

**MEETING MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
October 12, 2010**

Tuesday, October 12, 2010 - Council Hearing Room, Legislative Building, Friday Harbor

10:03 AM CALL TO ORDER

Council Chair Richard Fralick called the meeting to order at 10:03 a.m. Council members present: Vice-Chair Lovel Pratt, Howard (Howie) Rosenfeld, Gene Knapp, Bob Myhr, and 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.

There will be an Executive Session at the end of the day.

Citizens Access: The following citizens submitted comments: Frank Penwell, Merri Ann Simonson, Terry Domico, Stephanie Buffum, Pat O'Day, Sam Buck, J.B. Herron.

10:15 AM Clerk Update and Administrative Matters – Clerk Ingrid Gabriel, Deputy Clerk Maureen See

Ms. Gabriel reminded Council that the next date for public hearing is November 2 and that Joyce Rupp and Barbara LaBrash would be joining today's meeting through WebEx.

Committee Update: Ms. See gave a committee update. After discussion, the following action took place:

Moved by Mr. Knapp, seconded by Mr. Peterson, to appoint William Rupp to the Noxious Weed Board. ALL AYES, MOTION CARRIED

Approval of Minutes of September 28, 2010:

Moved by Mr. Peterson, seconded by Ms. Pratt, to approve the Minutes of September 28, 2010. ALL AYES, MOTION CARRIED

Review Agendas: No changes noted.

Review and Approve Consent Agenda:

A. Resolutions:

A Resolution Amending Designed Custodian for the Revolving Fund Account within the Public Works Department.

~~A Resolution Adopting the San Juan County 2011 Equipment Rental Rates and Authorizing the Equipment Rental & Revolving (ER&R) Fund/Fleet Manager to Purchase Approved Budget Items and/or Acquire Approved Budget Items through Bidding at Public Auctions~~ **This Item was removed from the Consent Agenda by County Council.**

Ordinances:

B. Contracts/Agreements:

Assignment of Hearing Examiner Contract to Olbrechts Associates

C. Budget Items:

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

- Warrants #85251-85285 in the amount of \$18,021.65 for Public Works Claims
- Warrants #85172-85250 in the amount of \$45,024.36 for County Claims
- Payroll Gross, pay period ending 05/21/2010, \$1,097,492.01
- Payroll Gross, pay period ending 6/23/2010, \$1,201,590.70
- Payroll Gross, pay period ending 7/23/2010, \$1,151,249.42
- Payroll Gross, pay period ending 8/24/2010, \$1,180,871.49
- Payroll Gross, pay period ending 9/23/2010, \$1,199,653.72
- Warrants #85400-85523 in the amount of \$81,238.28 for County Claims
- Warrants #85524-85574 in the amount of \$133,935.59 for Public Works Claims
- Warrant #85575 in the amount of \$1,310 for Veteran's Assistance

D. Personnel:

E. Appointments

F. Correspondence:

G. Miscellaneous:

H. Bid Openings:

Moved by Mr. Myhr, seconded by Mr. Rosenfeld, to approve the Consent Agenda of October 12, 2010 as amended. ALL AYES, MOTION CARRIED

Review Council Calendar Items: No changes

10:25 AM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS

Ferries/FAC/Intermodal: Mr. Rosenfeld reported that the Ferry Advisory Committee will have a special meeting on October 22 in lieu of their regular meeting. Melissa Johnson invited representatives from all ferry terminals to come to the meeting. The Committee continues to work on ferry schedules. Mr. Rosenfeld has been in telephone contact with the Coast Guard discussing more sailing time. The Office of Financial Management has asked the ferry system to begin anticipating a 4% cut which will affect services on all runs. The FAC will make recommendations at their next meeting.

Budget Subcommittee: Mr. Fralick had nothing to report at this time

10:36 AM Additional Updates & Discussion Items:

1. Discuss Citizen Proposal for Vesting - Prosecuting Attorney Randall Gaylord and Deputy Prosecutor Jon Cain

Discussion was held on a citizen proposal for vesting. It was agreed that the subject warranted further review, and would be placed on a future agenda in November or December.

Additional Updates & Discussion Items:

10:59 AM Joyce Rupp, Community Services Manager, and Barbara LaBrash, Human Resources Manager, via Teleconference

Ms. Rupp and Ms. LaBrash updated the Council on critical funding cuts for public mental health systems, specifically for jail services, affecting San Juan County contracts with Island County. These are budgetary reductions made by the legislature. Sheriff Bill Cumming offered comment.

11:13 AM **PUBLIC HEARING:** To consider an Ordinance Amending Chapter 3.23 SJCC and Imposing Additional Excise Taxes to Fund E-911 Services and Providing for Administration by the State of Washington Department of Revenue and Repealing Certain Provisions of Chapter 3.23 SJCC
Present: Full Council, County Administrator Pete Rose, Clerk to the Council Ingrid Gabriel, Deputy Clerk Maureen See, Sheriff Bill Cumming, and E-911 Coordinator Jim Ricks

Mr. Rose introduced the Ordinance. Sheriff Bill Cumming explained that this is a statewide upgrade to switch equipment to digital. Sheriff Cumming and Mr. Ricks answered Council questions.

Mr. Fralick opened public testimony, and comment was offered by Patty Miller. Public testimony was closed, reserving the right to re-open. After discussion, the following action took place:

Moved by Mr. Peterson, seconded by Mr. Knapp, to adopt the Ordinance to increase the E-911 phone tax and to direct the Administrator to sign the agreement for State Administration of the excise taxes. ALL AYES, MOTION CARRIED

11:28 AM **DISCUSSION AND ADOPTION:** 2011 Legislative Priorities Resolution Adoption (public comment accepted) – Council

Ms. Pratt began discussion by offering an update on the white papers included in the Priorities. Mr. Fralick asked for one change in the 2011 Draft Legislative Priorities, page 11 of 18, fourth paragraph should read "...A 250-foot protected area..."

Moved by Mr. Myhr, seconded by Mr. Rosenfeld, to approve Legislative Priorities for the 2011 Legislative Session. ALL AYES, MOTION CARRIED

11:33 AM **DISCUSSION:** To Consider a Resolution to Support the Establishment of a National Conservation Area on Bureau of Land Management Lands in San Juan County (2nd Touch) – Council

Mr. Fralick introduced the discussion of Council endorsement of pursuing National Conservation Area legislation. He introduced Karen Kelleher from the Bureau of Land Management, and Tom Cowan, a member of the National Conservation Area Committee.

Discussion followed, and it was concluded that this item would be brought forward to consider adoption of a resolution in early November (to include public comment).

11:52 am **General Government Subcommittee:** Mr. Knapp reported that the committee met this morning, and included Utilities Manager Ed Hale on the Solid Waste discussion.

Legislative Priorities: Ms. Pratt reported on the September 30 Oil Spill Symposium at Roche Harbor, sponsored by Madrona Institute, and the passage of the Coast Guard authorization bill that included some of the provisions in the Council's legislative priority on oil spill prevention, readiness and response.

The Washington State Association of Counties (WSAC) Legislative Steering Committee (LSC) is currently identifying priorities for 2011-2013 and the LSC will recommend an agenda to the full membership at the annual meeting in November.

Ms. Pratt also reported that she met with Representative Rick Larsen on Saturday in Friday Harbor, and reviewed our draft federal Legislative Priorities with him.

Ms. Pratt reported on a press release received from the Islands Trust. The Union of BC Municipalities endorsed a resolution to deal with derelict vessels and another resolution supporting a National Marine Conservation Area. The Islands Trust is also focusing their advocacy efforts on influencing federal and municipal policies on marine shipping safety and oil spill prevention and response.

Mr. Rosenfeld added that the Washington State Ferries has been organizing quarterly meetings on the interisland ferry. They asked for suggestions to capture more public interest. Mr. Rosenfeld suggested meeting in the Legislative Hearing Room, to provide live streaming and allow the public to email questions during the meeting. This will be scheduled in December.

11:58 PM **RECESS FOR LUNCH**

1:01 PM **COUNTY ADMINISTRATOR ITEMS:** Pete Rose, County Administrator

Mr. Rose introduced a letter to the Association of Washington Cities Executive Board that solicited ideas and suggestions from city managers and administrators. Both Mr. Rose and Stan Matthews contributed to the letter.

1. Approve agreement amending and extending Local 1849 Labor Agreement – Pamela Morais HR Manager, David Kelly Deputy director

Ms. Morais gave an overview of Local 1849 and unrepresented employees contributions to the cutbacks. There will be mandatory closure days in County Offices in 2011 as follows: Friday March 18, Friday June 10, Tuesday July 5, Monday August 1, and Friday September 2. Local 1849 members and unrepresented employees earn recovery days as paid leave in future years as follows:

- 2011 – one 8-hour recovery day
- 2012 - two 8-hour recovery days
- 2013 - two 8 hour recovery days

After discussion, the following action took place:

Moved by Ms. Pratt, seconded by Mr. Myhr, to approve the Collective Bargaining Agreement Third Amendment 2010 Regarding Cost-of-Living Adjustments, Mandatory Closures and a One-Year Contract Extension. ALL AYES, MOTION CARRIED

- 2. Approve Resolution Designating Unrepresented Employees to have a Zero Cost-of-Living Adjustment and five Mandatory Unpaid Furlough Days in 2011 and Five Recovery Days as Scheduled from 2011 through 2013

Moved by Mr. Peterson, seconded by Ms. Pratt, to adopt a Resolution designating unrepresented employees to have a zero cost-of-living adjustment and five mandatory unpaid furlough days in 2011, and five recovery days as scheduled from 2011 through 2013. ALL AYES, MOTION CARRIED

- 3. Introduction to 2011 Preliminary Budget Review & Department Presentations

Mr. Fralick thanked Pete Rose, and staff Debbie Emery, David Kelly, Auditor Milene Henley and Deputy Auditor Jose Domenech for their efforts in preparing the 2011 Preliminary Budget materials. Mr. Fralick also thanked Local 1849, and the citizens of San Juan County for the levy lift. Mr. Rose gave an introduction of the Preliminary budget review and presentations.

Victoria Compton of the Economic Development Council (EDC) gave a PowerPoint presentation of the EDC budget.

Auditor Milene Henley gave reports on Restricted Funds & General Government Departments.

1:47 PM

Budget Presentations:

General Government – Restricted Funds: Auditor Milene Henley
Veteran’s Relief; Dog License; Multipurpose Facilities; Lodging Tax;
Auditor’s Document Preservation; Capital Improvement Fund; Crime
Victims; Other Grants & Septic Loans; Public Facilities Improvements
(Economic Development Council/Agricultural Resources Committee);
Criminal Justice; Bond Redemption; Insurance Cumulative Reserve;
Civil Service; and General Administration

3:10 PM General Government – Auditor, Elections: Auditor Milene Henley

**3:31 PM General Government – Administration, Board of Equalization,
Information Services:** David Kelly, Deputy Director of Administration

3:45 PM EXECUTIVE SESSION:

At 3:45 Council Chair Fralick announced that the Council would be holding an **executive session** to discuss potential litigation pursuant to RCW 42.30.110 (1)(i) estimated to last approximately 15 minutes. Present: Full Council, Prosecuting Attorney Randall Gaylord, County Administrator Pete Rose, Deputy County Administrator David Kelly, Human Resources Manager Pamela Morais, and Council Clerk Ingrid Gabriel. At 4:00 Mr. Fralick extended the session an additional 5 minutes. The session ended at 4:05 for a total of 20 minutes.

Ms. Gabriel stepped out of the hearing room and announced that the executive session had ended.

No action was taken.

4:05 PM RECONVENED:

Mr. Fralick reconvened the regular meeting and announced that Mr. Myhr and Mr. Rosenfeld were excused for the remainder of the day.

4:06 PM David Kelly continued his report on Informational Services

4:16 PM General Government – Assessor: Assessor Charles Zalmanek

5:00 PM General Government – Treasurer, Tax Sale: Treasurer Jan Sears

5:05 PM General Government – County Council: Council Clerk Ingrid Gabriel

**4:30 PM ~~CLOSED SESSION:~~ To discuss matters pertaining to **Collective
Bargaining** pursuant to RCW 42.30.140(4)(b) — Human Resources
Manager Pamela Morais (cancelled)**

5:17 PM ADJOURN AND SIGN DOCUMENTATION

COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON

These Minutes were approved and signed on October 19, 2010. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.