

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
DECEMBER 15, 2008 – REGULAR SESSION**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on December 15, 2008 beginning at 10:00 a.m. in the Board of County Commissioners Hearing Room (Room # 102B), Annex Building, 1 N.E. 6th Street, Coupeville, Washington. John Dean, Chairman and Helen Price Johnson, Member were present. The meeting began with the Pledge of Allegiance.

MONTHLY FINANCIAL REPORTS

Auditor

Anne LaCour, Chief Deputy Auditor, submitted the Auditor’s written financial report for the period ending November 30, 2008. She reported that the percentage through November is 92% for current expense, 10% down overall, with expenditures at 91%, slightly below the budget average.

Treasurer

Ms. Riffe submitted the Treasurer’s written financial report for the period ending November 30, 2008 adding the following comments:

- *Community Development-Planning Update:* Permit revenues for 2008 to date are \$109,343; in 2007 they were \$168,707.99
- *Building Permits:* Average revenue for 2008 to date is \$81,489.33. In 2007, this figure was \$141,921.04
- *Maintenance:* Custodial service revenues for Oak Harbor, South Whidbey, and Camano Island were posted in the books in June 2008; anticipated balance due will be reflected in the December 2008 report
- *Comments:* Percentages reflect the general downward trend of the market economy. The LGIP investment interest rate fell in one week from 2.25% to the current 1.86%. Certificate of Deposit rates fell from 2.0%-3.5% two weeks ago to a range of 0.78% (short term) to 2.25% (1 year or more). These rates are changing on a daily basis due to the volatility of the economy.

CONSENT AGENDA

By unanimous motion the Board approved the Consent Agenda as follows:

ELECTRONIC FUND TRANSFERS, PAYROLL, VOUCHERS, PAYMENT OF BILLS

Vouchers (War) #s 301644-301874	\$437,361.45
Electronic Fund Transfers.....	\$188,558.75
Payroll dated	(R. Lindner back wage payment) 12/01/08 and related warrants issued 12/02/08

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PLANNING & COMMUNITY DEVELOPMENT

Public Hearing Scheduled – January 5, 2009 – 10:15 a.m.

Ordinance C-135-09 [PLG-001-09] In The Matter of an Ordinance Concerning Technical Amendments to the Island County Comprehensive Plan Future Land Use Plan Map and the Island County Zoning Atlas

PUBLIC HEALTH

Contract Collection Agreement with Whidbey Island Bank for On-Site Septic Repair Financial Assistance Loan (Gaines)

PUBLIC WORKS

County Roads

Public Hearing Scheduled – January 12, 2009 – 10:20 a.m.

Resolution C-136-08/R-52-08 – In the Matter of Petition of Island County Resolution R-52-08 for the Vacation of a Portion of Island County Right-of-Way known as Scenic Heights Road located in Section 22, Township 32N., Range 1 East, W.M.; date and time: January 12, 2009 at 10:20 am at the Commissioners Hearing Room; 1 NE Sixth Street, Coupeville, Washington.

Retaining Wall & Slope Easement with John M. & Paris L. Anglin; Frostad Road Improvements; CRP 96-06B, Work Order No. 209; Lot 9, Block, Division No. 9, Plat of Dugualla Bay Heights; Sec. 17, Twp 33N, R 2E. (PW-0820-121)

Temporary Construction Easement with James A. & Sandra A. Maloney; Frostad Road Improvements; CRP 96-06B, Work Order No. 209; Parcel 307-2030, Sec. 187, Twp. 33N, R 2E. (PW-0820-131)

Quit Claim Deed with Washington State Department of Transportation Turnback Agreement No. TB 1-00183; SR 20, Troxell Road vicinity to Deception Pass vicinity. (PW-0820-144)

Drainage

Agreement with Regidor & Llanela Mangulabnan, Husband and Wife; Lot 9, Block 1, Division No. 5; Holmes Harbor Golf & Yacht Club, Sec. 3, Twp 29N, R 2E. (PW-0820-133)

SHERIFF

Purchase Order No. 8360 Air Science/Filtco. Purchase of a Fuming Chamber and Drying Cabinet; \$7575.74 (RM-SHER-08-0271)

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REGULAR AGENDA

Commissioners

**SELECTION OF NEW BOARD OF COUNTY COMMISSIONERS
CHAIRMAN FOR 2009**

With regard to the selection of next year's Chairman of Board of County Commissioners (RCW 36.32.100), the Board by unanimous motion appointed John Dean as Chairman of the Board for 2009.

Human Resources

**MEMORANDUM OF UNDERSTANDING – WASHINGTON STATE COUNCIL OF
COUNTY AND CITY EMPLOYEES LOCAL 1845**

By unanimous motion the Board approved Memorandum of Understanding with Washington State Council of County and City Employees Local 1845 regarding reduction in force, conditioned upon signature by all parties and correction of typographical errors that will not change the intent or meaning of the agreement.

**RESOLUTION C-137-08 ESTABLISHING A SEVERANCE PACKAGE FOR NON-
REPRESENTED EMPLOYEES BEING LAID OFF**

Mr. Larson said the resolution will allow non-represented employees the same benefit or right to options as represented employees. Those options being:

- Non-represented employees would elect to remain on staff until February 28, 2009, the effective date of lay-off, receiving all wages and benefits while working; or
- Provide notice to the County by December 24 concerning an election to take two months of severance and no benefits, other than those benefits already accrued to the day of departure, December 31, 2008.

By unanimous motion the Board approved Resolution C-137-08 Establishing a Severance Package for Non-Represented Employees Being Laid Off.

Planning and Community Development

**INTERLOCAL COOPERATIVE AGREEMENT WITH TOWN OF COUPEVILLE FOR
STORMWATER QUALITY MONITORING SERVICES TO BE PROVIDED BY
ISLAND COUNTY**

Under the Interlocal Agreement the Island County Planning and Community Development Department will perform water quality monitoring services for the Town. Mr. Tate said the contract term is to September 30, 2009 with a budget amount of \$22,500 broken into four tasks:

- Administrative for managing the workload;
- Conduct water quality monitoring for fecal coli form, metals, turbidity, etc.;

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- Tasks associated with monitoring data and looking for non-point pollution sources, if those are revealed as a result of the data collection; and
- Prepare a quality assurance plan

Mr. Tate recommends approval.

Commissioner Price Johnson moved approval of the Interlocal Cooperative Agreement with Town of Coupeville. She asked how the contract will impact County staffing with stormwater management and how that impact would reconcile with challenges the County faces in the coming year. She also wondered if the Beachwatchers could play a role in the project.

Mr. Tate said the contract is helpful because it is another revenue source. The County's water quality monitoring responsibilities are not every day; collection of data is on a rotation basis with sites visited once or twice a month. Concerning Beachwatchers, the Town has a broader program in mind and is seeking services and help in the form of volunteers and professionally paid staff.

Chairman Dean seconded the motion to approve the Interlocal Cooperative Agreement with Town of Coupeville for Stormwater Quality Monitoring Services to be Provided by Island County, contract amount \$22,500 (*RM-PLAN-0216*), unanimously carried.

**FINAL APPROVAL FOR PLA 349/06 POSSESSION POINT HOMEOWNERS
ASSOCIATION**

Ginger Burgess, Planning and Community Development, explained that PLA 349/06 for Possession Point Homeowners Association, Assessors Parcel Nos. R32814-400-4860, R32814-504-4440, S7768-02-0000A-0, is to extend an existing easement in a community tract in a Planned Residential Development (PRD) to an outside lot. In exchange that lot will become a part of the homeowners association and be subject to its CC&Rs. Ms. Burgess said she received preliminary approval from the Hearing Examiner in February of 2007, departments have conducted review, and staff is recommending approval.

By unanimous motion the Board approved final approval of PLA 349/06 Possession Point Homeowners Association.

Sheriff

**PURCHASE ORDER NO. 8361 WITH LEXIPOL, LLC FOR DEVELOPMENT
SERVICES AND MONTHLY TRAINING BULLETINS**

Sheriff Brown said that Lexipol is an outstanding system the Department requested, and the Board approved, to update policy procedure manuals at a level that is able to withstand lawsuits. The company is based out of California and the initial cost, one-time fee, is \$6,950, with an annual fee of \$2,700 for daily training bulletins. GSA and the Risk Pool have agreed to offset some of the cost. The Sheriff believes this to be a huge step forward in advancement of accreditation of the agency.

Sheriff Brown spoke personally with the CEO of Lexipol concerning the contract language written specific to California law and therefore, the County's Prosecutor cannot approve the agreement as to form. The Lexipol CEO assured Sheriff Brown that other agencies in

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Washington are on board with the contract and the language is common practice. The company wants to keep fees at a minimum to its users so does not want to enter into contract law with different states.

Undersheriff Mauck said the reason Lexipol is extremely important to the Department is because a policy manual, in a legal environment such as they work in, is extremely difficult to continually maintain. Hundreds of agencies in California, Idaho, and now Washington State are all using the service provided by Lexipol. The Washington State Association of Sheriffs and Police Chiefs and County and City Risk Pools all endorse the product. The service will help to reduce liability, will keep employees trained and up-to-date in policies by virtue of the daily training bulletins, and will count toward the 24-hour requirement of training that employees must have to remain certified.

By unanimous motion the Board approved Purchase Order No. 8361 with Lexipol, LLC for Development Services and Monthly Training Bulletins, contract amount \$9,650 (*RM-SHER-08-0272*).

There being no further business to come before the Board the meeting adjourned at 10:40 a.m. The Board will meet next in Regular Session at 11:00 a.m. on December 22, 2008 for Roundtable followed by agenda items at 2:00 p.m.

BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON

John Dean, Chairman

[Wm. L. McDowell, Member: Excused]

Helen Price Johnson, Member

ATTEST:

Elaine Marlow, Clerk of the Board