

BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING-MAY 15, 2006

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on May 15, 2006 at 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 regular session held on May 8, 2006.

VOUCHERS AND PAYMENT OF BILLS

By unanimous motion, the Board approved the Combined Excise Tax return for April, 2006, the payroll dated May 15, 2006, and the following vouchers/warrants:

Voucher (War.) #238097-238428 \$713,763.49

HIRING REQUESTS & PERSONNEL ACTIONS

As presented by Larry Larson, Human Resources Director, the Board by unanimous motion, approved the following personnel action authorization:

Dept.	PAA #	Description/Position No.	Action	Eff. Date
Sheriff	064/06	Deputized Officer #4014.19	Replacement	8/16/06

**ORDINANCE #C-150-05 - ADOPTION OF FINAL COMPOSITE ORDINANCE
UPDATING ISLAND COUNTY'S GMA COMPREHENSIVE PLAN AND CRITICAL AREA
REGULATIONS RELATING TO EXISTING AND ONGOING AGRICULTURE**

As presented by Phil Bakke, Planning & Community Development Director, the Board by unanimous motion approved Ordinance #C-150-05, the Final Composite Ordinance marked "Composite copy with Findings", with Exhibit B attached and marked with initials DLJ 5/11/06, the last sentence on page 2 indicating "This ordinance compiles and replaces the earlier version of Ordinance #C-150-05, PLG-021-05, adopted on April 24, 2006 as well as Exhibit C Background Findings adopted on May 8, 2006". [Composite Ordinance #C-150-05 on file with the Clerk of the Board, GMA #8768]

NEW APPLICATION FOR LIQUOR LICENSE #086245-3C - LAMS GOLF LINKS

Reporting on Liquor License Application #086245-3C, Lams Golf Links, 597 Ducken Road, Oak Harbor, Wa, by Deception Pass Enterprises, Inc., Jason Michael Gentry, Mr. Bakke confirmed that the building permit issues had been resolved and recommended the Board now grant Liquor License Application #086245-3C to Lams Golf Links.

The Board by unanimous motion approved forwarding to the Washington State Liquor Control Board a recommendation of approval for Liquor License Application #086245-3C, Lams Golf Links, 597 Ducken Road, Oak Harbor, Wa. by Deception Pass Enterprises, Inc., Jason Michael Gentry.

SPECIAL OCCASION LIQUOR LICENSE APPLICATIONS APPROVED

By unanimous motion, having received recommendations of approval from the Island County Sheriff and Health Department, the Board recommended approval to the Washington State Liquor Control Board for the following special occasion applications:

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Special Occasion Liquor License #092151 [*corrected #091224 per WSLCB*] by Camano Island Yacht Club for a special occasion to be held June 17, 2006 from 5:30 p.m. to 9:00 p.m. at the Camano Island Yacht Club

Special Occasion Liquor License #090936 by Camano Island Chamber of Commerce signed May 12, 2006 by Commissioner Byrd, for the event taking place on May 13, 2006 at the Camano Island Senior Center [*not received until May 11 from WSLCB*] .

APPOINTMENTS AND REAPPOINTMENTS TO BOARDS, COUNCILS AND COMMITTEES

By unanimous motion, the Board made the following appointments and reappointment:

Appointed Rick Blank [Assistant Manager, Deception Pass State Park] to serve as "member at large" representing North Whidbey Island on the Solid Waste Advisory Committee

Reappointed Sig Harbak, Oak Harbor, representing Commissioner District #3, for a term to February 28, 2008, on the Law & Justice Council

Appointed Doug Brand, Clinton, filling an existing term to August 31, 2007, on the Clinton Ferry Advisory Committee.

RESOLUTION #C-52-06 PROCLAIMING MAY 20-26, 2006 NATIONAL SAFE BOATING WEEK

As proposed by the U. S. Coast Guard Auxiliary, Spokane, Wa., and coordinated with the Island County Sheriff's Office, the Board by unanimous motion adopted Resolution #C-52-06 Proclaiming May 20-26, 2006 National Safe Boating Week and the start of the year-round effort to promote safe boating, urging all Island County residents and visitors who boat to "***Boat Smart - Boat Safe - Wear it***" and practice safe boating habits. [*Resolution #C-52-06 on file with the Clerk of the Board*]

PERMITS TO SOLICIT COUNTY EMPLOYEES AT COUNTY FACILITIES APPROVED

Pursuant to provisions of Island County Personnel Policies and Procedures Manual, Section 2.01.070, the Board by unanimous motion granted permission of two solicitations of County Employees at County Facilities, as follows:

- Island County Employees represented on **Team Coupeville** to solicit for donations to support Relay for life - American Cancer Society Fund Raiser, relay held at the North Whidbey Middle School track June 2-3, 2006.
- Box Lunch Fund Raiser scheduled for June 6, 2006 by **Readiness To Learn Foundation**.

LETTER TO MAIN STREET SEWER DISTRICT

By unanimous motion, the Board approved and signed a letter to be sent to James Mock, Sr., James Mock, Jr., and Erling F. Bangston, who under Resolution #C-53-01, April 9, 2001, were temporarily appointed commissioners of the Main Street Sewer District. Pursuant to the resolution they were to notify the Island County Auditor immediately when seventy-five percent of the development [the Village at Maple Ridge Condominium] was sold and occupied so that an election could be called, but the Island County Auditor has not received any notice. The letter asks them to check to see if seventy-five percent of the units at the Village at Maple Ridge Condominium have been sold and occupied and

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notify the Island County Auditor of the status of sale and occupancy by May 30, 2006, and if seventy-five percent have been sold and occupied, to indicate the date that first occurred.

GRANT AGREEMENT WITH NORTHWEST CLEAN AIR AGENCY

Grant Agreement with Northwest Clean Air Agency for partial funding of indoor air quality improvements at WAIF Animal Shelter in the amount of \$10,000 (RM-FAC-06-0043) was approved by unanimous motion of the Board.

CONTRACT AMENDMENT WITH TOTAL LIVING CONCEPT – DEVELOPMENTAL DISABILITIES

Amendment #1 to Contract #HS-16-05 (RM-HLTH-98-0004) with Total Living Concept – Developmental Disabilities, decreasing funding to allow for reallocation of the individual client's funding dollars as needed, was approved by unanimous motion of the Board.

REVIEW MONTHLY FINANCIAL REPORTS FROM AUDITOR AND TREASURER FOR PERIOD ENDING APRIL 30, 2006**Auditor**

Suzanne Sinclair, Island County Auditor, submitted the Auditor's written financial report. The target percentage to budget this period of time would be 33%. Looking at average revenues historically revenues are running the same in Current Expense, with expenditures a little ahead of previous years. Revenues in other funds are running behind, mostly related to grant reimbursements, and expenditures ahead primarily due to Roads.

Treasurer

Linda Riffe, Island County Treasurer, submitted the Treasurer's written financial report with memo dated this date with explanatory comments having to do with payment in lieu of taxes; excise tax-leasehold; excise tax-PUD; county assistance quarterly state distribution; adult drug court and allocated budget transfers out. *[Both reports have been filed with the Clerk of the Board]*

HEARING HELD: COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) SOUTH WHIDBEY SCHOOLS BOTTLED WATER PROGRAM

A Public Hearing was held at 9:55 a.m. as advertised and scheduled to provide an opportunity for the public to comment on the success of the South Whidbey Schools Bottled Water Program as funded by the Community Development Block Grant (CDBG) and administered by the Island County Health Department under subcontract with South Whidbey School District.

Bob Brown, Superintendent, South Whidbey Public School District, expressed appreciation to the County for the award of the CDBG grant to the School District in the amount of \$24,000 to help offset costs between \$45,000 and \$46,000 for bottled water used in four schools. The District has applied and is being awarded a large grant from the Department of Agriculture to fix the water problem (primarily lead) and that grant scheduled for approval by the School Board in two weeks. The next step will be to accept bids for construction, which involves chemical treatment, aeration and changing out fixtures at school sites, hoping for completion within six months.

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Helen Price-Johnson, Member, South Whidbey School Board, was appreciative for County support which provided the \$24,000 through the CDBG grant so that the School District did not have to take away from other supplies or programs. The District worked hard with the community, State Health Department and County officials on this problem to meet this difficult challenge.

Chairman McDowell appreciated the speed with which the School District reacted to the problem. Commissioner Shelton applauded the School District's action and public process, and was hopeful that the CDBG grant helped to enable a water source for the School rather than having to supply bottled water.

No one else in the audience expressed a desire to comment on the success of the South Whidbey School Bottled Water Program as funded by the Community Development Block Grant (CDBG) and administered by the Island County Health Department under subcontract with South Whidbey School District.

Hearing closed.

HEARING HELD: APPLICATION BY WILLIAM & JANET MORTON TO OPEN UNOPENED COUNTY ROAD RIGHT-OF-WAY - PRIVATE CONSTRUCTION OF UNOPENED COUNTY RIGHT-OF-WAY KNOWN AS FIRST STREET, PLAT OF BELLS BEACH

Chairman McDowell opened a public hearing at 10:15 a.m. as advertised for the purpose of considering application by William & Janet Morton to open unopened County Road Right-of-Way (UPW 06-0017), a request for private construction of unopened County Right-of-Way known as First Street located in the Plat of Bells Beach, Sec. 19, Twp 30N, R 3E. Bill Oakes, Public Works Director, recommended approval of the application to work in County right-of-way.

William and Janet Morton were present in the audience at the time of hearing, and given an opportunity to review the conditions of approval outlined in "Attachment A".

In response to Ms. Morton's question with regard to the condition that the right of way be surveyed and or property boundary lines located and flagged, Mr. Oakes confirmed that if the right of way can be determined from their stakes, that would be considered adequate.

By unanimous motion, the Board approved the request by William and Janet Morton for private construction of unopened County Right-of-Way known as First Street located in the Plat of Bells Beach, Sec. 19, Twp 30N, R 3E. under Permit to Perform work on County Road right of way UPW06-0017.

RESOLUTION #C-53-06/R-19-06 AUTHORIZING THE PROSECUTING ATTORNEY TO COMMENCE CONDEMNATION PROCEEDINGS CAMANO HILL ROAD IMPROVEMENTS

Resolution #C-53-06/R-19-06 In the Matter of Authorizing the Prosecuting Attorney to Commence Condemnation Proceedings, Camano Hill Road Improvements, under CRP 02-04, Work Order 176, as presented and recommended for approval by Mr. Oakes, was approved by unanimous motion of the Board. [*Resolution #C-53-06/R-19-06 on file with the Clerk of the Board*]

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**WAIVER OF COMPETITIVE SOLICITATION AND APPROVAL OF CONTRACT FOR
PHASE III VOLUNTARY CLEANUP PROJECT TO HWA GEOSCIENCES, INC.**

Waiver of Competitive Solicitation as authorized under ICC 2.29.030(b)(12) was approved by unanimous motion of the Board, and the Board then approved the Contract for Phase III Voluntary Cleanup Project (#SW-04-06) to HWA Geosciences, Inc. of Lynnwood, Wa. in the amount of \$57,306.00 (incl. any applicable SST).

SUPPLEMENTAL AGREEMENT - KPG, P.S. - ON-CALL CIVIL SERVICES CONTRACT

Supplemental Agreement #2, #PW-0620-39, between Island County and KPG, P.S., Seattle, Wa., for on-call civil services, was approved by unanimous motion of the Board, as presented and recommended by Mr. Oakes, changing the completion date to May 31, 2008 and total amount authorized and maximum amount payable increased from \$200,000.00 to \$400,000.00.

There being no further business to come before the Board at this time, the meeting adjourned at 10:20 a.m. The next regular meeting of the Board will be on May 22, 2006 beginning at 11:00 a.m.

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