represents payments to the State Auditor. For other funds, revenues are at 87% and expenditures 89%. [report on file]

- **Treasurer's Financial Report**

Mark Heistad, Chief Deputy Treasurer, submitted the written Treasurer's Financial Report for the same period, and noted no major concerns. Very similar to last year percentage wise and expects a normal December. [report on file]

- DISCUSSION: CAPITAL IMPROVEMENT PLAN

Meeting recessed until 10:45 a.m. and re-convening in a workshop mode in Conference Room #218, Island County Administration Building, to discuss the Capital Improvement Plan (CIP) with the Budget Director and Public Works Director with regard construction of a County Juvenile Detention Center (JDC). All three Commissioners attended. *Whidbey News Times* reporter Nathan Whalen also attended.

Hand outs: [copies on file]

- Copy of Six-Year Capital Improvement Program for the Years 2004-2009
- Excerpt from Municipal Research & Service Center of Washington-Real Estate Excise Tax (REET)
- REET 1 Fund Information

Reviewed Page 2 of the Municipal Research information identifying allowable uses for capital projects under REET 1 and REET 2. Identified uses of REET 1 include law enforcement facilities, and administrative and judicial facilities [not allowed under REET 2].

On the adopted 2004-2009 CIP the 2nd column represents planned expenditures out of Reet 1. Problem is a shortfall in dollars to build a JDC [2005] and the task given to the Mr. Oakes was to determine projects that could be canceled or delayed in order to provide necessary funds to build a JDC. The CIP program when (June) prepared was a best guess as far as what the fund balances would be at the end of 2004. The loan included in the financing plan was \$600,000 and an additional \$532,000 is

estimated.

What concerns the Budget Director is a minimum dollar estimate for operating the facility. Total dollars estimated available for the project at this time include:

Received from Sales Tax Revenue:	650,000
Current Ex. \$ spent annually now for detention costs	130,000
Transportation of Juveniles:	\$15,000
Savings on Kaul Building	\$26,000
Potential dollars from renting Jail bed	\$45,000 - \$50,000

Should these revenue sources not be sufficient to fund operations, concern is the only place left would be Current Expense. Total operating costs will be up to \$740,000 with a 5% contingency. About \$150,000 per year is needed to pay back the loan. Need "Plan B" for the first part of this loan (i.e. what happens if the JDC fund itself cannot pay back the interfund loan?).

In reviewing potential line items that can be eliminated or delayed to another year in order to provide adequate funding for the JDC, the Commissioners generally agreed that line item "Miscellaneous" for \$100,000 should not be considered to fund the JDC since this line item typically funds unforeseen emergencies that come up during the year [i.e. redoing all control panels in the jail]. Other "Projects Requiring Funding" listed in the hand-out will have to be reviewed by the Board with an eye towards making a choice as to what can be cut or delayed.

Consensus: Program payment in for second \$600,000 out of REET 1 and at a future meeting re-evaluate other projects requiring funding that can be either eliminated or delayed.

There being no further business to come before the Board at this time, the meeting adjourned at 11:45 a.m. The next regular meeting of the Board is scheduled for December 22, 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