

BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING APRIL 11, 2005

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on April 11, 2005 beginning at 9:30 a.m. in the Island County Courthouse Annex, Hearing Room, 1 N. E. 6th Street, Coupeville, Wa. Mike Shelton, Chairman, Wm. L. McDowell, Member, and William J. Byrd, Member, were present. The meeting began with the Pledge of Allegiance. By unanimous motion, the Board approved the minutes from the April 4, 2005 regular session and the April 7, 2005 special session.

VOUCHERS AND PAYMENT OF BILLS

The following vouchers/warrants were approved for payment by unanimous motion of the Board:
Voucher (War.) #210243 - 210510 \$261,109.38.

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	024/05	Pub. Health Nurse III 2404.02	Replacement	4-11-05
Health	025/05	Pub. Health Nurse II .9 fte 2406.18	Replacement	4-11-05

EMPLOYEE AWARDS PRESENTATION

Employee Service Awards

Henry Hilberdink	Public Works	25 years
Kathleen Parvin	Public Health	15 years

Employee of the Month - March, 2005

Mike Farthing, Public Works Department, received the Employee of the Month award for March 2005. Employed with the County July, 1998, his efforts in seeing drainage projects through to completion are commendable.

BID AWARD FOR VOTER REGISTRATION SYSTEM

With regard to the Island County Auditor's recommendation to award bid for a voter registration system, on request of the Chairman, the Board agreed that the matter be scheduled for discussion at a future Staff Session.

PROFESSIONAL SERVICES CONTRACT #HD-03-05 - MARY JANE LUNGREN, DDS FOR ORAL HEALTH SERVICES FOR ABCD PROGRAM

Professional services contract #HD-03-05 (RM-HLTH-02-0067) with Mary Jane Lungren, DDS, in the amount of \$13,000 for Oral Health Services for ABCD Program was approved by unanimous motion of the Board.

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Betty Kemp, Director, GSA, outlined her recommendation of denial with respect to a Claim for Damages submitted by Puget Sound Energy. On September 7, 2004, an underground PSE electrical wire was damaged during an Island County road operation. Because PSE wire was buried 24 inches rather than the specified 36 inch depth, the recommendation is to deny the claim.

Based on review and recommendation of Ms. Kemp, the Board by unanimous motion denied Claim for Damages R05-005CD by PSE.

Claim for Damages R05-004CD (Dan Riley)

Ms. Kemp in the case of Claim for Damages submitted by Dan Riley for an incident that occurred on December 10, 2004, Mutiny Sands Area, recommended approval. In reviewing said claim, Ms. Kemp confirmed that a County backhoe snagged a Comcast cable breaking utility pole causing damage to claimant's roof. Claim submitted in the amount of \$1,000 was recommended for approval by Ms. Kemp.

Based on review and recommendation of Ms. Kemp, the Board by unanimous motion approved Claim for Damages R05-004CD by Dan Riley in the amount of \$1,000.00.

SPECIAL OCCASION LIQUOR LICENSES APPROVED

Applications for special occasion liquor licenses, having gone through the review process by the appropriate County Departments and received recommendations of approval, were approved by unanimous motion of the Board for the following:

- Liquor License #092772 by Whidbey Animals' Improvement Foundation, special occasion on May 21, 2005, from 5:00 p.m. to 9:00 p.m. at Greenbank Farm, 765 Wonn Road, Greenbank
- Liquor License #09215, Camano Senior & Community Center, special occasion on April 16, 2005 from 11:30 a.m. to 1:00 p.m. at the Camano Senior Center, 606 Arrowhead Road, Camano Island.
- Liquor License 092782, Island County Historical Society Museum, special occasion on April 15, 2005 from 5:00 p.m. to 10:00 p.m., at the Barn, Greenbank Farm.

BID AWARDS

The Board concurred in the recommendation of Bill Oakes, Public Works Director and County Engineer, Dick Snyder, and by unanimous motion awarded the following bids:

- 2005 Liquid Asphalt Materials for the period May, 2005 to May, 2006 for CRS-2P and CSS-1, awarded to Paramount Petroleum; CMS-2P, CRS-2 & CMS-2 awarded to McAsphalt Industries, Ltd.

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- 2005 Asphalt Concrete Materials for the period May, 2005 to May, 2006 for Camano, Mod. Class G, Class B, ATB, and Tack Coat Oil awarded to Lakeside Industries. For Whidbey Island, Mod. Class G and Tack Coat Oil awarded to Lakeside Industries; Class B and ATB awarded to Krieg Construction.
- 2005 Culvert Supplies awarded to Pacific Corrugated Pipe Company in the amount of \$21,784.55 (incl. WSST 8.3%).

**CONSTRUCTION EASEMENT #PW-0520-40 - JOHN AND TRUDY P. FAKKEMA -
SWANTOWN ROAD CURVE RE-ALIGNMENT**

Construction Easement #PW-0520-40 between Island County and John and Trudy P. Fakkema, for the Swantown Road Curve Re-alignment, CRP 04-05, with compensation in the amount of \$500.00, Parcel 190-2290; Sec. 32, Twp. 33N, R 1E., was approved by unanimous motion of the Board.

**PLANS, SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS - MADRONA WAY
RECONSTRUCTION**

[Pulled from the Agenda on request of Mr. Oakes]

PURCHASE ORDERS FOR TRAFFIC PAINT AND BEADS

By unanimous motion, the Board approved the following purchase orders as presented and recommended by Mr. Oakes:

- P. O. #7114 for white and yellow waterborne traffic paint under Washington State Contract #15100 in the amount of \$97,201.96 including WSST;
- P. O. #7115 for glass beads for traffic line paint under Washington State Contract #01301 in the amount of \$37,306.32 including WSST.

**RESOLUTION #C-37-05/R-15-05 – DECLARING COUNTY PROPERTY SURPLUS TO
GRANT AN EASEMENT ON PARCEL R33231-101-0950**

In conjunction with using the well on the Camano Annex site, as recommended by Mr. Oakes the Board by unanimous motion approved Resolution #C-37-05/R-15-05 In the Matter of Declaring County Property Surplus to Grant an Easement on Parcel R33231-101-0950, also directing the Public Works Director enter into a negotiated sale for the easement.

[Resolution #C-37-05/R-15-05 placed on file with the Clerk of the Board]

CAMANO HILLS WATER COMPANY – EASEMENTS

Associated with the above resolution approval, the Board by unanimous motion approved the following easements between Island County and Camano Hills Water Company:

- Waterline Easement #PW-0520-39, Work Order #245, Parcel 113-0880, Sec. 31, Twp 32N, R 3E.
- Utility Easement and Water Use Agreement for the Camano Annex Well #PW-0420-180, purveyor to pay the County a one-time fee of \$10,000 for the easement; one-time fee of \$20,000 for the construction

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completed to date by the County [\$10,000 paid to County Road Fund within 30 days of recording of the contract and balance paid to Road Fund in \$500.00 monthly installments with interest of 6%.].

RESOLUTION #C-38-05/SW 01-05 REVISING ADOPTED SOLID WASTE & SEPTAGE SOLID WASTE TIPPING FEES FOR THE YEARS 2004-2006

Resolution #C-38-05/SW 01-05 In the Matter of Revising the Adopted Solid Waste & Septage Solid Waste Tipping Fees for the Years 2004-2006 was approved by unanimous motion of the Board, as recommended by Mr. Oakes to include a fee for hard to handle and oversized loads, an omission from the fee schedule when Resolution #C-114-03 was adopted. *[Resolution #C-38-05/SW 01-05 on file with the Clerk of the Board]*

CONTRACT #SW-05-05 - EARTHWORKS ENVIRONMENTAL, INC. - PHASE II ENVIRONMENTAL SITE ASSESSMENT FREELAND RECYCLE CENTER

Contract #SW-05-05 between Island County and Earthworks Environmental, Inc. for Phase II Environmental Site Assessment for the Freeland Recycle Center in the amount of \$9,985.80 was approved by unanimous motion of the Board.

APPLICATION FOR COMMUNITY LITTER CLEANUP PROGRAM FUNDS 2005-2007

The Board by unanimous motion approved the Application for Community Litter Cleanup Program Funds 2005-2007 to the State Department of Ecology in the amount of \$59,000 (\$54,800/Litter Pickup and Illegal Dump Cleanup; \$4,200/Education and information).

STORMWATER MITIGATION AGREEMENT – PLAT OF HOLMES HARBOR GOLF & YACHT CLUB

By unanimous motion the Board approved Stormwater Mitigation Agreement #PW-0520-153 between Island County and W. Scott and Judith R. Lavelle, Lot 12, Block 5, Division No. 7, Plat of Holmes Harbor Golf & Yacht Club, Sec. 3, Twp 29N, R 2E.

AMENDMENT #2–STREAM RESTORATION PLANNING TASK 10- GRANT AGREEMENT

Amendment #2 to Grant Agreement #G0300038 between the State of Washington Department of Ecology and Island County for Stream Restoration Planning Task 10, Camano Watershed, was approved by unanimous motion of the Board, modifying scope of work to allow completion of the required performance of grant tasks/secure contract with Adopt-A-Stream Foundation. [GMA #7827]

CONSULTANT AGREEMENT #PW-0520-161 - THE ADOPT-A-STREAM FOUNDATION

By unanimous motion, the Board approved Consultant Agreement #PW-0520-161 between Island County and The Adopt-A-Stream Foundation, Work Order #185, for Stream Keeper Education and Training, Inventorying, Assessment and Restoration for Camano Island Watershed, in the amount of \$15,000. [GMA #7828]

BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING APRIL 11, 2005**AMENDMENT #5 TO #SW-02-0051 - SCS CONSULTING ENGINEER**

Amendment 5 to #SW-02-0051 between Island County and SCS Consulting Engineers, extending date of completion to August 1, 2005 and adding to the scope of services in the amount of \$41,015.70 was approved by unanimous motion of the Board.

WORK ORDERS #1 - #3 APPROVED - GLACIER ENVIRONMENTAL SERVICES, INC.

By unanimous motion, as recommended by Mr. Oakes, the Board approved Work Orders #1, #2 and #3 totaling \$45,8934.19 bringing new total contract with Glacier Environmental Services, Inc. to \$527,438.97, including WSST.

ADOPT-A-ROAD RENEWAL AGREEMENT - FRIENDS OF FREELAND

Adopt-A-Road Renewal Agreement was approved by unanimous motion of the Board between Island County and Friends of Freeland, for Scott Road and Main Street in Freeland from Scott Road and SR525 Intersection to Main Street and SR525 Intersection.

ACTIONS RELATING TO TYPE 5 STREAMS AND EXISTING AGRICULTURE

Ordinance PLG-006-05 In the matter of amending Chapters 17.02 and 17.03 ICC relating to Existing and On-Going Agricultural activities

Ordinance PLG-007-05 In the matter of amending Chapter 17.03 ICC and Ag BMPs to establish procedures for Determinations of Consistency for Agriculture

Ordinance PLG-008-05 In the matter of amending Chapter 17.02 ICC relating to Type 5 Stream Buffers and Category B Wetland Buffers

On request of Phil Bakke, Planning and Community Development Director, all three proposed ordinances were pulled from today's agenda for forwarding to the Deputy Prosecuting Attorney for review and approval, with the ordinances brought back to the Board at the next regular meeting. Mr. Bakke at the next meeting will be recommending that PLG-008-05 relating to Type 5 Stream Buffers and Category B Wetland Buffers be scheduled for public hearing before the Board, while recommending the other two proposed ordinances be remanded back to the Planning Commission for the public hearing process.

COUNCIL OF GOVERNMENTS

Included as part of today's regular Board agenda, the Commissioners met with Elected Officials from Island County, City of Oak Harbor, City of Langley, Town of Coupeville, and Port Districts, commonly known as the Council of Governments.

ATTENDANCE :

William J. Byrd, Member, Board of County Commissioners
 Patricia Cohen, Mayor, City of Oak Harbor
 Nancy Conard, Mayor, Town of Coupeville

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Wm. L. McDowell, Member, Board of County Commissioners
Ed Van Patten, Commissioner, Port of Coupeville
Mike Shelton, Chairman, Board of County Commissioners

Hand-outs provided by Mayor Conard included

- Handout summarizing use of Rural Economic Development funds as permitted by law, proposed objectives, screening criteria and a possible flow chart;
- Examples of forms that could potentially be used with regard to Rural Economic Development fund applications
- COG Articles of Association to be used for approval by the various jurisdictions

The entire focus of the group was devoted to discussion regarding criteria for .08 Rural Economic Development fund applications and designing the actual application form for applicants to use to apply for the money.

EXECUTIVE SESSION

After the session with the Council of Governments, Chairman Shelton announced that the Board would meet at 4:00 p.m. in Executive Session in the Office of the Island County Planning Director located at the Island County Annex, 1 N.E. 6th Street, Coupeville, Wa. The purpose of the Executive Session is as allowed under R.C.W. 42.30.110 (1) (i) to discuss with legal counsel pending litigation. He indicated that the Executive Session would last approximately one hour, and did not expect any announcement afterwards in open public session.

There being no further business to come before the Board, the meeting adjourned at 5:00 p.m. when the Executive Session was completed. The next regular meeting of the Board will be held on April 18, 2005 beginning at 9:30 a.m.

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

Mike Shelton, Chairman

Wm. L. McDowell, Member

William J. Byrd, Member

ATTEST: _____
Elaine Marlow, Clerk of the Board