

**MEETING MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
September 14, 2010**

Tuesday, September 14, 2010 - Council Hearing Room, Legislative Building, Friday Harbor

10:05 AM CALL TO ORDER

Council Chair Richard Fralick called the meeting to order at 10:05 a.m. Council members present: Vice-Chair Lovel Pratt, Howard (Howie) Rosenfeld, Gene Knapp, Bob Myhr, Rich Peterson; County Administrator Pete Rose, Clerk to the Council Ingrid Gabriel, Deputy Clerk Maureen See, and interested members of the public were present.

Mr. Fralick reminded the public that video recordings of Council meetings held in the Council Legislative Hearing Room are available for on-line viewing the day after the meeting. The videos will be archived for the three previous months and can be accessed by going to the San Juan County website www.sanjuanco.com and selecting the County Council tab.

Downloads from which to burn DVDs of meetings as well as attached documents are now available by ordering directly from the website. A sheet with directions is available on the back table.

Because of the demands on our staff's time, we ask that you please take advantage of the online service if at all possible. For those who are unable to download and burn due to technological limitations, our staff has a limited capacity to produce copies of the video on USB memory sticks. The cost is \$20 each.

Citizens Access: The following citizens offered comments: Dave Cable, Laura Jo Severson, Walter Corbin, Jose Domenech, Patty Miller

10:23 AM CLERK UPDATE & ADMINISTRATIVE MATTERS:

Ms. Gabriel requested information from Council for the 2011 Budget Book by the end of this week. Ms. Gabriel also provided two sets of minutes from August 31, 2010 for Council review and preference on the action minutes format. After discussion, the Council consensus was a preference for #1 – Action Minutes with Modest Content Included.

Ms. See gave a committee update. Regarding the Marine Resources Committee, the Council agreed by consensus to relieve the County Administrator from Position #10 as a temporary appointment. The following action took place:

**Moved by Mr. Peterson, seconded by Mr. Myhr, to appoint Community Development and Planning Director Rene Beliveau to the Marine Resources Committee, Position #10.
ALL AYES, MOTION CARRIED**

Review and Approve Minutes of 8/30/ 2010 and 8/31/2010:

**Moved by Mr. Peterson, seconded by Mr. Knapp, to approve the Minutes of 8/30/10.
ALL AYES, MOTION CARRIED**

Moved by Ms. Pratt, seconded by Mr. Myhr, to approve the preferred minutes of August 31, 2010 amended by removing the parenthesis on the legislative priorities, and correcting a typo on line #232. Vote 4-2 (Pratt and Myhr opposed). MOTION NOT CARRIED

Moved by Mr. Myhr, seconded by Mr. Knapp, to approve the Minutes of August 31, 2010 with the parenthesis on the legislative priorities. Vote 5-1 (Pratt opposed) MOTION CARRIED

Review Agendas:

Council reviewed the draft Special Meeting Agenda for the 2011 Budget Presentation on October 18, 2010.

Review and Approve Consent Agenda of September 14, 2010 as follows:

A. Resolutions:

A Resolution granting the deRoos Open Space Classification Tax Parcel No 363422001 on San Juan Island.

Ordinances:

B. Contracts/Agreements :

C. Budget Items:

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

- Warrants #84066-84116 in the amount of \$52,870.39 for County Claims
- Warrants #84117-84137 in the amount of \$75,128.55 for Public Works Claims
- Warrants #84138-84139 in the amount of \$24,932.42 for Public Works
- Warrants #84140-84143 in the amount of \$1,693.94 for Veteran's Assistance
- EFT #9022010 in the amount of \$1,093.09 for Parks Dept
- EFT #9012010 in the amount of \$544.31 for Parks Dept

D. Personnel:

E. Appointments

F. Correspondence:

G. Miscellaneous:

H. Bid Openings:

Moved by Mr. Peterson, seconded by Mr. Myhr, to approve the Consent Agenda of September 14, 2010. ALL AYES, MOTION CARRIED

Review Council Calendar Items:

Mr. Rosenfeld added the Ferry Advisory Committee Executive Council meeting to the Calendar, scheduled for the 3rd Thursday of each month in Seattle.

Ms. Pratt added that the Washington State Association of Counties annual conference is scheduled for November 9-11 and will be attended by Ms. Pratt, Mr. Peterson and Mr. Myhr.

10:25 AM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS:

Ferries/FAC/Intermodal: Mr. Rosenfeld gave an update on the Ferry Advisory Committee; discussed a rough draft of a resolution in process for the Council to endorse the Ferry Advisory Committee's Executive Council's recommendations. The resolution will be on the Consent Agenda for September 21. Mr. Rosenfeld also discussed legislative ferry priorities for next

year, Washington State Ferries and Regional Transportation Planning Organizations (RTPO), working with Ray Deardorf, the winter schedule, and recent data collection.

10:54 AM COUNTY ADMINISTRATOR ITEMS:

1. Special Needs Transportation Plan (2nd Touch) WebEx – Joyce Rupp, Community Services Manger; Barbara LaBrash, Orcas Island Human Services Manager

Ms. Rupp joined the meeting via WebEx from Orcas. She reminded the Council that the entire Transportation Plan is on the website for review. After discussion, the following action took place:

Moved by Ms. Pratt, seconded by Mr. Rosenfeld, to include the Resolution to adopt the Human Services Transportation Plan on next week's Consent Agenda, and further to authorize the initial round of grant applications to address targeted population needs. ALL AYES, MOTION CARRIED

Council Member updates continued:

General Government Subcommittee: Mr. Knapp reported that the Land Bank ordinance will need changes and will be reviewed. Also the Land Bank Commission would like to formally recommend applicants for Commission seats. Lincoln Bormann will draft a process for the General Government Subcommittee to review. The tabled motion regarding Solid Waste will be addressed during the County Administrator's report.

Ms. Pratt reported that the Draft Environmental Impact Study (DEIS) on the Cattle Point Road Realignment Project was released on September 3, and is available at Public Works.

Mr. Peterson began discussion on the cell phone ordinance prepared by the Task Force. Mr. Fralick suggested the topic be held until the afternoon.

Mr. Myhr announced that following Teddy McCullough's presentation on August 31, 2010, the Lopez Prevention Coalition received a grant for \$625,000.

- 11:13 AM** 2. Discussion of Taylor Property Conservation Easement (1st Touch) – Lincoln Bormann, Land Bank Director

Mr. Bormann provided background information on the conservation easement involving the North American Wetlands Conservation Easement Act and Ducks Unlimited. The property is located next to the Beaverton Marsh Preserve,

- 11:28 AM** 3. Solid Waste Program Solutions Process Update – Jon Shannon, Public Works Director

- a. Clarification of Recycling Fee Ordinance

Randall Gaylord, Prosecuting Attorney, joined the meeting to answer questions. After discussion, the following action took place:

Moved by Mr. Rosenfeld, seconded by Mr. Myhr, to reconsider Ordinance 24-2010 adopted at the August 24, 2010 meeting. Vote 3-3 (Rosenfeld, Myhr, Pratt in favor; Fralick, Peterson, Knapp opposed) MOTION NOT CARRIED

b. Long Range Solutions

Jon Shannon discussed the 2011 Public Works budget, and several funding models that will be submitted for Council approval.

Mr. Myhr specifically asked Mr. Shannon if the “0” facility option meant the closing of the transfer stations on San Juan and Lopez Islands, and if that was what is currently planned to be presented to the Council for the 2011 Budget. Mr. Shannon responded in the affirmative.

c. Resume Motion regarding appointment of a committee to investigate Solid Waste as a separate department

The following action took place:

Moved by Mr. Myhr, seconded by Mr. Rosenfeld, to bring back the motion from the August 31, 2010 meeting as follows: “...to appoint a committee to investigate forming a Solid Waste Department within San Juan County.” ALL AYES, MOTION CARRIED

Moved by Mr. Knapp, seconded by Mr. Rosenfeld, to appoint the General Government Subcommittee as the group that will investigate forming a Solid Waste Department within San Juan County. ALL AYES, MOTION CARRIED

4. Discussion of Draft Ordinance amending Ordinance 8-1998 E-911 Excise Tax (2nd Touch)

Mr. Rose introduced the draft ordinance which will raise the E911 phone tax for the purposes of improving services. Sheriff Bill Cumming was available to answer questions. Mr. Myhr pointed out that this represented a 40% increase and was symbolic of the increased costs of doing business because of inflation. In addition, Mr. Cumming, at the request of Mr. Myhr, indicated that these funds could not be used for improving cell phone service.

After discussion, the following action was taken:

Moved by Mr. Peterson, seconded by Mr. Myhr, to move the Ordinance to increase the E911 phone tax to a Public Hearing on October 12, 2010, at 10:45 am. ALL AYES, MOTION CARRIED

12:16 PM RECESS FOR LUNCH

1:05 PM PRESENTATION: Island’s Oil Spill Association (IOSA) – Julie Knight, IOSA Director

Julie Knight gave a PowerPoint presentation on IOSA's work, documenting their spill response, containment, source removal, cleanup and wildlife rescue.

1:30 PM DISCUSSION: 2011 Legislative Priorities – Lovel Pratt

Ms. Pratt present the most recent update of 2011 Draft Legislative Priorities. Discussion followed regarding the ranking and sorting of priorities.

Mr. Myhr asked that the listed item "Ability to hold regular meetings by video conference at distributed locations" be referred to the General Government Subcommittee for further discussion.

Ms. Pratt reported that Teddy McCullough, Drug Related Education Awareness Mentors Legislative Coordinator, called to say he had met with the Lopez School District Superintendent and that he will be presenting to the Lopez School Board on 9/29/10, and he expects that they will support/endorse the legislative priority to fully fund public schools, and the legislative priority recommended by the Prevention Coalition.

Other priorities were discussed. It was decided by consensus that Ms. Pratt would prepare a draft resolution that includes the legislative priorities as discussed for further review and opportunity for public input.

2:15 PM PRESENTATION: Committee for National Conservation Area (CNCA) – Tom Reeve, Member of CNCA

Mr. Reeve introduced the CNCA and outlined their goal to have community-driven management for San Juan County lands currently managed by the Bureau of Land Management. CNCA asked for a resolution from the County Council in support of their efforts.

3:00 PM DISCUSSION: Resolution to accept Roche Harbor Dock Easement (2nd Touch) – Jon Shannon, Director Public Works

Mr. Shannon explained the background of the dock easement. After discussion, the following action took place:

**Moved by Mr. Peterson, seconded by Mr. Myhr, to approve the Resolution to accept the Deed of Dock Easement for Roche Harbor County Dock, CRP 011003, San Juan Island.
ALL AYES, MOTION CARRIED**

Additional Council Items:

Mr. Peterson returned to the discussion of a draft cell phone ordinance. He asked for Council approval to meet with a small working group comprised of Task Force members to address the weaknesses in the draft ordinance, correct the language, and ready the ordinance for the Planning Coordinator. Mr. Myhr asked that this matter be placed on a near future agenda for further discussion. Mr. Fralick directed staff to place the matter on a future Council agenda.

3:05 PM CLOSED SESSION: At 3:05 PM Council Chair Fralick announced that the Council would be holding a **closed session** to discuss matters pertaining to collective bargaining pursuant to RCW 42.30.140(4)(b); estimated to last approximately 25 minutes.

Present: Full Council, County Administrator Pete Rose, Human Resources Manager Pamela Morais, Deputy County Administrator David Kelley, Director of Health and Community Services John Manning and Council Clerk Ingrid Gabriel. At 3:30, it was announced that the session would take an additional 15 minutes. At 3:45, it was announced that the session would last an additional 5 minutes. The session ended at 3:50 for a total closed session time of 45 minutes.

3:50 PM ADJOURN AND SIGN DOCUMENTATION

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

These Minutes were approved and signed on September 21, 2010. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.