

SAN JUAN COUNTY (SJC), WASHINGTON
MEETING MINUTES
COUNTY COUNCIL
March 8, 2011

Tuesday, March 8, 2011 - Council Hearing Room, Legislative Building, Friday Harbor

10:00 AM CALL TO ORDER

Council Chair Lovel Pratt called the meeting to order at 10:00 a.m. Council Members present: Howard (Howie) Rosenfeld, Rich Peterson, Richard Fralick, Jamie Stephens, and Patty Miller; County Administrator Pete Rose, Clerk to the Council Ingrid Gabriel, Deputy Clerk Maureen See, and interested members of the public were present.

Ms. Pratt reminded the public that video recordings of Council meetings held in the Council Legislative Hearing Room are available for on-line viewing via live-streaming on the day of the meeting and can be viewed the following day on the Council website. The current video and three months of prior videos can be accessed by going to the San Juan County website www.sanjuanco.com and selecting the County Council tab.

Citizens Access: The following citizens submitted comments: Carrie Brooks introduced the new President of Islanders Bank, Brad Williamson.

Approval of Correspondence:

Moved by Ms. Miller, seconded by Mr. Rosenfeld, to approve letters to Senator Maria Cantwell, Representative Rick Larson, Senator Patty Murray, supporting the continuation of funding for the Northwest Straits Initiative (NWSI). ALL AYES, MOTION CARRIED

Moved by Mr. Rosenfeld, seconded by Mr. Stephens, to approve a letter to Senator Kevin Ranker to support a San Juan County seat on the Eco-System Coordination Board. ALL AYES, MOTION CARRIED

Public comment was offered by Dan DeShon on the placement of a Level III sex offender on San Juan Island.

10:15 AM PUBLIC HEARING:

1. To Consider an Proposed Ordinance Regarding Essential Public Facilities Amending San Juan County Code Sections 18.20.050 and 18.30.050, and Amending Ordinance 2-2010 § 4 (uncodified) –
Jon Cain, Deputy Prosecuting Attorney

Present: Full Council; County Administrator Pete Rose, Clerk to the Council Ingrid Gabriel, Deputy Clerk Maureen See, and interested members of the public

Mr. Cain reported that senior planners were both out sick today, and he would be joined by Janice Biletnikoff, Planner III.

Mr. Cain explained the reasons for modification to the Comprehensive Plan and Unified Development Code in response to an order from the Growth Management Hearings Board, and the establishing of provisions that will allow for essential public facilities.

Ms. Pratt opened for public testimony, and comments were offered by Kyle Loring. Public testimony was closed with the right to reopen. After discussion, the following action took place:

Ms. Pratt noted that Mr. Peterson stepped out of the room, but he returned before the vote was taken.

Moved by Ms. Miller, seconded by Mr. Fralick, to remove the statement on page 6 of 13, under 3 c. ii, “The priority for the protection of critical areas and resource lands and the principle of no net loss.” Moved by Mr. Peterson, seconded by Mr. Stephens, to table the motion. VOTE 4:2 (Fralick, Miller opposed) MOTION CARRIED

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to continue the public hearing to Tuesday, March 22 at 10:15 AM. ALL AYES, MOTION CARRIED.

11:45 AM COUNTY ADMINISTRATOR ITEMS:

1. Consideration of Acceptance of a Deed of Conservation Easement, San Juan Preservation Trust Property, Blakely Island (2nd Touch) – Lincoln Bormann, Land Bank Director

Mr. Bormann discussed the Deed of Conservation Easement, and informed Council that he would submit the Proposed Easement Deed and Resolution for review before the third touch.

11:55 PM Break

12:00 PM JOINT MEETING SJC COUNCIL/TOWN OF FRIDAY HARBOR

San Juan County Council and Town of Friday Harbor

1. Introduction of New Council Members and Staff

Mayor Carrie Lacher called to Order the Special meeting of the Town Council. Clerk Amy Taylor called the roll. All members of Town Council present: Carrie Lacher, Anna Marie de Frietas, Barbara Starr, Felix Menjivar, Steve Hushebeck Noel Monin, as well as Town Administrator King Fitch and Clerk Amy Taylor.

San Juan County Council and staff also introduced themselves.

2. Revision of Municipal Boundary on San Juan Valley Road – Karen Vedder, Deputy Prosecuting Attorney

Ms. Vedder introduced the details of the boundary to the Council. Adina Cunningham Town Attorney clarified further that the agreement would make Town and County boundaries uniform.

Moved by Mr. Rosenfeld, seconded by Mr. Peterson to move to Public Hearing on March 22, 2011 at 10:15 AM. ALL AYES, MOTION CARRIED.

Town of Friday Harbor

1. Update Regarding Dog Control Regulations by Town

Mr. Menjivar outlined the Town's Ordinance.

San Juan County Council

1. Status of Solid Waste – Patty Miller, Vice-Chair

Ms. Miller updated both Councils on the progress of the Solid Waste Subcommittee and concluded that the current system is not sustainable without developing a new funding structure to be approved by the voters. The next Solid Waste Workshop is scheduled for March 28 to continue dialogue on the issues.

Mayor Lacher informed Council that the Town is continuing with plans for its own and separate Solid Waste Plan.

2. Charter Review Update – Pete Rose, County Administrator

Mr. Rose updated the Councils that the Commission would be comprised of 18 members (3 from each district) who can prove residency within the County of at least of 5 years and are registered voters.

3. Cattle Point Relocation Project – Lovel Pratt, Chair

Ms. Pratt updated both Councils on the status of the project and answered the Town's questions.

Mr. Rosenfeld gave an update on ferry service. The Ferry Community Partnership will meet Saturday, March 12, 10:30 – 12:30 in the Anacortes library.

12:52 PM Sheriff Rob Nou addressed the Council regarding the pending relocation of a Level 3 sex offender to San Juan Island. Sheriff Nou recommended sending Council correspondence to Department of Corrections Secretary Eldon Vail.

1:00 PM RECESS FOR LUNCH

2:02 PM APPROVAL OF CORRESPONDENCE (cont):

Moved by Mr. Rosenfeld, seconded by Mr. Peterson, to send letters to Field Administrator Karen Adams, Assistant Secretary Anmarie Aylward and Secretary Eldon Vail of the WA State Department of Corrections, regarding the proposed placement of a Level III sex offender on San Juan Island. ALL AYES, MOTION CARRIED

2:00 PM 2011 COMMITTEE REPORTS & WORKPLANS

1. Salmon Recovery Council – Barbara Rosenkotter, Lead Entity Coordinator

Ms. Rosenkotter reported on the status of salmon populations in San Juan County and answered questions.

2:45 PM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS:

Budget Subcommittee: Mr. Fralick reported that the Subcommittee is mapping out work plan for 2011 and looking at 2012 as well as 6 years out to create sustainability in the future.

Legislative Priorities: Ms. Pratt reported on HB 1886 and SB 5713 implementing the recommendation of the Ruckelshaus Center re: agricultural land use of critical areas. Council agreed to request that Eric Johnson from WSAC and representatives from the technical panel responsible for implementation come to San Juan County for a presentation during the summer. Additionally, Council will ask the Agricultural Resources Committee to report and advise on this issue as well.

Ms. Miller requested and Council agreed to review SB 5451 relating to shoreline structures at the next meeting on March 22.

2:50 PM 2011 COMMITTEE REPORTS & WORKPLANS (cont.)

2. Economic Development Council Report – Victoria Compton, Director

Ms. Compton and Jim Hooper, President of the Board, presented the EDC Accomplishments and 2011 Work Plan and answered Council's questions.

Moved by Ms. Miller, seconded by Mr. Stephens, to approve the Economic Development Council's 2011 Priorities as the annual work plan. ALL AYES, MOTION CARRIED.

3:05 PM PRESENTATION - Scenic Byway Corridor Management Plan – Liz Illg, Project Coordinator

Ms. Illg reported on the Management Plan and answered Council's questions.

3:35 PM DISCUSSION: To Consider Adoption of Districting Committee Resolution (3rd Touch) – Milene Henley, Auditor

Ms. Henley reviewed the requirements for the appointment of a Districting Committee within 60 days of receipt of the results of the 2010 census.

After discussion the following action took place:

Moved by Mr. Fralick, seconded by Mr. Peterson, to approve a Resolution Prescribing the Process for Appointing a Districting Committee, amending the date from April 1 to April 15, 2011. ALL AYES, MOTION CARRIED

3:30 PM PUBLIC HEARINGS CONTINUED:

2. To Consider a Proposed Ordinance Regarding Procedures for Amendment to the Comprehensive Plan Official Maps; Amending San Juan County Code Sections 18.90.010 and 18.90.030 – Jon Cain, Deputy Prosecuting Attorney

Present: Full Council; County Administrator Pete Rose, Clerk to the Council Ingrid Gabriel and interested members of the public.

Mr. Cain explained the proposed amendments to the Comprehensive Plan Official Maps and answered Council's question.

Ms. Pratt opened for public testimony, and comments were offered by: Kyle Loring. Public testimony was closed with the right to reopen. After discussion, the following action took place:

Moved by Ms. Miller, seconded by Mr. Rosenfeld, to change on page 4 of 6, Section 2, E. #1 and #2 to give notice of "thirty days," not "15 days." ALL AYES, MOTION CARRIED.

Moved by Ms. Miller, seconded by Mr. Fralick, under 19.90.030, page 3 of 6, D. b, change to "allowable population density of the area as measured by the surrounding maximum allowable residential density." ALL AYES, MOTION CARRIED

Moved by Ms. Pratt to insert language from page 3 of 6, D.3. to page 4 of 6, F.1.f., to say "If a proposal would remove a resource land designation from property, the property is not appropriately designated as agricultural land or forest land under RCW 37.70A.170." No second, MOTION FAILED

Moved by Mr. Fralick, seconded by Mr. Peterson, to adopt an Ordinance entitled "An Ordinance Regarding Procedures for Amendments to the Comprehensive Official Maps; Amending San Juan County Code Sections 18.90.010 and 18.90.030 as modified by earlier motions. VOTE 4:2 (Pratt, Rosenfeld opposed), MOTION CARRIED.

4:15 PM COUNTY ADMINISTRATOR ITEMS CONTINUED:

2. Consideration of an Ordinance Regarding Administrative Appeals of Land Use Decisions and SEPA Determinations; Amending San Juan County Code Sections 18.20.010, 18.70.050, 18.70.070, 18.70.080, 18.80.010, 18.80.020, 18.80.100, 18.80.130, 18.80.140, 18.80.160, 18.80.170, and 18.90.060 (1st Touch) – Jon Cain, Deputy Prosecuting Attorney; Janice Biletnikoff, Planner

Mr. Cain presented the Ordinance and answered Council's questions.

4:30 PM 3. 4th Quarter 2010 Budget Review – Pete Rose, County Administrator;
Milene Henley, Auditor

Mr. Rose presented the 2010 Budget Review for the 4th Quarter. Ms. Henley discussed how operations are financed and loan repayment.

4:58 PM COMMITTEE UPDATE

Moved by Mr. Peterson, seconded by Ms. Pratt to appoint Steve Belluomini to the Storm Water Advisory Committee. ALL AYES, MOTION CARRIED

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to appoint Bill Cumming to the Veterans Advisory Board. ALL AYES, MOTION CARRIED

Mr. Stephens, Ms. Miller and Mr. Peterson agreed to set up an interview with Suzanne Barry, an applicant for the Solid Waste Advisory Committee.

5:04 PM CLERK UPDATE & ADMINISTRATIVE MATTERS

Review and Approve Minutes of February 28, 2011:

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to approve the minutes of February 28, 2011. ALL AYES MOTION CARRIED

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to approve the Minutes of March 1, 2011. ALL AYES, MOTION CARRIED

Review Agendas: no changes

Review and Approve Consent Agenda:

A. Resolutions:

Ordinances:

B. Contracts/Agreements :

C. Budget Items:

The Auditor's office requests approval for the following warrants:

- Warrants #91675-91698 in the amount of \$9,234.99 for Public Works
- Warrant #91554 in the amount of \$30,000 for Housing Loan
- Warrant #91599 in the amount of \$325 for Veteran's Assistance
- Warrants #91600-91674 in the amount of \$103,663.93 for County Claims

D. Personnel:

E. Appointments

F. Correspondence:

G. Miscellaneous:

Veterans Advisory Board 2011 Work Plan

H. Bid Openings:

Moved by Mr. Peterson, seconded by Mr. Rosenfeld, to approve the Consent Agenda of March 8, 2011. ALL AYES, MOTION CARRIED

Council agreed to schedule the next meeting on March 22 as an EARLY START MEETING beginning at 9:00 AM.

5:05 PM ADJOURNED

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

These Minutes were approved and signed on March 22, 2011. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.