

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
DECEMBER 20 AND 22, 2010 – REGULAR SESSION**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on December 20, 2010 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. Helen Price Johnson, Chair, Angie Homola, Member, and John Dean, Member were present. The meeting began with the Pledge of Allegiance.

PUBLIC INPUT OR COMMENTS (Recording Part 1 @ :40)

Marianne Edain believes the Board should consider a policy that no non-emergency services from the County be available to those who do not pay their taxes.

Joe Waldrup, President of the Whidbey Island Water Systems Association, urged the Board to consider adding a new program to the Clean Water Utility that would set up disaster planning for potable water in the event of a major emergency.

Commissioners considered this worthy of consideration and consulted with Public Works Director Bill Oakes, who indicated he did not believe the Clean Water Utility funding allocation requirements would permit dedicated funding to emergency services.

CONSENT AGENDA (Recording Part 1 @ 3:47)

[Documents on file with the Clerk of the Board]

BY UNANIMOUS MOTION (3-0) the Board approved the following items presented on the Consent Agenda:

Pre-audited bills: \$605,547.27
Vouchers: \$395,812.66
Electronic funds transfers: \$207,161.05
Payroll: \$594,161.32
Minutes: None presented

Human Resources – Personnel Action Authorizations

<u>Department</u>	<u>PAA #</u>	<u>Description</u>	<u>Position #</u>	<u>Action</u>	<u>Eff. Date</u>
Facilities	079/10	Custodian .63 fte	901.06	Personnel Action (Reduce Hours)	01/01/11
Human Services	080/10	Substance Abuse Treatment Coord	2008.12	Personnel Action (Increase Hours)	01/01/11
Juvenile/Superior Ct	081/10	Assistant Administrator	1404.00	Personnel Action (Reorganization)	01/01/11
Superior Court	082/10	Judicial Assistant	2004.01	Personnel Action (Reorganization)	01/01/11
Superior Court	083/10	Superior Court Coordinator	2008.02	Personnel Action (Reorganization)	01/01/11

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Public Health

Request for Exemption from the competitive solicitation procurement for Septic Inspection Intake & Referral Program, Contract No. HD-19-10, with Opportunity Council to income qualified households for septic inspection financial assistance.

Public Works

County Roads

- Resolution C-108-10/R-34-10 In the Matter of Load Limitations on County Roads, the Issuance of Special Motor Vehicle Permits to Use on Weight Restricted County Roads and Fixing Penalties for Violations thereof
- Resolution C-109-10/R-35-10 In the Matter of Approving Plans & Specifications and Authorizing Call for Bids for Reservation Road & Polnell Road Guardrail Project, CRP 09-07, Work Order No. 459
- Consultant Agreement – Wesson & Associates, Inc.; On-call Consultant Contract/Archaeology; \$150,000; Expiration date of December 31, 2013 (RM-PW-10-0493) (PW-1020-120)
- Consultant Agreement – Harmsen & Associates, Inc. dba Fakkema & Kingma; On-call Consultant Contract/Surveying & Engineering; \$300,000; expiration date of December 31, 2013 (RM-PW-10-0494) (PW-1020-121)

Solid Waste

Approval of 2010 Solid Waste Uncollectible Write-off

Superior/Juvenile Court

- Contract with Northwest Services Council; Work Force will provide services to adult drug court members; Amount: \$38,592.97 (RM-JUV-10-0445)
- Contract Amendment with WA Administrative Office of the Courts; 6.3% reduction in BECCA funding for second fiscal year. Amount: \$234,675 (RM-JUV-10-0460)

REGULAR AGENDA (Recording Part 1 @ 8:00)

[Documents on file with the Clerk of the Board]

By unanimous motion the Board tabled Items 14 (Continued discussion on Animal Shelter Contracts) and 16 (Discussion 2011 Funding Cycle) to Wednesday, December 22, 2010 at 2:00 p.m.

Human Resources

Memorandum of Understanding by and between Island County, Washington and WSCCCE – LOCAL – 1845

MOVED BY HOMOLA to APPROVE the Memorandum of Understanding with the following clarifying language: *up to \$859 per month, per employee, to cover medical, dental, and life insurance as outlined in Attachment A.* SECONDED BY DEAN. MOTION CARRIED: 3-0

Contract Extension 2011 – 2013 between Island County, Washington and WSCCCE – LOCAL – 1845-I

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MOVED BY HOMOLA, SECONDED BY DEAN, to APPROVE Contract Extension 2011-2013 as presented. MOTION CARRIED: 3-0

Commissioners

Approval of PAA 074-10 – Executive Secretary

MOVED BY PRICE JOHNSON to APPOINT Pam Dill as Executive Secretary, PAA 074-10. SECONDED BY HOMOLA. MOTION CARRIED: 3-0

Rural County Economic Development Funds

Amendment 1 to Interlocal Agreement with Freeland Water and Sewer District to extending completion period to 5 years.

Ms. Marlow indicated that the amendment does not increase the amount that the County is granting the District; rather, the amendment changes the date for substantial completion to within five years from the formation of a local improvement district. The amendment also adds a clause that a local improvement district will be formed by the Freeland Water & Sewer District within two years of the date of the agreement.

MOVED BY DEAN for APPROVAL of Amendment 1 to Interlocal Agreement, SECONDED BY HOMOLA. MOTION CARRIED: 3-0

PUBLIC HEARINGS

[Documents on file with the Clerk of the Board]

Public Works (Recording Part 1 @ 20:00)

Franchise #221R – Public Utility District No. 1 of Snohomish County; renewal of existing franchise covering electrical transmission system for Camano Island (RM-PW-10-437) (PW-1020-082)

Staff recommended the Board continue the public hearing to December 27, 2010 at 2:30 p.m.

MOVED BY DEAN to CONTINUE the Public Hearing to December 27, 2010 at 2:30 p.m. SECONDED BY HOMOLA. MOTION CARRIED: 3-0

Public Works (Recording Part 2 @ 4:45)

10:30 a.m. Public Hearing: Ordinance C-97-10 In the Matter of Establishing a Clean Water Utility in Unincorporated Island County Washington outside the Marshall Drainage Basin. The proposed ordinance establishes a Clean Water Utility as a comprehensive approach to storm, surface and ground water management by reducing the likelihood of flooding and erosion and assisting in the protection of ground water used by the majority of Island County citizens as an ample clean source of drinking water.

Also Includes:

- Resolution C-110-10 Rescinding a Portion of the Island County Comprehensive Stormwater & Flood Hazard Management Plan

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- Resolution C-111-10 Establishing the Island County Clean Water Utility System of Charges

At 10:30 a.m. Chair Price Johnson opened the public hearing to consider the proposed Clean Water Utility.

Participating in the presentation were Keith Higman, Public Health Director; Bill Oakes, Public Works Director; and Bob Pederson, Planning & Community Development Director. By way of a Power Point presentation staff provided a history of the Clean Water Utility effort and introduced the current proposal and system of charges. Mr. Higman noted that following the many conversations through the years between staff and the Board about the necessity to guard the islands' ground water, surface waterways, and Puget Sound, the dialogue in January of 2010 began to mature when the Board asked staff to prepare for consideration a Clean Water Utility proposal. Significant outreach occurred prior to the public hearing in terms of public forums and numerous meetings with entities and individuals who wanted to learn more about the indicated need in the community.

(Power Point Presentation on file with the Clerk of the Board)

At 11:02 a.m., following the Power Point presentation and introduction by staff, the Chair opened the floor to public comment.

(Attendance sheets and handouts on file with the Clerk of the Board)

Approximately 45 individuals spoke to the Board (some spoke more than once) (**Recording Part 2 @ 37:01**). There were those in favor of a Clean Water Utility saying that such a utility is vital and provided reasons why, while others spoke in opposition. Some urged the Board to go forward with adoption and others requested tabling the action until continued public debate could occur. Concerning the area of Diking District 1, inequities were mentioned in terms of District non-taxed properties versus taxed properties as that related to the percentage of reduction of the base rate for diking districts. Also of concern was the District's belief that the proposed ordinance is in conflict with its Agreement for Construction and Maintenance of Drainage Facilities with the County dated December 20, 2004.

Public comment was closed at 1:14 p.m.

The Board recessed for a short break, reconvening the public hearing at 1:19 p.m.

Staff first provided clarification for the audience in response to questions and concerns raised during public comment. Mr. Oakes, regarding the subject of the Agreement for Construction and Maintenance of Drainage Facilities between Diking District 1 and the County, confirmed the existence of the Agreement and acknowledged there are obligations under the contract that the County is required and does intend to fulfill. Because the issue is a separate process from that before the Board today, a discussion with the District will occur at a later time.

At 2:00 p.m. (**Recording Part 3 @ 43:15**) the Board provided their commentary about the importance of a Clean Water Utility for Island County. The Chair then entertained motions.

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Resolution C-110-10 In the Matter of Rescinding a Portion of the Island County Comprehensive Stormwater and Flood Hazard Management Plan.

MOVED BY DEAN for APPROVAL of Resolution C-110-10, SECONDED BY HOMOLA.
MOTION CARRIED: 3-0

Resolution C-97-10 In the Matter of Establishing a Clean Water Utility in Unincorporated Island County Washington outside of the Marshall Drainage Basin.

MOVED BY HOMOLA to APPROVE Resolution C-97-10, SECONDED BY DEAN.
MOTION CARRIED: 3-0

Resolution C-111-10 In the Matter of Establishing the Island County Clean Water Utility System of Charges.

MOVED BY HOMOLA to APPROVE Resolution C-111-10, SECONDED BY DEAN with additional remarks by Commissioner Homola and Chair Price Johnson. MOTION CARRIED: 3-0

Following the conclusion of the public hearing the Chair recessed the meeting at 2:25 p.m. for approximately five minutes.

At 2:32 p.m. the meeting continued.

Request from CASA concerning improving the interior of the shelter dog kennels
(Recording Part 4)

The request from CASA is to insulate walls and finish the upper wall areas with white corrugated sheet metal. Also, due to a lack of natural lighting, the proposal is to add six new lights above the kennels. The improvements will save energy, will require a permit, and CASA will do the work.

The Board was in agreement. Mr. Sherk will contact Commissioner Homola to talk about the details of her concerns in terms of natural light and ventilation.

2011 Committee Assignments
(Recording Part 4 @ 5:22)

Chair Price Johnson indicated that she spoke with Commissioner-Elect Emerson about the committee assignments proposed for her (*Commissioner-Elect Emerson was in agreement with the suggestions*).

Commissioner Homola stepped down from the Saratoga Housing Board and that seat will not be filled by a Commissioner.

The Lodging Tax Advisory Committee membership will require a formal change because the Chair of the Board of County Commissioners is the current member. Chair Price Johnson will act as an interim appointee until the change is made to reflect *Board Member* will serve rather than the *Chair*.

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MOVED BY HOMOLA to APPROVE the Commissioner Assignments for year 2011 as presented, SECONDED BY DEAN. MOTION CARRIED: 3-0

COMMISSIONERS COMMENTS & ANNOUNCEMENTS (*Recording Part 4 @ 8:15*)

Chair Price Johnson

Attended the WA State Department of Transportation Ferry outreach effort meeting held in Langley.

Commissioner Homola

District 2 has a position with the Planning Commission that will expire January 2, 2011, with the person now in that seat expressing an interest to continue. Commissioner Homola extended the deadline to receive the incumbent's resume since the policy to provide one was not in effect at the time of her appointment; however, there had been a timely received letter of interest and an interview. One other applicant has provided a letter of interest and resume. Commissioner Homola suggested that the Board revisit expiration dates of the volunteer committees to allow an incoming Commissioner an opportunity to have a month or two of time before an appointment is expected. The Board agreed this is an appropriate action and staff will work on identifying those committees with year-end short turn around appointment times.

At 2:44 p.m. the meeting recessed, reconvening Wednesday, December 22, 2010 at 2:00 p.m. to address Items 14, *continued discussion on Animal Shelter Contracts* and Item 16, *Discussion 2011 Funding Cycle*.

MEETING RECONVENED WEDNESDAY, DECEMBER 22, 2010 AT 2:00 P.M.

GSA (*Recording Part 5*)

Continued discussion on Animal Shelter Contracts

Discussion ensued about the contract language, including dialogue about Commissioner Homola's idea that the agreement be expanded such to include the handling of wild animals. Both Chair Price Johnson and Commissioner Dean preferred instead to move the contracts forward as presented for legal review.

At 2:21 p.m. the Board met with staff and the Reorganization Steering Committee to receive the Committee's follow-up report. (*Recording Part 5 @ 20:08*)

The Committee's suggested actions for the Board's immediate consideration were:

- Approve the Budget Director as interim supervisor of Central Services effective January 1.
- Authorize Human Resources to draft a job description and classification for the IT Lead position.
- Authorize Human Resources to bring the IT Lead position PAA to regular session for approval.

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The Board agreed with the suggested actions, asking staff to move forward.

In January the following will occur:

- The Reorganization Steering Committee will meet to firm up the proposed transition dates.
- The Committee will meet with Appointed/Elected Department Heads to vet the proposed transition dates.
- Present the proposed transition plan to the Board.

Historic Preservation Funds

Discussion 2011 Funding Cycle

Commissioner Homola's goal is to find stable funding for the Island County Historical Society so that each year the Museum will not need to return with a request for funding; instead, there would be a set budget. Following the Board's conversation it was agreed to allocate the Historic Preservation Funds, one-time disbursements, as follows:

- \$15,000 to the Island County Historical Society
- \$10,000 to Ebey's
- \$12,000 to Planning & Community Development
- \$6,000 to the South Whidbey Historical Society

Ongoing allocation policy is being drafted for later Board action.

There being no further business to come before the Board the meeting adjourned at 4:42 p.m. The Board will meet next in Regular Session at 11:00 a.m. on December 27, 2010 for Roundtable, followed by agenda items at 2:00 p.m.

BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON

Helen Price Johnson, Chair

Angie Homola, Member

[John Dean, Member: Absent when signed]

ATTEST:

Elaine Marlow, Clerk of the Board