

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
SPECIAL SESSION AND REGULAR SESSION MAY 1, 2006**

SPECIAL SESSION

The Board of Island County Commissioners met on May 1, 2006 in Special Session beginning at 8:30 a.m., Island County Administration Building, Room 215, Office of the County Commissioners located at 1 N. E. 7th Street, Coupeville, WA. Wm. L. McDowell, Chairman; William J. Byrd, Member, and Mike Shelton, Member, were present. Chairman McDowell announced the purpose of the Special Session was so that the Board could meet in Executive Session as allowed under RCW 42.30.110(1)(i), to discuss with legal counsel litigation or potential litigation. He did not expect an announcement afterwards in open public session, and anticipated the session to last just under one hour.

Executive Session concluded 9:20 a.m.

REGULAR SESSION

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on May 1, 2006 beginning 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.

VOUCHERS AND PAYMENT OF BILLS

By unanimous motion the Board approved the payroll dated April 28, 2006, and the following Vouchers /warrants for payment as presented, with the exception of Voucher #3100392, held for discussion with the Public Works Director at the next Staff Session:

Voucher (War.) # 237510 - 237748 ... \$362,621.44.

HIRING REQUESTS & PERSONNEL ACTIONS

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

Dept.	PAA #	Description/Position #	Action	Eff. Date
Auditor	058/06	Indexing Deputy-records .50 fte 208.02	Personnel	5/1/06
Auditor	059/06	Indexing Deputy-records 208.01	Personnel	5/1/06
Health	060/06	Env'l Health Spec. II 2407.04	Replacement	5/8/06
Public Works	012/06	Truck Driver I, Coupeville 2242.06	Replacement	3/1/06

ISLAND COUNTY PLANNING COMMISSION APPOINTMENT NAMED

On recommendation of Commissioner Byrd, the Board by unanimous motion appointed Deb Eidness, Camano Island, to the Island County Planning Commission representing Commissioner District No. 3, for a term expiring January 2, 2010.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
SPECIAL SESSION AND REGULAR SESSION MAY 1, 2006**

**RESOLUTION #C-42-06 - PROCLAMATION – ACKNOWLEDGING THE ACHIEVEMENT
OF NAS WHIDBEY ISLAND’S RECEIPT OF THE 2006 COMMANDER IN CHIEF’S
ANNUAL AWARD FOR INSTALLATION EXCELLENCE**

By unanimous motion, the Board approved Resolution #C-42-06, a Proclamation Acknowledging the Achievement of NAS Whidbey Island’s Receipt of the 2006 Commander in Chief’s Annual Award for Installation Excellence. [*Resolution #C-42-06 on file with the Clerk of the Board*]

**RESOLUTION #C-43-06 APPROVING SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR: TITLE REPORTS FOR THE 2006 TAX FORECLOSURE**

As forwarded by the Island County Treasurer, the Board by unanimous motion adopted Resolution #C-43-06 Approving Specifications and Authorizing Call for Bids for Title Reports for the 2006 Tax Foreclosure. [*Resolution #C-43-06 on file with the Clerk of the Board*]

**RESOLUTION #C-44-06 ADOPTING A REQUEST FOR A CHANGE OF ZONE
CONCERNING THE ISLAND COUNTY FAIRGROUNDS SITUATED IN THE CITY OF
LANGLEY**

Resolution #C-44-06 Adopting a Request for a Change of Zone Concerning the Island County Fairgrounds Situated in the City of Langley, Washington, was adopted by unanimous motion of the Board, requesting the City of Langley consider a zone change from the existing "P-1" applied by the City of Langley municipal code to the property, to Fairgrounds "F" Zone.

**APPROVAL OF PLANS AND SPECIFICATIONS FOR COUNTY FACILITIES BUILDING
ROOF PROJECT**

As requested by Dan Sherk, Facilities Director, the Board by unanimous motion approved Plans and Specifications for the County Facilities Building Roof Project, a Small Works Roster project, as presented by Mr. Sherk, with the added criteria that Mr. Sherk seek competitive costs for both metal and tab roof, and review the life cycle metal vs. tab.

WASHINGTON STATE UNIVERSITY - SHORE STEWARDS PROGRAM CONTRACT

By unanimous motion, the Board approved Contract No. G001965 (RM-WSU-06-0034) with Washington State University providing funds for Shore Stewards Program in the amount of \$46,290, per recommendation of Don Meehan outlined in Memorandum of April 24, 2006.

LIQUOR LICENSE APPLICATIONS

New Application for Liquor License #400025-6E for a domestic winery by Ryan William Kramer and Dusty Lynne Kramer for Dusty Cellars Winery, located at 529 Michael Way, Camano Island, WA

The Board of Island County Commissioners received notice of liquor license application dated April 12, 2006, #400024-6E for Dusty Cellars Winery, 629 Michael way, Camano Island, Washington by

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
SPECIAL SESSION AND REGULAR SESSION MAY 1, 2006**

Ryan and dusty Kramer. Application has been reviewed by the appropriate County departments. Recommendations of approval received from the Island County Sheriff and the Island County Health Department. Based on the recommendation of Phil Bakke, Planning & Community Development Director, the Board by unanimous motion will request from the Washington State Liquor Control Board an additional 20 days within which to respond in order to allow an opportunity for the Planning Department to review the site where the domestic winery is proposed and determine whether or not the property owner has the appropriate facilities permitted by the County.

New Application for Liquor License #088417-3F by Janet L. Gunn, d/b/a Whidbey Pies, Etc., LLC, located at 765 Wonn Road, Greenbank, WA

Having received recommendations of approval from the appropriate County departments, the Board by unanimous motion recommended to the Washington State Liquor Control Board approval of new application for liquor license #088417-3F by Janet L. Gunn, Whidbey Pies, Etc. LLC.

**RECOMMENDATIONS TO AWARD .08 RURAL ECONOMIC DEVELOPMENT
SALES TAX FUNDS**

The Board received a letter dated April 27, 2006 from Nancy Conard, Chair, Island County Council of Governments, indicating that the Council of Governments at special session April 26, 2006, recommended award of 2005 Rural Economic Development Sales Tax funds to:

2005 Application by the City of Langley in the amount of \$242,423, for Wharf Street widening/Bank stabilization/Marina expansion, subject to obtaining City or other agency project permits resulting in economic development along the shoreline with a limit of three years to meet the requirements for disbursement of the funds.

2005 Application by the City of Oak Harbor in the amount of \$1 million for the North Whidbey Enterprise Area sanitary sewer, conditioned on release of funds at such time as the remaining funding to complete phase one of the project has been secured, within a three-year time limit.

The Board by unanimous motion approved the awards to the City of Langley and City of Oak Harbor as recommended by the Island County Council of Governments in the April 27, 2006 letter, with the caveat regarding the City of Langley award that if it is a public project, not only the necessary permits have to be obtained but also the funding necessary to complete the project.

MONROE LANDING ROAD PROJECT

As recommended by Bill Oakes, Public Works Director, the Board approved the following construction easement and quit claim deed related to the Monroe Landing Road Project under CRP 02-03, W.O. 356:

Construction Easement #PW-0520-143 between Island County and Harbor Airlines, Inc., Parcel 406-1800 and 450-1150, Sec. 22, Twp 32N, R 1E.

Quit Claim Deed between Island County and Harbor Airlines, Inc., in the amount of \$3,600.00 (\$2,400.00/land/\$1,200.00/improvements), Parcel 406-1800 and 450-1150, Sec. 22, Twp 32N, R 1E.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
SPECIAL SESSION AND REGULAR SESSION MAY 1, 2006**

STORMWATER MITIGATION AGREEMENT AND COVENANTS

By unanimous motion, the Board approved Stormwater Mitigation Agreement and Covenants #PW-0620-35 between Island County and Gerald A. Wood, for Lot 1, Block 5, Division No. 7, Plat of Holmes Harbor Golf & Yacht Club; Sec. 3, Twp 29N, R 2E.

**ADOPTION OF FINDINGS OF FACT FROM APRIL 24, 2006: ORDINANCE #C-22-06
SURFACE WATER QUALITY MONITORING PROGRAM AND ORDINANCE #C-150-05
EXISTING AND ON-GOING AGRICULTURE**

Adoption of Findings of Fact from April 24, 2006

- Ordinance #C-22-06 Surface Water Quality Monitoring Program
- Ordinance #C-150-05 Existing and On-Going Agriculture

Attendance

Planning & Community Development: Phil Bakke, Director
 Consultant: Keith Dearborn, Dearborn & Moss, PLLC
 Public: 4 [*attendance sheet GMA #8731*]

Presentation

Keith Dearborn indicated that the hand-outs today were the final versions of Ordinance #C-150-05 (*GMA #8732*) and Ordinance #C-22-06 (*GMA #8733*), compiled versions of the ordinances with all the amendments considered and adopted by the Board. Last week the Board adopted both ordinances in final form, but reserved the ability to come back and receive final Findings for both ordinances. Both sets of Findings are labeled Exhibit C and are included as an attachment in the compiled ordinances.

As recommended by Mr. Dearborn, the Board agreed that the public be allowed a week to review the Findings and continued the matter until May 8, 2006 at 10:30 a.m. to consider written and/or oral public testimony on the Findings, and take final action after the public testimony.

EXECUTIVE SESSION ANNOUNCED

The Chairman announced that the Board would be meeting today at 1:00 p.m. instead of previously-scheduled 3:00 p.m. , to conduct an Executive Session under RCW 42.30.110(1)(i) to discuss with legal counsel litigation or potential litigation. The session is to be held in the Office of the Planning Director, Island County Annex Building, 1 N. E. 6th Street, Coupeville, WA . The Chairman estimated the Executive Session would last two hours and no announcement would be made afterwards.

There being no further business to come before the Board at this time, the meeting adjourned at 3:00 p.m. following completion of Executive Session. The next regular meeting of the Board will be held on May 8, 2006, beginning at 9:30 a.m.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
SPECIAL SESSION AND REGULAR SESSION MAY 1, 2006**

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