

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
MAY 21, 2007 – REGULAR MEETING**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on May 21, 2007 at 9:30 a.m. in the Island County Courthouse Annex, Hearing Room, 1 N.E. 6th Street, Coupeville, Washington. Mike Shelton, Chairman, Wm. L. McDowell, Member, and John Dean, Member, were present. The meeting began with the Pledge of Allegiance. By unanimous motion, the Board approved the minutes from the May 14, 2007 Regular Session and the minutes from the May 16, 2007 Special Session.

**ELECTRONIC FUND TRANSFERS, PAYROLL, VOUCHERS AND PAYMENT OF
BILLS**

By unanimous motion, the Board approved the monthly electronic fund transfers, the payroll dated May 15, 2007, and the following vouchers/warrants:

Voucher (War.) #s: 262562-262852	\$521,840.48
Electronic Fund Transfers:	\$ 26,818.44

HIRING REQUESTS & PERSONNEL ACTIONS

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

Department	PAA #	Description	Position #	Action	Eff. Date
Health	061/07	PHN I/II, .8 FTE DOQ	2406.20	Replacement	6/1/07
Sheriff	062/07	Sergeant	4012.01	Personnel Action	5/21/07
Sheriff	063/07	Undersheriff	4001.00	Personnel Action	5/21/07

**RESOLUTION C-57-07 CONTINUING THE WELLNESS INCENTIVE
PROGRAM/PLAN FOR ISLAND COUNTY EMPLOYEES**

As presented by Larry Larson, Human Resources Director, the Board by unanimous motion approved Resolution C-57-07 Continuing the Wellness Incentive Program/Plan for Island County Employees. *[Resolution C-57-07 on file with the Clerk of the Board]*

BID AWARD FOR TITLE REPORTS FOR 2007-2008 TAX FORECLOSURE

Lois Rusher, Chief Deputy Treasurer, appeared before the Board at the appointed time of 9:45 a.m. for the purpose of providing a recommendation to the Board for awarding bid for title reports for the 2007-2008 tax foreclosure. After review of bids received from three local title companies, it was the recommendation of Ms. Rusher to award the bid to the low bidder, First American Title Company.

By unanimous motion the Board awarded the bid to First American Title Company as recommended.

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REVIEW MONTHLY FINANCIAL REPORTS FROM AUDITOR AND TREASURER

Auditor

Anne LaCour, Chief Deputy Auditor, submitted the Auditor's written revenue and expenditure report for the period ending April 30, 2007. She indicated that the report should cover about one-third of the year and appears to be fairly normal. In response to Chairman Shelton's question concerning the Four Springs Lake, Shellfish Protection District, and Extension Services current expense side appearing 100 percent expended, Ms. LaCour explained that the funds were transferred from current expense to the appropriate account and one must go to each fund to see what was actually spent.

Treasurer

Lois Rusher, Chief Deputy Treasurer, submitted the Treasurer's written financial report for the period ending April 30, 2007. The revenues show that the numbers are close to budget, getting about one-third of what was expected, and the investment interest is up due to a better interest return than anticipated.

[Reports on file with the Clerk of the Board]

**APPOINTMENT TO BOARD OF TRUSTEES, CAMANO MOSQUITO ABATEMENT
DISTRICT**

By unanimous motion, the Board appointed Raymond Fatigate, Jr. to serve as a member of the Board of Trustees for the Camano Island Mosquito Abatement District. His term of appointment shall expire January 1, 2009.

STAFF SESSION AGENDA APPROVED FOR JUNE, 2007

The Board, by unanimous motion, approved the staff session agenda for June, 2007. A regular staff session is scheduled on June 6, 2007. The June 20, 2007 regular staff session is cancelled, however, and a special staff session is scheduled instead on June 26, 2007 due to a scheduling conflict. Both sessions will begin at 9:00 a.m.

**DESIGNATION OF ISLAND COUNTY ECONOMIC DEVELOPMENT COUNCIL AS
THE ASSOCIATE DEVELOPMENT ORGANIZATION TO COORDINATE
ECONOMIC DEVELOPMENT SERVICES FOR ISLAND COUNTY**

By unanimous motion the Board approved the designation of the Island County Economic Development Council as the associate development organization to coordinate the economic development services for Island County under a contract with the Washington State Department of Community Trade and Economic Development. *[Designation on file with the Clerk of the Board]*

**CERTIFICATION OF SPONSOR MATCH TO CERTIFY THAT MATCHING
RESOURCES ARE AVAILABLE FOR SMITH PRAIRIE FARMLAND AND EBEBY'S
RESOURCE FARMLAND**

Pat Powell, Whidbey-Camano Land Trust, presented for the Board's review and approval the Certification of Sponsor Match for two projects: (a) the Smith Prairie Farmland and (b) Ebey's

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Reserve Farmland for conservation easements. Such easements would remove any development rights on the properties to ensure that the lands remain in farming. She explained the certification requirement of the Interagency Committee of Outdoor Recreation, the agency that manages the Washington Wildlife and Recreation program grants, by saying the State requires matching grants prior to spending IAC monies in order to ensure the availability of matching funds. The sources of the matching share are (1) Navy encroachment funding through the U.S. Department of Defense, (2) a pending Farmland Grant from the Natural Resources Conservation Service, and (3) several landowners.

The Board, by unanimous motion, approved the Certification of Sponsor Match certifying that matching resources are available for the Smith Prairie and Ebey's Reserve Farmlands. *[Certification on file with the Clerk of the Board]*

**INTERLOCAL AGREEMENT WITH THE CITY OF OAK HARBOR REGARDING
PURCHASE OF THE BOYER PROPERTY**

Commissioner Dean moved for approval of the Interlocal Agreement with the City of Oak Harbor for purchase of the Boyer property located in Oak Harbor, Washington. Commissioner McDowell mentioned that he is pleased to finally have the agreement in front of the Board for approval, that it has been two years in the making and he appreciates the support of his fellow Board Members.

By unanimous motion the Board approved the Interlocal Agreement with the City of Oak Harbor Regarding Purchase of the Boyer Property. *[RM-BOCC-07-0084]*

**ASSIGNMENT OF PURCHASE AND SALE AGREEMENT WITH THE CITY OF OAK
HARBOR REGARDING PURCHASE OF THE BOYER PROPERTY**

By unanimous motion the Board approved the Assignment of Purchase and Sale Agreement with the City of Oak Harbor as it also concerns purchase of the Boyer property in Oak Harbor, Washington. *[RM-BOCC-07-0085]*

**RESOLUTION C-58-07 - PROCLAMATION IN THE MATTER OF DECLARING THE
MONTH OF JUNE, 2007 AS JESS C. JAMIESON MENTAL HEALTH MATTERS
MONTH IN ISLAND COUNTY**

Chairman Shelton explained to the Board that Jess Jamieson has been the CEO of Compass Health for the past 20 years, providing mental health services to Island County for the past seven to eight years. Mr. Jamieson is a consummate executive director and wonderful advocate for the mentally ill. This proclamation is in honor of his retirement.

The Board, by unanimous motion, approved Resolution C-58-07, Proclamation in the Matter of Declaring the Month of June, 2007 as Jess C. Jamieson Mental Health Matters Month in Island County. *(Resolution on file with the Clerk of the Board)*

**MODIFICATION NO. 3 TO CONTRACT WITH UNIVERSITY OF WASHINGTON
FUNDING WSU BEACH WATCHERS PROGRAM**

By unanimous motion, the Board approved Modification No. 3 to the contract with the University of Washington to fund the WSU Beach Watchers Program by extending the period of performance to June 30, 2007, subcontract number 874311. *[RM-WSU-07-0080]*

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**SERVICES AGREEMENT WITH KIMBERLY CERRA AND CHRISTINE NYBURG,
D/B/A CKWEBSITES**

By unanimous motion, the Board approved the Services Agreement with Kimberly Cerra and Christine Nyburg, d/b/a CKWebsites, for website design services for the Marine Resources Committee website in the amount of \$4,000.00. *[RM-WSU-07-0079]*

**AMENDMENT TO AGREEMENT WITH NORTHWEST CLEAN AIR AGENCY
(NWCAA)**

By unanimous motion, the Board approved the Amendment to Agreement with Northwest Clean Air Agency (NWCAA) for partial reimbursement of costs related to the air handling system at the WAIF facility, extending the effective date to December 31, 2007 with no change in contract amount. *[RM-FAC-06-0043]*

**CONTRACT COLLECTION AGREEMENT WITH WHIDBEY ISLAND BANK FOR
ON-SITE REPAIR FINANCIAL ASSISTANCE PROGRAM LOAN**

The Board, by unanimous motion, approved the Contract Collection Agreement with Whidbey Island Bank for an On-Site Repair Financial Assistance Program Loan (WA State Water Pollution Control Revolving Fund Loan 2006) between Island County Water Quality (Sellers) and Charles and Eiko Byers (Buyers).

**SOUTH WHIDBEY FAMILY RESOURCE CENTER USE AND OCCUPANCY
AGREEMENT WITH ISLAND COUNTY HEALTH DEPARTMENT**

By unanimous motion, the Board approved the South Whidbey Family Resource Center Use and Occupancy Agreement with the Island County Health Department. *[RM-GSA-07-0059]*

**RESOLUTION C-59-07/R-15-07 IN THE MATTER OF AMENDING CRP 02-04, WORK
ORDER NO. 176, CAMANO HILL ROAD WIDENING**

By unanimous motion, the Board approved Resolution C-59-07/R-15-07 in the Matter of Amending CRP 02-04, Work Order No. 176 for the Camano Hill Road widening project at Sections 1 and 2. *[Resolution on file with the Clerk of the Board]*

BID AWARD TO TRIMAXX CONSTRUCTION, INC.

For the Camano Hill Road Widening project, Phase 1 and 2, the Board by unanimous motion awarded the bid to Trimaxx Construction, Inc. in the amount of \$5,586,514.80, including all alternates.

**RURAL ARTERIAL PROGRAM PROJECT AGREEMENT WITH COUNTY ROAD
ADMINISTRATION BOARD (CRAB) – ARROWHEAD ROAD**

By unanimous motion the Board approved the Rural Arterial Program Project Agreement with the County Road Administration Board (CRAB) for Arrowhead Road – 2, Project No. 1507-02 in the amount of \$470,554.00. *[PW-0720-23]*

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**RURAL ARTERIAL PROGRAM PROJECT AGREEMENT WITH COUNTY ROAD
ADMINISTRATION BOARD (CRAB) – BOON ROAD**

By unanimous motion the Board approved the Rural Arterial Program Project Agreement with the County Road Administration Board (CRAB) for Boon Road - 1, Project No. 1507-01 in the amount of \$750,000.00 [PW-0720-24]

**RURAL ARTERIAL PROGRAM PROJECT AGREEMENT WITH COUNTY ROAD
ADMINISTRATION BOARD (CRAB) – FROSTAD ROAD**

By unanimous motion the Board approved the Rural Arterial Program Project Agreement with the County Road Administration Board (CRAB) for Frostad Road, Sections 1B & 2, Project No. 1501-02 in the amount of \$1,250,000.00. [PW-0720-25]

**RESOLUTION C-60-07/R-22-07 IN THE MATTER OF AMENDING ISLAND
COUNTY'S SIX-YEAR TRANSPORTATION IMPROVEMENT PROGRAM**

As presented by Bill Oakes, the reason for the amendment is to add additional federal monies from the Surface Transportation Fund for the Geodetic Control and Orthoimagery project. By unanimous motion the Board approved Resolution C-60-07/R-22-07 in the Matter of Amending Island County's Six-Year Transportation Improvement Program for years 2007-2012. [Resolution on file with the Clerk of the Board]

**RESOLUTION C-61-07/R-23-07 IN THE MATTER OF APPROVING SPECIFICATIONS
AND AUTHORIZING CALL FOR BIDS**

The Board, by unanimous motion, approved Resolution C-61-07/R-23-07 in the Matter of Approving Specifications and Authorizing Call for Bids for one or more new 2007 Backhoe Loaders.

[Resolution on file with the Clerk of the Board]

**RESOLUTION C-62-07/R-24-07 IN THE MATTER OF APPROVING SPECIFICATIONS
AND AUTHORIZING CALL FOR BIDS**

The Board, by unanimous motion, approved Resolution C-62-07/R-24-07 in the Matter of Approving Specifications and Authorizing Call for Bids for one or more new 2007 side discharge conveyors.

[Resolution on file with the Clerk of the Board]

BID AWARD TO WESTERN POWER & EQUIPMENT, INC.

For the purchase of two new 2007 Waldon Sweepers, the Board by unanimous motion awarded the bid to Western Power & Equipment, Inc.

ADOPT-A-ROAD RENEWAL AGREEMENT

The Adopt-A-Road Renewal Agreement with Fasotragrupac Det Whidbey Island (FASO), Ault Field Road from Goldie Road to Heller Road, was unanimously approved by motion of the Board.

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RESOLUTION C-63-07/R-25-07 IN THE MATTER OF INITIATING A COUNTY ROAD PROJECT

By unanimous motion the Board approved Resolution C-63-07/R-25-07 in the Matter of Initiating a County Road Project designated as CRP 07-04/WO 413 – 2007, hot mix asphalt overlays on Whidbey Island. *[Resolution on file with the Clerk of the Board]*

RESOLUTION C-64-07/R-26-07 IN THE MATTER OF INITIATING A COUNTY ROAD PROJECT

By unanimous motion the Board approved Resolution C-64-07/R-26-07 in the Matter of Initiating a County Road Project designated as CRP 07-03/WO 412 – 2007, hot mix asphalt overlays on Camano Island. *[Resolution on file with the Clerk of the Board]*

SUPPLEMENTAL AGREEMENT NO. 1 - AMBIA, INC.

By unanimous motion the Board approved Supplemental Agreement No. 1 with Ambia, Inc. The Supplemental Agreement is for a time extension only, changing the completion date to September 30, 2007.

AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT WITH SARAH SCHMIDT, D/B/A TERRAFILIA

The Board, by unanimous motion, approved Amendment No. 1 to the Professional Services Agreement with Sarah Schmidt, d/b/a Terrafilia, extending the completion date to September 30, 2007 with no request for additional funding or change to scope of contract. *[PW-0520322/RM-PLAN-07-0065] [GMA # 9349]*

**HEARING SCHEDULED – ORDINANCE C-56-07/PLG-014-07
IN THE MATTER OF REPEAL OF ICC 16.06.030(E) – TAX LOTS CREATED BY
RIGHT-OF-WAY SEPARATION**

As recommended by Jeff Tate, Assistant Director of Planning and Community Development, the Board by unanimous motion scheduled a Public Hearing for June 4, 2007 at 10:30 AM to consider Ordinance C-56-07 in the Matter of Repeal of ICC 16.06.030(E), Tax Lots Created by Right-of-Way Separation. *[GMA # 9348]*

EXECUTIVE SESSION ANNOUNCED

Chairman Shelton announced that the Board would meet in Executive Session at 11:00 a.m. under the provision of RCW 42.30.110(1)(i) to discuss with legal counsel potential/pending litigation. He estimated the session would last approximately 30 minutes and did not expect an announcement afterwards in open public session. The Executive Session was held in Room #218 of the County Administration Building, 1 N. E. 7th Street, Coupeville, Washington.

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There being no further business to come before the Board, the meeting adjourned at 11:30 a.m. on completion of the Executive Session. The next regular meeting of the Board will be on June 4, 2007 beginning at 9:30 a.m.

BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON

Mike Shelton, Chairman

Wm. L. McDowell, Member

John Dean, Member

ATTEST:

Elaine Marlow
Clerk of the Board