

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
JUNE 23, 2008 – REGULAR SESSION**

The Board of Island County Commissioners convened in Regular Session at 11:00 a.m. on June 23, 2008 for a Roundtable with Elected Officials and Appointed Department Heads, held in the Board of County Commissioners Hearing Room, Annex Building, 1 NE 6th Street, Coupeville, Washington. Other topics for the Regular Session as shown on the agenda followed at 2:00 p.m. John Dean, Chairman, Phillip Bakke, Member, and William L. McDowell, Member, were present.

**ROUNDTABLE WITH ISLAND COUNTY
ELECTED OFFICIALS AND APPOINTED DEPARTMENT HEADS**

Elected Officials and Appointed Department Heads Attending:

Phil Bakke	Sharon Franzen – <i>Absent</i>	Mac McDowell
Greg Banks	Jackie Henderson – <i>Absent</i>	Don Meehan – <i>Absent</i>
Robert Bishop – <i>Absent</i>	Keith Higman	Mike Merringer Honorable Vickie Churchill
Mark Brown	Betty Kemp	Bill Oakes
Cathy Caryl	Larry Larson	Linda Riffe
Sheilah Crider	Elaine Marlow	Dan Sherk – <i>Absent</i>
John Dean	Dave Mattens	Jeff Tate

Others in Attendance:

Eileen King, Auditor's Office

Presentations

*Timesheet Accuracy and Hourly Pay Reporting – Sheilah Crider and Eileen King
Hand-out: Leave and Timesheet Issues*

Ms. Crider mentioned that the Auditor's office has had some difficulty in meeting timelines and working with inaccuracies concerning leave and timesheets. Eileen King, therefore, prepared and distributed written "suggestions" in an effort to help alleviate the problem. Ms. Crider turned the presentation concerning same over to Ms. King who detailed the suggestions and guidelines for the assembly as follows:

- Make sure employees are aware of annual, sick, and additional annual leave sections of contracts or Personnel Policies and Procedures Manual;
- Specific contact in departments so employees know who to call when requesting leave;
- Employees are required to sign all timesheets and leave requests/an immediate supervisor should sign off on both;
- Leave slips required for all absences;
- FLSA exempt employees should fill out leave requests so a record is in place for any absence/leave slip also required for any absence less than 8 hours;
- Discourage negative balances/written notification;
- Supervisors need to have access to leave reports in order to properly approve leave slips;
- Attach leave slips to original timesheet for auditing purposes;
- Leave taken is to be checked against leave balances to ensure there is sufficient available leave;

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- Certify leave taken by signing certification to Timecard Audit report;
- Leave Without Pay is allowed by Department Heads up to one week for employees, any additional requires Board approval. Important to report same to Auditor's office since could have an impact on employee's benefits; and
- Important to adhere to deadlines for timesheets.

Follow-up: Ms. King will provide electronic copy of hand-out.

Frequently Asked Questions – Mike Merringer

Mr. Merringer reminded everyone that the initial purpose of the *Frequently Asked Questions* was to develop a useful tool the public could use in contacting departments, eliminating the need for repeated transfers. The electronic version provides additional pop-up information as the cursor touches on a cell. Short of a few edits the group agreed Mr. Merringer may move forward with Central Services to have it placed on the website; adjustments can be made when necessary.

Customer Service Initiative – Chairman Dean and Larry Larson

In light of customer service training scheduled for July 31, Chairman Dean believed it a good opportunity for all of Island County to consider its customer service policies and practices and interaction with one another while at work. Toward that end Chairman Dean and Mr. Larson created a survey that all elected officials and department heads would be comfortable using. The purpose of the questionnaire is not to make accusations or make people feel bad it is merely to provide constructive feedback; the Commissioners plan to participate as well. If front line staff is expected to be customer service oriented then the same must also exude from elected officials and department heads as a team in total. He encouraged everyone to take the customer service training seriously by having those who could improve in customer service attend the July 31 training then think in terms of how everyone could better work with one another. Positive feedback was suggested as well.

Mr. Larson said to provide him with any feedback on the survey and he will put those into a more formalized document that can be worked with.

The idea was well received.

Roundtable Discussion

Assessor

- Fully staffed at last;
- Segregations backlog continues to decline, at 50% of where the office was a year ago, will break 300 mark probably by month's end. Was at all time high of 660 backlog of segregations so huge progress being made;
- Change of Value Notices will be mailed Wednesday. Staff exceeded expectations by meeting the June 30 deadline ahead of schedule, by June 25 instead, along with increase in quality control;
- Was able to obtain statistics (used to measure performance) from Central Services and those statistics have been invaluable this year in terms of increase in quality control and uniformity;

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- New hardware expected in the office to replace very old outdated notebooks.

Auditor

- Nearing time of August primary so very busy;
- Final ballot is in last proofing and finalizing stage. Doing everything possible to ensure that the County's ballot is not the one that is contested; the Auditor encourages involvement and feedback from those with questions or concerns.

Budget Director

SunGard is on-site installing the new accounting/HR system. The go-live date for the accounting side is December 1 and then will immediately begin HR and payroll. End result for managers will be better information, easily accessible. Concerning budget:

- Call will go out July 14;
- Worksheets due August 13;
- Budget workshops will begin September 8;
- Process as in previous years by completing worksheets, budget director will fill in salaries, wages, benefits;
- M&O numbers will be to keep programs at current level, plus any unavoidable increases;
- Provide separate memo for supplemental requests;
- For departments funded by current expense, if need new office equipment provide separate memo; and
- Provide department narratives as that information is invaluable.

Central Services

Moss-Adams will give its technology report at staff July 9.

Commissioners

There is a group endeavoring to form a Public Utility District and is working toward having the issue placed on the November ballot. A meeting notification was sent out that appeared on its face to imply that the Board was in favor of the effort. The Board has no position other than to be supportive of the issue being placed on the ballot.

Health

- Department will be going live on July 1 with a new on-site sewage system database. There was a change in state law in 2005 requiring Health to manage all records of people who operate septic systems in the community. Significant amount of outside money was spent for the project, grant funds. Scanned images of over 20,000 on-site sewage system records will be accessible through the intra-net for staff who have interest. Hope to have that information available to the public first through terminals assigned in County offices and eventually through the internet. Will be operating two databases simultaneously to make sure new one is operable before one is given up.
- Still searching for an Environmental Health Director, will likely re-advertise.

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Human Resources

- Concerning perception of impropriety versus perception of violating ethics and conduct codes it was suggested to review with staff that there is not just the risk of violating the code but also the perception of such;
- FMLA added section called “FMLA Military Leave” for injured service members; refer any questions to Human Resources;
- New laws expected concerning exigency leave in getting ready to go or return from deployment;
- More days off for Washington Military Leave, contact Human Resources should the subject arise;
- New Washington Leave for Victims of Domestic Violence which covers a number of different situations; again, contact Human Resources should the subject arise;
- In process of revising and writing policies and procedures.

Prosecuting Attorney

- Discussion about the *Andress* case, a Supreme Court decision that undid murder convictions throughout the state. As an update the ripples and echoes of the case remain;
- The Supreme Court recently came out with two new decisions and it remains to be seen how those decisions will affect *Miley* and *Alexander* locally; at a glance one is good for the *Miley* conviction (manslaughter) but the other not so good for *Alexander* (1987 homicide, re-tried in 2005);
- New decision from 9th Circuit saying if County e-mail policy covers e-mail and internet usage but does not specifically apply to text messaging, which may go through a phone system, the County has some liability if it looks at employees’ text messaging usage for content. May want to update policy to include text messaging;
- Thanks to Ms. Caryl and Central Services for speeding up the internet connection, a huge improvement in the Law and Justice building;
- Took a trial to Colorado because the witness was unable to travel due to a health condition. The defendant, with help from the Sheriff’s Department, also attended;
- Creating a project plan to install a new case management system;
- Elected to President of Washington Association of Prosecuting Attorneys for 2009.

Planning

- Later in the week a county-wide flyer will be sent to all property owners advising that July 1 is the date for implementation of the wetlands ordinance, a continuation of the Department’s efforts to keep people involved in the process;
- An e-mail forthcoming to elected officials and department heads advising of Joint Staff Department training, subjects, and dates for anyone interested in attending. Advance notice of those attending would be appreciated.

Public Works

Washington State Ferry instituted reservation system for the Keystone/Port Townsend run on the smaller boat. It was suggested for reservations that it is much easier to use the internet than any other form of trying to contact the ferry, and plan ahead for the run. State has recognized there is

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a communication problem. One-half of the boat is reserved 24 hours in advance, the remaining one-half reserved the day of the run.

Sheriff

Hand-out: 4th of July – What is and is not legal

- The Department will be pro-active during the holiday;
- Due to recent training the jail fire that occurred was handled well;
- Appointed to represent the Chiefs and Sheriffs on the Sex Offender Policy Board. An involved process but budget neutral, everything is paid for by the State. Will be in the forefront of sex offender management, sex offender research, a hugely complex issue facing the State in lieu of trying to incorporate the Adam Walsh law. There are 13 members who will work in the same way as the Sentencing Guideline Commission, reporting to the Governor.

Superior Court/Juvenile Court

- Available in Oak Harbor is a Volunteer Lawyer's Program, may possibly help with foreclosure scam;
- About \$35,000 of support money from state funding for the program, which includes the Court Facilitator program, may be transferred over to a regional Volunteer Lawyer Program in Skagit County;
- Volunteer Lawyer Program received a grant for video-conferencing so possibly that could be meshed with the County's video-conferencing in Superior Court to bring services to people who cannot travel or do not have transportation means to court;
- New court calendar will go into effect July 1 which will change a number of things; most notably, an every week drug court schedule versus every other week. Also created a Monday calendar for Family Treatment Court. Both in response to money received from the Mental Health Initiative. Three positions available: Drug Court Coordinator, part-time Court Commissioner, and on-call Bailiff.

Treasurer

Chief Deputy retired at end of May after being out for three months on FMLA. Anamaria Nunez promoted to that position. New accountant, Tony Lam, hired to take her place and he is doing very well. Attended annual Treasurer's conference where there was discussion with the Assistant Attorney General who spoke about public disclosure and how it relates to scam artists who have taken advantage of the vulnerable people in society, those in foreclosure, specifically seniors. The scam artists are asking Treasurers for information and title reports through Public Records Requests; title reports contain a lot of personal information and it is being used for commercial purposes. As a result of numerous complaints received there is a new law, in effect this month, protecting such victims.

Roundtable adjourned at 12:07 p.m. The next Roundtable is scheduled for July 28, 2008 at 11:00 a.m.

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The Board of Island County Commissioners met in Regular Session on June 23, 2008 beginning at 2:00 p.m. in the Board of County Commissioners Hearing Room (Room # 102B), Annex Building, 1 N.E. 6th Street, Coupeville, Washington. John Dean, Chairman, Phillip Bakke, Member, and William L. McDowell, Member were present. The meeting began with the Pledge of Allegiance.

CONSENT AGENDA

By unanimous motion the Board approved the Consent Agenda as follows with the exception of item 20, *Amendment No. 1 to Contract with Island Recycling*, pulled from the agenda:

ELECTRONIC FUND TRANSFERS, VOUCHERS, PAYMENT OF BILLS

Vouchers (War) #s 290144-290388.....	\$820,750.03
Electronic Fund Transfers.....	\$ 9,918.68

MINUTES OF PREVIOUS MEETINGS

Regular Sessions June 2 and 9, 2008

STAFF SESSION AGENDA FOR JULY

Special Session	July 9, 2008
Regular Session	July 16, 2008

APPOINTMENTS TO VARIOUS BOARDS AND COMMITTEES

Island County Law & Justice Council

Appointment of Elaine Richards to the Island County Law & Justice Council, representing Commissioner District Number Three, for a two year term to expire on June 28, 2010.

CENTRAL SERVICES

Purchase Order No. 7660 to First Choice Business Machines for one (1) Savin full color copier, printer, scanner for the Sheriff's Department. Amount: \$10,795.56 (RM-CS-08-075)

COMMISSIONERS

Contract with Stanwood Area Historical Society for Preservation of Cama Beach Photographs and Artifacts. Amount: \$2,500 (RM-BOCC-08-106)

EXTENSION SERVICES

Contract with Kris Wiltse, dba Popeye Design for Marine Resource Committee's Marine Interpretive Signage Project. Amount: Maximum \$9,000. (RM-WSU-08-097)

Amendment No. 2 to contract with Dan Pederson to support communication projects with Marine Resources Committee and WSU Beach Watchers programs. Amendment Amount: \$1,000 (RM-EXT-06-0128)

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Contract Renewal with Rex Porter dba Porter Group LLC for Marine Resources Executive Director services. Amount: \$27,725 (RM-EXT-08-104)

HOUSING

Approval of Housing Authority of Island County's Intent to Apply for supplemental funding for WA State CTED Housing Assistance Unit THOR (Transitional Housing and Operating Rent) program expansion.

HUMAN RESOURCES

Personnel Action Authorizations

<u>Department</u>	<u>PAA #</u>	<u>Description</u>	<u>Position #</u>	<u>Action</u>	<u>Eff. Date</u>
Superior Court	103/08	Bailiff, On Call	2005.03	New Position	06/23/08
	112/08	Court Comm. .1fte	2007.02	New Position	06/23/08
Coroner	104/08	Death Investigator	801.00	Replacement Position	06/23/08
Juvenile Court Services	105/08	Drug Court Coord.	1409.00	New Position	06/23/08
Prosecuting Attorney	106/08	Paralegal/Legal Secty. I	1813.01	Personnel Action Increase Hours	07/01/08
	111/08	Prosecuting Attorney	1800.00	Increase in Salary (per SSB 6297)	07/01/08
Sheriff	107/08	Corrections Officer Provisional Hire	4015.12	Replacement Position	06/23/08
Public Works	108/08	Laborer, Coupeville	2245.01	Replacement Position	06/23/08
	109/08	S.W. Attend. .2fte	2248.18	Replacement Position	06/23/08
Central Services	110/08	Senior Micro Computer Tech	709.00	Replacement Position	07/16/08

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PLANNING & COMMUNITY DEVELOPMENT

Approval of Capacity Funding Award Contracts:

Contract with Whidbey Camano Land Trust for Barnum Point/Triangle Cove Protection Project – \$4,675.00.

Contract with Whidbey Camano Land Trust for Kristofferson Creek Protection Project – 4,675.00.

Contract with Whidbey Camano Land Trust for Cultus Bay Protection Project – \$4,675.00.

Contract with Skagit River System Cooperative for Crescent Harbor Restoration: Analysis of freshwater inputs into Crescent Harbor – \$4,525.00.

Contract with Whidbey Watershed Stewards for Quade Creek Fish Passage Project – \$4,675.00.

Purchase Order No. 8141 to Bob's Water and Septic for construction of a "demonstration park" for the Homeowner Septic Training (HOST) program. Amount: \$4,498.60 (including sales tax).

PUBLIC HEALTH

Contract with WA State DSHS for Early Family Support Services. Provides home visits to Child Protective Services referral families with a goal to reduce the risk of abuse or neglect of children in the home. Contract No. 0863-42638; Contract Amount: \$10,374 (RM-HLTH-07-0140)

Amendment No. 1 to Contract with WA State DSHS for WorkFirst. Assist DSHS in evaluation of children with medical, developmental or behavioral problems to determine parent's level of ability to take part in WorkFirst activities. Contract No. 0763-19528; Contract Amount: Fee for Service; Amendment Amount: \$ -0- (RM-HLTH-02-0062)

PUBLIC WORKS

County Roads

Resolution C-72-08/R-30-08 In the Matter of Approving Plans & Specifications and Authorizing Call for Bids for Rhododendron Trail Construction; PWP 05-01; Work Order No. 372. (Resolution on file with the Clerk of the Board)

Solid Waste

Pulled from the agenda-not considered: Amendment No. 1 with Island Recycling, Contract extension.

LIQUOR LICENSE APPLICATIONS

Application for Special Occasion Liquor License No. 091224 by the Camano Island Yacht Club for a special occasion to be held July 19, 2008 from 5:30 p.m. to 9:00 p.m. at the Camano Island Yacht Club, 129 N. Sunset Dr., Camano Island, WA.

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Letter Request for 20-day Extension for Approval of Change of Location Application No. 402438-6E by Bruce Martin Eisert, Tradename: California Fine Wines, 6224 Brighton Beach Rd., Clinton, WA.

Letter Request for 20-day Extension for Special Occasion Liquor License No. 090590 by Coupeville Arts Center for an event to be held on September 6, 2008 at Crockett Barn, 1056 Crockett Farm Rd., Coupeville, WA.

REGULAR AGENDA

PUBLIC WORKS

DRAINAGE - BID AWARD – SARATOGA ROAD 30-INCH PIPE RAMMING; WORK ORDER NO. 431

Bill Oakes, Public Works Director, said Public Works went out for a Small Works Roster quote based on the project being less than \$200,000; low bidder is Trenchless Construction of Arlington, Washington with low bid amount of \$165,599. Staff is recommending award to Trenchless Construction.

By unanimous motion the Board approved Bid Award to Trenchless Construction for the Saratoga Road pipe ramming project, Work Order No. 431, in the amount of \$165,599.

PLANNING & COMMUNITY DEVELOPMENT

RESOLUTION C-73-08 IN THE MATTER OF WASHINGTON WILDLIFE AND RECREATION PROGRAM AUTHORIZING RESOLUTION (NELSON PROPERTY)

Jeff Tate, Director of Planning and Community Development requested signature of Resolution C-73-08. The resolution would authorize the Department to apply for a grant through the Washington Wildlife and Recreation Program, on behalf of the Nature Conservancy, to acquire the Nelson tideland property on Camano. This is one of the funding sources that only a governmental entity may apply for; Nature Conservancy approached the Nelsons and they worked out the arrangements for what the terms would be. The County is a conduit and nothing more.

By unanimous motion the Board approved Resolution C-73-08 In the Matter of Washington Wildlife and Recreation Program Authorizing Resolution for the Nelson tideland property on Camano.

RESOLUTION C- 74 -08: IN THE MATTER OF WASHINGTON WILDLIFE AND RECREATION PROGRAM AUTHORIZING RESOLUTION (HENRY HOLLOW PROPERTY)

Mr. Tate then presented a similar request to authorize the Department to apply for a grant to the Washington State Recreation and Conservation Office using the Aquatic Lands Enhancement Account (ALEA) grant funds to acquire property on the west side of Camano. The property is referred to as the Henry Hollow property and is the piece on West Camano currently available for purchase according to the property owner. The Department is seeking grant funds to help with the

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acquisition of that property and is one funding source the Department would like to pursue in order to acquire the property.

The Board by unanimous motion approved Resolution C-74-08 In the Matter of Washington Wildlife and Recreation Program Authorizing Resolution to acquire the Henry Hollow Property.

**PURCHASE ORDER NO. 8141 TO BOB’S WATER AND SEPTIC FOR
CONSTRUCTION OF “DEMONSTRATION PARK”**

Mr. Tate requested approval of Purchase Order No. 8141 in the amount of \$4,498.60 to Bob’s Water and Septic for construction of a “demonstration park” for the Homeowners’ Septic Training Program. Money used to acquire the materials is grant funded, secured by Island County Health, a portion of which is contracted through Planning and Community Development. Bob’s would construct an outdoor above-ground septic system so property owners can come to the site for viewing at the Patmore location.

By unanimous motion the Board approved Purchase Order No. 8141 in the amount of \$4,498.60 to Bob’s Water and Septic for construction of a “demonstration park” for the Homeowner’s Septic Training Program.

PUBLIC HEARINGS

**HEARING HELD: RESOLUTION C-59-08 (PLG-008-08) IN THE MATTER OF
AMENDING THE PLANNING AND COMMUNITY DEVELOPMENT LAND USE
PERMIT FEE SCHEDULE AS IT RELATES TO CRITICAL AREAS.**

At 2:19 p.m. Chairman Dean opened a public hearing concerning Resolution C-59-08 (PLG-008-08) In the Matter of Amending the Planning and Community Development Land Use Permit Fee Schedule as it Relates to Critical Areas.

Mr. Tate said the resolution is in reference to fees for implementation of the wetlands ordinance. After the Board adopted the County’s new wetlands ordinance in March 2008, staff began reviewing the different types of permit applications and different services that would be provided. The result of that review is a revised permit schedule only as it concerns wetlands and critical area review. Exhibit A of the resolution outlines the permit fee schedule.

Different fees are grouped under similar types of determinations. One notable item in the fee schedule is the new service of conducting preliminary critical area determinations wherein staff will be on-site before there is an application and make written determinations as to what is present and what the regulations are. Offered will be an expedited service, routine service, and renewals. An attempt was made to match up the other fees as closely as possible so they would be relatively similar to the fees for other types of services and permit applications that staff processes as well. Staff is recommending approval.

Chairman Dean opened the floor to public comment and there being none, public comment was closed.

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By unanimous motion the Board approved Resolution C-59-08 (PLG-008-08) In the Matter of Amending the Planning and Community Development Land Use Permit Fee Schedule as it Relates to Critical Areas. (*GMA No. 5958*)

**HEARING HELD: ORDINANCE C-63-08 (PLG-009-08) IN THE MATTER OF
ADOPTING TECHNICAL CORRECTIONS TO THE WETLANDS ORDINANCE
ADOPTED UNDER C-02-08**

At 2:21 p.m. the Chairman opened another public hearing to consider Ordinance C-63-08 (PLG-009-08) In the Matter of Adopting Technical Corrections to the Wetlands Ordinance Adopted Under C-02-08.

Mr. Tate began by describing the series of actions that occurred resulting in the technical corrections.

The Board adopted the wetlands ordinance, consisting of the main body and seven amendments amending the Planning Commission's recommendation, on March 17, 2008. Following adoption Planning spoke with the Prosecutor's office about what it could do to achieve a consolidated ordinance that includes all seven amendments in one document.

On June 2 staff approached the Board and asked that a public hearing be scheduled for a series of technical corrections to the ordinance; nothing included of a substantive nature. Mr. Tate continued to say that when he approached the Board on June 2 he indicated at that time that the amendments inserted into the ordinance were still being reviewed by the Prosecutor's office. While the Board scheduled the public hearing at that time for June 23, it was acknowledged that the Prosecutor's office needed to still sign off on the ordinance.

On June 9 staff returned to the Board and presented the version that contained Mr. Jamieson's signature of approval as to form. The changes are indicated in Exhibit C only which focuses on 17.02A, the critical areas ordinance; none of the other exhibits are changing. In addition, staff presented one technical correction related to land use intensity, not part of the original seven amendments.

Mr. Tate then walked through the different pages that indicated change. He reminded the Board that it already adopted on March 17 the language reflected in the consolidated ordinance and at this time the Board is merely incorporating the language and re-affirming its earlier action.

Exhibit C

- Page C-18, No. 10 incorporates Amendment No. 5.
- Page C-24, section F *Agricultural Activities*, incorporates Amendment No. 6.
- Page C-26. Sections B *Operations and Maintenance Activities* and C *Site Investigation Work* incorporate Amendment No. 3.
- Page C-35 and C-36 incorporate Amendment No. 4, changes to *intensity determinations*.
- Page C-46 incorporates Amendments 1 and 2, *mitigation banks and effective date*.

Exhibit J

- Page J-12 to J-15 incorporates Amendment No. 7. With the exception of finding 26

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which is an additional finding that describes the technical corrections being considered by the Board, all the language is the same as that approved by the Board on March 17.

To a concern voiced by Commissioner McDowell, Mr. Tate said that the Prosecutor's office advised staff that the Board should take a consolidated action in the form of the proposed ordinance; such action does not open the appeal period except as it concerns a couple of technical corrections discovered by staff when reviewing the ordinance:

- Page C-35, 2.a) as noted by double underline and double strike-through: in the prior version 1.b) and 2.a) read the same for non-residential uses. Staff was asked to review the parcel gradients and spread that out when working with cleared and impervious surface areas. The parcel gradients matched the study that was done for cleared area in 2005 or 2006, part of the appendix to the initial public draft version provided of the critical areas ordinance. Parcel gradients in the study matched exactly so it was easy to take the data in that survey and bring it over and justify the cleared area percentages and impervious surface percentages because there was data broken out in those parcel breaks.
- Page C-36, 3.a)(ii) eliminates word "exceeds" because as noted by the chart it should have been less than; in order to qualify for low intensity the cleared area should be less than those percentages, not greater.

Creating the record for the Growth Board as it concerned the wetlands appeal, and following a telephonic pre-hearing conference with the Growth Board, additional necessary corrections came to light as reflected in Exhibits C and J:

Exhibit C

At the bottom of page C-9 there was mention at the pre-hearing conference with the Growth Board, WEAN, CARE, Mr. Dearborn, Mr. Mitchell, and Mr. Tate of an error and everyone present was in agreement and hopeful the error was caught in time and could be corrected at today's public hearing.

17.02A.020 Designated Critical Areas – Highly Erodible Soils

....

For sloped Lots, Wetland Buffers may be increased by the Planning Director as provided in ICC 17.02A.090.G when Highly Erodible Soils are ~~not~~ found to be present in the sloped area between the Development Proposal and the Wetland.

The Board is requested to strike the word "not" to correct the error, a technical change, not materially changing law. Mr. Tate said it only applies within a wetland buffer itself so there must be a wetland present. It would be uphill of a wetland where erodible soils exist between the development proposal and the wetland.

Commissioner McDowell suggested an additional technical change as underlined to clarify "uphill" of a wetland:

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For sloped Lots, when the development proposal is uphill of the wetland, Wetland Buffers may be increased by the Planning Director as provided in ICC 17.02A.090.G when Highly Erodible Soils are ~~not~~ found to be present in the sloped area between the Development Proposal and the Wetland.

For clarification Commissioner Bakke moved to add “when the development proposal is uphill of the wetland,” seconded by Commissioner McDowell, unanimously carried.

Exhibit J

The series of technical corrections to reference the correct document number in the GMA record are noted by double strike-through and double underline. Those do not materially change anything in the ordinance.

The Chairman opened the public comment portion of the hearing and there being none, public comment was closed.

Commissioner McDowell moved to adopt Ordinance C-63-08 (PLG-009-08) In the Matter of Adopting Technical Corrections to the Wetlands Ordinance Adopted Under C-02-08 with the noted corrections as discussed, seconded by Commissioner Bakke, unanimously carried. (*GMA No. 5957*)

COMMISSIONERS COMMENTS AND ANNOUNCEMENTS

Chairman Dean announced that the Board would meet with the Council of Governments on Wednesday, June 25 at 9:00 a.m. in the Commissioners hearing room.

There being no further business to come before the Board the meeting adjourned at 2:45 p.m. The Board will meet next in Regular Session on July 7, 2008 beginning at 10:00 a.m.

BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON

John Dean, Chairman

Phillip Bakke, Member

Wm. L. McDowell, Member

ATTEST:

Elaine Marlow, Clerk of the Board