

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
APRIL 2, 2007 – REGULAR SESSION**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on April 2, 2007 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 John Dean, Member, were present. The meeting began with the Pledge of Allegiance. By unanimous motion, the Board approved the minutes from Special Session held on March 19, 2007.

VOUCHERS AND PAYMENT OF BILLS

By unanimous motion, the Board approved the payroll dated March 30, 2007, and the following vouchers/warrants payment: Voucher (War.) #257465-259507\$351,723.67.

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
Public Works	037/07	S.W. Tech I, I 2257.06	Replacement	6/1/07
Prosecutor	029/07	Asst. Office Mgr. 1807.00 Paralegal/Legal Asst. II	Amended Hire Date	4/6/07

PERMISSION TO SOLICIT COUNTY EMPLOYEES AND/OR AT COUNTY FACILITIES

Pursuant to Island County Personnel Policies Manual, 2.01.070, the Board by unanimous motion granted permission to allow solicitation of employees and within Courthouse facilities for donations/participation in the annual Box Lunch Time sponsored by Island County Readiness to Learn.

**AMENDMENT 3 TO GRANT AGREEMENT G0600066 WITH WASHINGTON STATE
DEPARTMENT OF ECOLOGY – MODIFYING SCOPE OF WORK FOR MARINE
RESOURCE COMMITTEE YEAR 6 ADMINISTRATION AND ACTION PROJECT**

The Board by unanimous motion approved Amendment 3 to Grant Agreement G0600066 with Washington State Department of Ecology modifying the scope of work for Marine Resource Committee Year 6 Administration and Action Project, with no change in the contract amount (RM-EXT-07-0045).

**AMENDMENT A TO INTERLOCAL AGREEMENT WITH WASHINGTON STATE
MILITARY DEPARTMENT #E07-024 - STATE ENHANCED 911 FY2007 WIRELESS AND
WIRELINE CONTRACT**

Amendment A to Interlocal Agreement with Washington State Military Department #E07-024 (RM-BOCC-07-0046) for State Enhanced 911 FY2007 Wireless and Wireline Contract, amendment amount \$97,198 bringing the new total to \$539,039 and extending contract expiration date to 9/30/07, was approved by unanimous motion of the Board .

**CONTRACT - POPEYE DESIGN TO PROVIDE GRAPHIC DESIGN SERVICES FOR
MARINE STEWARDSHIP SIGNAGE PROJECT**

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
APRIL 2, 2007 – REGULAR SESSION**

By unanimous motion, the Board approved a Contract with Popeye Design to provide graphic design services for Marine Stewardship Signage Project in an amount not to exceed \$4,000 (RM-EXT-07-0049).

HEALTH CONTRACTS APPROVED

The following Health contracts were approved by unanimous motion of the Board, as transmitted under cover memorandum dated March 28, 2007 from Tim L. McDonald, Health Services Director:

Amendment 3, Contract #HS-15-05 with Service Alternatives for Washington for Developmental Disabilities services, Amendment in the amount of \$620; Contract amount \$187,492 (RM-HLTH-99-0057)

Amendment 1, Contract #C14949 with Department of Health/Consolidated Contract providing funding for Assessment, Drinking Water Group B, On-Site Enhancement, and Immunization programs; Amendment amount \$98,200; Contract Amount: \$699,431 (RM-HLTH-06-0140)

**APPROVAL OF DESIGNATED MENTAL HEALTH PROFESSIONAL – LORI
YOUNGQUIST M.A.**

The Board by unanimous motion approved Lori Youngquist, M.A., as Designated Mental Health Professional, having met the appropriate RCW and WAC requirements as confirmed by Jackie Henderson, Human Services Director, Island County Health Department.

**APPROVAL OF 2006 AWARD OF CONSERVATIONS FUTURES PROGRAM FUNDS
FOR HOYPUS HILL PROPERTY**

Approximately 30 members of the public were present in the hearing room and via video conferencing with Camano Annex, in support of the Board's approval of \$752,000 from the 2006 Conservation Futures Funding cycle. Pat Powell, Executive Director, Whidbey-Camano Land Trust, requested the funding for the 53-acre Hoypus Hill addition to December Pass State Park, with County funds partially matched by State Park funds expected to be available in July. The property will probably close in August, and the owners have agreed to the price and terms.

Pat Brookes, Langley, representing "Ladies of the Beach" a group of ladies that walk around every beach on the Island, expressed appreciation for all the access points they are able to get to, and are very supportive of the effort to acquire the Hoypus Hill property.

Chairman Shelton commented that the Board long offered support for this project, dealing with this piece of property for a long time. He thanked Pat Powell and the Whidbey-Camano Land Trust for all their work towards this effort, as well as County staff, the acquisition will make a wonderful addition to the State Park and Deception Pass area.

The Board by unanimous motion approved funding Hoypus Hill in the amount of \$752,000 from 2006 Conservation Futures Fund program.

PUBLIC INPUT

Freeland Sub-Area Planning and Freeland Incorporation

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
APRIL 2, 2007 – REGULAR SESSION**

Lou Malzone, Freeland, asked questions associated with today's Planning & Community Development agenda items, the waiver from the County's competitive solicitation procurement procedures and approval of a contract with BHC Consultants, LLC. for planning services to assist in the completion of the Freeland Sub-Area Plan. He was interested in the criteria used to determine there would be no competitive bidding, how BHC came to the Planning Department's attention, and whether BHC Consultants had been used before for a particular project.

Chairman Shelton commented that the Planning Department received recommendations from various people about who could most efficiently and effectively complete the sub-area plan for Freeland. The work needs to be done as quickly as possible to designate Freeland a NMUGA (non-municipal urban growth area) so that does not become an issue in the incorporation process. With regard to boundaries proposed by the incorporation committee legal counsel apprised the Board there cannot be incorporation of a boundary outside of a NMUGA.

ADOPT-A-ROAD LITTER CONTROL PROGRAM AGREEMENTS

As presented and recommended for approval by Bill Oakes, Public Works Director, the Board by unanimous motion approved the following agreements:

Adopt-A-Road Litter Control Program Renewal with Camano Island Yacht Club for East Camano Drive from Cross Island Road to Camano Hill Road

Adopt-A – Road Litter Control Program Agreement with Maiers for Jacobs Road from State Route 20 to the end of Jacobs Road

Adopt-A-Road Litter Control Program Agreement with Patrol Squadron 46 – FCPOA for Zylstra Road from Fort Nugent Road to Hastie Lake Road.

REAL PROPERTY VOUCHER AGREEMENT: RONALD E. GRAVES AND JULIA HIGGINS-GRAVES – EAST HARBOR OUTFALL

Real Property Voucher Agreement with Ronald E. Graves and Julia Higgins-Graves, under Authorization for Property Acquisition per Real Property Acquisition & Right-of-Way Procedures (C-46-03/R-16-03) in the amount of \$57,500 for Agreement & Covenants, Permanent Drainage Easement and Temporary Construction Easement, was approved by unanimous motion of the Board as presented by Mr. Oakes.

PURCHASE ORDER #7589 APPROVED - EAST HARBOR ROAD OUTFALL PROJECT

By unanimous motion the Board approved and signed Purchase Order #7589 between Island County and Ferguson enterprises in the amount of \$11,676.32, for the purchase of stormwater materials to be used for the East Harbor Road Outfall Project.

HEARING HELD: FRANCHISE #144/PW-0620-109) - TR CAMANO, INC. - SEWER TRANSPORT SYSTEM

At 10:30 p.m., as scheduled, Chairman Shelton opened a public hearing continued from February 6, 2007 Special Session held on Camano Island, public input having been closed, for consideration of

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
APRIL 2, 2007 – REGULAR SESSION**

Franchise #144 (PW-0620-109) between Island County and TR Camano, Inc. for a sewer transport system to be located in North Camano Drive, Camano Island, Secs. 19/20, Twp 30N, R 3E.

Mr. Oakes remembered that the hearing continuation had been to allow completion of SEPA and the clearing and grading permit. He suggested the hearing be continued for thirty days, May 7, 2007, to allow review of information related to the SEPA determination and new information received Friday with regard to the clearing and grading permit.

Jeff Tate, Assistant Director, Planning & Community Development Department, commented with regard to the Department's evaluation of the SEPA environmental checklist submitted with the clearing and grading permit, timeframes for staff review and the letter to the applicant which not only made requests for additional information but also provided some information about the County's review. If all of the requested information is turned in, Mr. Tate believed thirty days was a reasonable time. The public comment period established on SEPA has come and gone, with about 10 to 12 public comments received on the proposal; the public comment period for that process will not be reopened.

By unanimous motion, the Board continued the public hearing on consideration of Franchise #144 to 10:15 a.m. Monday, May 7, 2007, at which time the Board will schedule a public hearing date and time to be held on Camano Island.

**WAIVER FROM COMPETITIVE SOLICITATION PROCUREMENT PROCEDURE AND
APPROVAL OF CONTRACT WITH BHC CONSULTANTS, LLC, FOR PLANNING
SERVICES FOR FREELAND SUB-AREA PLAN**

Phil Bakke, Planning & Community Development Director, presented with a recommendation of approval of a waiver from competitive solicitation procurement procedure under ICC 2.29.03(B)(12) and approval of a Contract with BHC Consultants, LLC for planning services to assist in the completion of the Freeland Sub-Area Plan, in the amount of \$50,000. As discussed previously during a recent Staff Session, Mr. Bakke briefly outlined a fairly substantial list of qualifications of BHC Consultants [complete Statement of Qualifications on file in the GMA Record #9236]. The request is also for the purpose of helping wrap up the NMUGA planning in Freeland, working with the Planning Commission and Board of County Commissioners, completing the EIS and weaving together all of the different efforts that have been on-going for the last few years. The major reason for the waiver is because of the tight timeframe involved, particularly in relation to the NMUGA.

By unanimous motion the Board waived from the County's competitive solicitation procurement procedure planning services to assist in the completion of the Freeland Sub-Area Plan, and approved an Agreement for Professional Services with BHC Consultants, LLC for the Freeland Sub-Area Plan completion not to exceed \$50,000 (RM-PLAN-07-0044) [GMA #9237]

**APPROVAL FOR DEARBORN & MOSS PLLC TO INITIATE CONTRACT WITH BHC
CONSULTANTS IN THE TO PREPARE SEPA CHECKLIST FOR ISLAND COUNTY
GMA CRITICAL AREAS UPDATE FOR WETLANDS**

Mr. Bakke recommended the Board approve a request for Dearborn & Moss PLLC to initiate a contract with BHC Consultants LLC in the amount of \$10,000 to assist County staff in preparing the environmental checklist that will accompany the GMA wetland critical area update

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
APRIL 2, 2007 – REGULAR SESSION**

ordinance. He noted that by having an outside consultant with this type experience allows an independent review.

The Board by unanimous motion approved the request for Dearborn & Moss PLLC to contract with BHC Consultants in an amount not to exceed \$10,000 to prepare the environmental checklist to accompany the GMA wetland critical area update ordinance. *[GMA #9238]*

There being no further business to come before the Board at this time, the meeting adjourned at 10:45 a.m. The Board of Island County Commissioners will meet in Special Session this evening beginning at 7:00 p.m. to conduct a Public Meeting on Proposed Freeland Incorporation in accordance with RCW 35.02.015. The next regular meeting of the Board will be on April 9, 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