

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 17, 18, 20, 2012 – REGULAR SESSION**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on December 17, 2012 beginning at 10:00 a.m. in the Board of County Commissioners Hearing Room (Room # 102B), Annex Building, 1 N.E. 6<sup>th</sup> Street, Coupeville, Washington. Helen Price Johnson, Chair and Kelly Emerson, Member, were present. Commissioner Angie Homola was excused. The meeting began with the Pledge of Allegiance.

*Note: To view the video recording of this meeting, go to the County's [website](#) or directly to [the video](#). If you are interested only in a specific topic, click on the timestamp located on [the agenda](#) for that particular issue to hear the discussion.*

EMPLOYEE PRESENTATIONS  
WELCOME TO NEW EMPLOYEES - NOVEMBER

<u>Department</u>	<u>Employee</u>
Assessor	Cindy Arklin
Clerk	Kevin Secord
Human Services	David Allen
Human Services	Wendy Beagle
Juvenile Court Services	Christine Amundson
Planning	William Simpson
Planning	Nicholas Whipple

EMPLOYEE SERVICE AWARDS

<u>Department</u>	<u>Employee</u>	<u>No Years</u>
Facilities	John Matteson	5
Public Works	Kevin McLees	10
Public Works	Daryl Van Wey	10
Public Works	James Clark	15

SPECIAL RECOGNITION

Delores (Dodie) Hanby – Elections Volunteer – 45 Years!

PUBLIC INPUT OR COMMENTS

Members of the public provided comments on various subjects, including the Camano Multi-Purpose Center, discharge of firearms, and navy encroachment:

- Carol Wilkerson
- Ron Wells
- Garrett Newkirk
- Rone Brewer
- Justin Hayes

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 17, 18, 20, 2012 – REGULAR SESSION**

- Becky Spraitzar
- Fred Stilwell

CONSENT AGENDA

*[Documents on file with the Clerk of the Board]*

Pre-audited bills: \$694,842.85  
 Vouchers: \$595,600.11  
 Electronic funds transfers: \$226,771.03  
 Payroll: \$593,135.65  
 Minutes: None presented

*(ITEM 3 PULLED FROM THE CONSENT AGENDA AND ADDED TO THE REGULAR AGENDA)*

Commissioners

Resolution C-149-12 Providing Lump Sum Travel Allowance in Lieu of Actual Expenses to County Commissioners

Emergency Management

- Grant Agreement E12-367 – Snohomish County, WA State Military Department (EMD) & US Department of Homeland Security (DHS); provide enhancement, sustainment & improvement of local emergency management programs; Amount: \$15,836 (RM-PW-2012-280) (PW-1220-106)
- Grant Agreement No. E13-021 – WA State Military Department (EMD) and Federal Emergency Management Agency (FEMA); Island County multi-jurisdiction Hazard Mitigation Plan; Amount: \$149,965 (\$112,474/Federal, \$18,745/State, \$18,746/Local) (RM-PW-2012-324) (PW-1220-124)

Human Services

Contracts to provide short term mental health services to qualified Island County Residents:

- Contract with Arely Jiminez, MS, LMFT; Contract No. HS-10-13; Amount: \$10,000 (RM-HS-2012-364)
- Contract with Kelly Nypaver, LMHC; Contract No. HS-20-13; Amount: \$5,000 (RM-HS-2012-338)
- Contract with Linda Riley, MA, LMFT; Contract No. HS-24-13; Amount: \$5,000 (RM-HS-2012-339)
- Contract with Sarah Walston, MA, Med; Contract No. HS-28-13; Amount: \$5,000 (RM-HS-2012-342)

Public Health

- Contract with WA State Department of Ecology – Groundwater Monitoring Network Expansion/Camano. Contract funds drilling and instrumentation for two dedicated monitoring wells on Camano Island to expand the monitoring network program. Contract No. G1300065; Amount: \$30,000 (RM-HLTH-2012-387)
- Contract with Christopher Spitters M.D. – 2013 Medical Service Consultation. Contract to provide professional medical TB consultation to Island County Public Health staff. Contract No. HD-23-12; Amount: \$12,500 (Not to exceed) (RM-HLTH-2012-378)

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 17, 18, 20, 2012 – REGULAR SESSION**

Public Works – County Roads

Bid Award – Furnishing Aluminum Pole packages to Island County; CRP 11-01; Award to Western Systems, Inc.; \$35,588.92 (incl. WSST)

Public Works Division

- Interagency Agreement K1247 – Department of Enterprise Services; Adult Jail HVAC Upgrades (RM-PW-2012-377) (PW-1220-137)
- Interagency Agreement Funding Authorization No. 2013-116A(1) – Department of Enterprise Services; Adult Jail HVAC Upgrades; \$8,165.00 (RM-PW-2012-423) (PW-1220-144)

Solid Waste

- Contract with Green Solutions, LLC Amending the Comprehensive Solid/Moderate Risk Waste Management Plan, 2013-2017; Amount: \$19,920.00 (RM-PW-2012-358) (SW-18-12)
- Purchase Order No. 9181 – AA Electric Co., Inc.; Installation of Variable Speed Drives on Two 75-HP blowers at Coupeville Septage Facility (cost share with PSE); Amount: \$33,196.98 – incl. WSST (\$13,000/PSE, \$20,000/Solid Waste) (RM-PW-2012-374) (PW-1220-135)

Superior/Juvenile Court

- Agreement for Professional Services with Sara Andrews to provide services as a Guardian ad Litem for custody needs for persons referred by Juvenile Court. Amount: \$4,000; (RM-COR-2012-379)
- Amendment 3 to Contract with Northwest Services Council to provide Adult Drug Court participants with direct employment assistance through the Oak Harbor Workforce office. Amount: \$7,063.24 (RM-SC-2012-386)

**ACTION TAKEN:**

**Motion by Commissioner Emerson to approve the Consent Agenda as amended, second by Commissioner Price Johnson. Motion carried 2-0**

REGULAR AGENDA

*[Documents on file with the Clerk of the Board]*

*(ITEM 3 MOVED TO THE REGULAR AGENDA FROM THE CONSENT AGENDA)*

Commissioners

Resolution C-149-12 Providing Lump Sum Travel Allowance in Lieu of Actual Expenses to County Commissioners

Commissioner Price Johnson explained the foundation of the proposed resolution.

**ACTION TAKEN:**

**Motion by Commissioner Emerson to adopt Resolution C-149-12 Providing Lump Sum Travel Allowance in Lieu of Actual Expenses to County Commissioners, second by Commissioner Price Johnson. Motion carried 2-0**

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 17, 18, 20, 2012 – REGULAR SESSION**

COMMISSIONERS COMMENTS AND ANNOUNCEMENTS

Board Discussion

The Board agreed to provide for additional public input or comments at the outset of the meeting on Thursday, December 20, 2012 at 9:00 a.m.

Commissioner Emerson

- Naval Air Station Whidbey Island (NASWI) receipt of Community Service Environmental Stewardship Flagship Award
- Attended last Monday the Navy's Community Leadership Forum meeting
- Attended last Friday the Sailor/Marine of the Year Awards

Commissioner Price Johnson

- Comment regarding the circulating petition about increased Navy flights
- Attended last Saturday evening a celebration of Good Cheer's 50 Years
- Attended last Thursday both the Northwest Ag Business Center and North Sound Mental Health meetings in Mount Vernon

Regular Session recessed at 10:48 a.m., and would reconvene on Tuesday, December 18, 2012 at 5:30 p.m. for public hearing.

**DECEMBER 17, 2012 REGULAR SESSION RECONVENED ON DECEMBER 18, 2012**

At 5:30 p.m. on Tuesday, December 18, 2012, the Board reconvened Regular Session to hold a Public Hearing on Ordinance C-146-12 (PLG-009-12) Amending Sections 17.03.040 and 17.03.180.R of the Island County Code related to sign standards. Helen Price Johnson, Chair, Kelly Emerson, Member, and Angie Homola, Member, were present.

PUBLIC HEARINGS

*[Documents on file with the Clerk of the Board]*

Planning & Community Development

5:30 p.m. Public Hearing: Ordinance C-146-12 (PLG-009-12) Amending Sections 17.03.040 and 17.03.180.R of the Island County Code related to sign standards (*GMA No. 10998*)

Robert Pederson, Planning & Community Development Director, along with Brad Johnson, Senior Planner, provided the staff report. Summarized changes include:

- Establishment of a table that will clearly identify the size and square footage of allowed signs;
- Clarified definition section;
- Incorporation of the Camano Gateway Village signage standards into the Freeland UGA; and
- Signage opportunities for rural businesses, including provisions for agricultural direction signs that will allow rural businesses to advertise off-site.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 17, 18, 20, 2012 – REGULAR SESSION**

Public comment was offered by Rufus Rose. There being no additional comment, public testimony was closed.

**ACTION TAKEN:**

**Motion by Commissioner Emerson to table the ordinance and return it to the Annual Review Docket since it does not provide the flexibility needed by businesses. Motion died for lack of a second.**

**ACTION TAKEN:**

**Motion by Commissioner Homola to adopt Ordinance C-146-12 (PLG-009-12) Amending Sections 17.03.040 and 17.03.180.R of the Island County Code related to sign standards, second by Commissioner Price Johnson. Motion carried 2-1 (*Commissioner Emerson opposed*). The effective date of the ordinance is the date of adoption, December 18, 2012.**

Regular Session recessed at 6:32 p.m., and would reconvene on Thursday, December 20, 2012 at 9:00 a.m. to provide for additional public input or comments, consider the Regular Agenda, and hold a public hearing at 1:00 p.m.

**DECEMBER 17, 2012 REGULAR SESSION RECONVENED ON DECEMBER 20, 2012**

At 9:01 a.m. on December 20, 2012 the Board reconvened Regular Session to provide for public input or comments, consider the Regular Agenda, and hold a public hearing at 1:00 p.m. to consider Ordinance C-143-12 (SW-21-12) Establishing Service Levels for Residential Recycling Collection in Whidbey Island and Participating Incorporated Towns and Cities; Creating New Island County Code Chapter 13.04 – Curbside Recycling. Helen Price Johnson, Chair, Kelly Emerson, Member, and Angie Homola, Member, were present. The meeting began with the Pledge of Allegiance.

**PUBLIC INPUT OR COMMENTS**

Members of the public provided comments on various subjects, including a Supreme Court decision regarding the taking of property, continued encroachment by the Navy, and appreciation to Commissioner Homola for her service. Approximately 16 people remarked on the draft discharge of firearms ordinance, with the Board thereafter providing a response.

**REGULAR AGENDA**

*[Documents on file with the Clerk of the Board]*

**Public Works**

Resolution C-148-12 Establishing a Minimum Property Value Exemption from the Island County Clean Water Utility System of Charges

Bill Oakes, Public Works Director, provided the staff report. Properties assessed at a value of \$3,000 or less would be exempt from the Clean Water Utility system of charges.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 17, 18, 20, 2012 – REGULAR SESSION**

**ACTION TAKEN:**

**Motion by Commissioner Homola to adopt Resolution C-148-12 Establishing a Minimum Property Value Exemption from the Island County Clean Water Utility System of Charges, second by Commissioner Emerson. Motion carried 3-0**

**Public Works**

Grant Deed of Conservation Easement – Whidbey Camano Land Trust; Permanent Easement to protect Conservation Values of 654 Acres of Community Forest through Trillium Community Forest Public Use Plan (RM-PW-2012-416) (PW-1220-141)

Mr. Oakes once again provided the staff report. The easement would:

- Restrict use of the property;
- Remove development rights; and
- Guarantee public access.

The Land Trust will remain as the underlying owner, with the County maintaining a conservation easement holder role to protect those rights the County is purchasing with the easement.

**ACTION TAKEN:**

**Motion by Commissioner Homola to approve accepting the Conservation Easement on the 654-acre Trillium Community Forest, valued at \$3.2 million, that consists of the Land Trust's donation of the Conservation Easement on 590.6 acres to Island County valued at \$2,890,000 and Island County's purchase of the Conservation Easement on 63.4 acres from the Land Trust for \$310,000 using Conservation Futures Fund, second by Commissioner Price Johnson. Motion carried 2-0 (*Commissioner Emerson abstained*)**

**Budget/GSA/IT**

Amendment No. 5 to Agreement No. 73-0546-9-001 Cooperative Agreement between the United States of America Commodity Credit Corporation acting through the USDA Natural Resources Conservation Service for the Farm and Ranch lands Protection Program. This grant provides partial funding for the Janice Pickard, Kenneth Pickard, Pickard Family, LLC and Engle et al Conservation Easements. (RM-GSA-2012-421)

Elaine Marlow, Budget/GSA/IT Director, provided the staff report. Ms. Marlow indicated that the proposed grant funding would assist the County in preserving farmland on Central Whidbey.

**ACTION TAKEN:**

**Motion by Commissioner Homola to approve Amendment No. 5 to Agreement No. 73-0546-9-001 Cooperative Agreement between the United States of America Commodity Credit Corporation acting through the USDA Natural Resources Conservation Service for the Farm and Ranch lands Protection Program, second by Commissioner Price Johnson. Motion carried 2-0 (*Commissioner Emerson abstained*)**

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 17, 18, 20, 2012 – REGULAR SESSION**

Commissioners

Continued Discussion regarding draft ordinance to establish procedures for designation of additional “no shooting areas” through a petition method

Following discussion, there was Board consensus to move the document forward to staff for revision and then subsequently on to the Code Reviser for review as to form. The draft ordinance would return to a Work Session for additional discussion and next steps.

The Board recessed at 11:58 a.m., reconvening at 1:00 p.m. for public hearing.

At 1:00 p.m. the Board reconvened in Regular Session to hold a public hearing to consider adoption of Ordinance C-143-12 (SW-21-12) Establishing Service Levels for Residential Recycling Collection in Whidbey Island and Participating Incorporated Towns and Cities; Creating New Island County Code Chapter 13.04 – Curbside Recycling.

PUBLIC HEARINGS

*[Documents on file with the Clerk of the Board]*

Public Works – Solid Waste

1:00 p.m. Public Hearing: Ordinance C-143-12 (SW-21-12) Establishing Service Levels for Residential Recycling Collection in Whidbey Island and Participating Incorporated Towns and Cities; Creating New Island County Code Chapter 13.04 – Curbside Recycling

Bill Oakes, Public Works Director, Dave Bonvouloir, Solid Waste Manager, and Jerry Mingo, Recycling/Hazardous Waste Coordinator provided the staff report. The question before the Board is whether to adopt a level of service ordinance requiring that curbside recycling be an included service along with waste hauling. The ordinance would not affect the Town of Coupeville, City of Oak Harbor or Camano Island. If adopted, the waste hauler will make a proposal to the Washington State Utilities and Transportation Commission (WUTC) who will in turn, within 45 days, review the rate. The waste hauler can then move forward to institute the service. The ordinance provides for a year from adoption to have the service in place.

Approximately 18 people offered public comment supporting or not supporting curbside recycling (*attendance sheets on file with the Clerk of the Board*). There being no additional comment, public testimony was closed.

**ACTION TAKEN:**

**Commissioner Price Johnson moved to amend the second WHEREAS clause by striking the word “achieve” and adding in its place “in maintaining,” second by Commissioner Homola. Motion carried 2-0 (Commissioner Emerson abstained)**

**ACTION TAKEN:**

**Commissioner Homola moved to adopt Ordinance C-143-12 (SW-21-12) Establishing Service Levels for Residential Recycling Collection in Whidbey Island and Participating Incorporated Towns and Cities; Creating New Island County Code Chapter 13.04 –**

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 17, 18, 20, 2012 – REGULAR SESSION**

**Curbside Recycling as amended, second by Commissioner Price Johnson. Motion carried 2-0 (Commissioner Emerson abstained)**

There being no further business to come before the Board the meeting adjourned at 3:00 p.m. The Board will meet next in Regular Session on December 24, 2012 beginning at 11:00 a.m.

BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON

\_\_\_\_\_  
Helen Price Johnson, Chair

\_\_\_\_\_  
Kelly Emerson, Member

*Angie Homola, Member: Absent When Signed*

ATTEST:

\_\_\_\_\_  
Elaine Marlow, Clerk of the Board