

**MEETING MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
May 18 and 19, 2009**

Monday, May 18, 2009 - Council Hearing Room, Legislative Building, Friday Harbor

8:30 AM SPECIAL MEETING

The special meeting was called to order at 8:30 a.m. for a joint meeting of the Council and Critical Areas Ordinance (CAO) Committee. Council members Howard (Howie) Rosenfeld, Gene Knapp, Bob Myhr, Lovel Pratt, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Deputy Clerk, Lisa Brown; Ron Henrickson, CD&P Director; Shireene Hale, Senior Planner; Randall Gaylord, Prosecuting Attorney; Jon Cain, Deputy Prosecuting Attorney; Rebecca Ponzio, Puget Sound Partnership (PSP) representative; available members of the CAO Committee; and interested members of the public were present.

Stephanie O'Day, of the CAO Committee, provided history and the work done to date by the committee. Ms. O'Day reviewed areas of disparity and contention regarding upland and shoreline protections relative to the CAO and Growth Management Act (GMA) compliance, and according to her interpretation the decision in the Futurewise vs. City of Anacortes Supreme Court ruling defining the Shoreline Master Program (SMP) as governing law over all shoreline areas. She made a recommendation to the Council to handle the upland regulations now through the CAO update and to address the shoreline regulations when updating the Shoreline Master Plan, and referenced an e-mail submitted by Patty Miller, who was unable to attend. Ms. O'Day answered questions from the Council.

Mr. Henrickson thanked the CAO members for their participation in the process and provided his interpretation of the requirements, using the advisory circular from Community, Trade, and Economic Development (CTED), which requires the CAO to include all critical areas - including shoreline areas, to achieve GMA compliance. Mr. Henrickson, Ms. Hale, Mr. Gaylord, and Mr. Cain answered questions from the Council regarding how to proceed, and the \$33,000 in Department of Ecology (DOE) grant funding at stake. Ms. Ponzio explained deliverables and the deadline for the grant. Mr. Gaylord advised the Council to seek written assurances regarding this from DOE. Council discussion took place with CAO members offering input. Mr. Peterson expressed concern over rushing to open the shoreline ordinance process to public scrutiny, knowing what it took for the balanced committee to arrive at mutually acceptable upland regulations. The following action then took place:

Moved by Pratt, seconded by Myhr, to proceed with deliverables outlined by the PSP grant, including the public participation process, request staff to identify a comprehensive public participation plan, and have staff request a written assurance from DOE that they will provide a timely review of SMP amendments regarding the CAO and Essential Public Facilities (EPF). Mr. Fralick stated he does not believe 40 days will provide enough time to handle this with appropriate due process. Mr. Rosenfeld stated that these would be drafts that could be modified later. **Motion carried with Pratt, Knapp, Myhr, and Rosenfeld in favor; and Peterson and Fralick opposed.**

10:00 AM CALL TO ORDER – Staff Meeting / Work Session

Council Chair Peterson called the Staff Meeting/Work Session to order at 10:00 a.m. Council members Howard (Howie) Rosenfeld, Gene Knapp, Bob Myhr, Lovel Pratt, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Deputy Clerks Lisa Brown and Maureen See; and interested members of the public were present.

CITIZENS' ACCESS TIME

Laura Tretter, SJI Public Library Director, reported on an inter-active learning trail project, underway by the SJC Early Learning Consortium. She described how these activities are beneficial to brain development and invited the Council to the opening of the first trail on May 23, 2009, from 10:00 -11:00 a.m., at the family park at the County Fairgrounds.

Georgia Baci, Senior Services Chairman, reviewed age demographics in SJC, the hardships that the current reductions have caused seniors, and requested that the Council make senior services a local priority as future budget considerations are made.

10:15 AM CLERK UPDATE & ADMINISTRATIVE MATTERS: Ann Larson, Clerk to the Council
(Verbal)

Ms. Larson requested approval of four letters she had added to Consent for tomorrow. **The Council agreed by consensus to add the letters to the Consent Agenda.** Ms. Larson referenced her report regarding technology requirements in the Council office for software implementations of Hellion and AV Capture All. Mr. Rose explained that the Council has no obligation to Public Access Media for any equipment and the following action took place:

Moved by Rosenfeld, seconded by Fralick, to reallocate the equipment purchased for Public Access Media to Council inventory for the purpose of audio and video recording using AV Capture All software. Motion carried unanimously.

Moved by Rosenfeld, seconded by Fralick, that the Council authorize the purchase of a laptop using monies from the Council professional services budget for the purpose of audio and video recording using AV Capture All software. Motion carried unanimously.

Commencing at 3:30 p.m., Ms. Larson continued her report noting the special meeting, scheduled for June 5, 2009, with the legislators, would include lunch at the FHHS and a budget discussion in the afternoon. Topics for the June 9, 2009, joint Town meeting were also discussed.

Ms. See provided a committee update and the Council agreed to place the following applicants on consent for appointments: Ron Zee to the Agricultural Resources Committee (ARC); David Shimerhorn, Michael Durland, Janet Alderton, Bob Connor, Sandra Watters, Charles Binford, Sydney, Experiencing Eden, to the Deer Harbor Planning Review Committee; Shannon Hoffman, Madrona Murphy, Nancy Greene, Jamie Stephens, Linnea Arntson Paige, Sandy Bishop, Miles Paige, Dan Drahn, Faith Van De Putte, and Clive Prout to the ad hoc Lopez Village Planning Review Committee; and Mike Carlson to the Planning Commission.

Minutes, agendas, and Council calendar items were reviewed. It was decided that, rather than adding discussion regarding fee reduction requests to an agenda, it be referred to the Budget Subcommittee. Mr. Rosenfeld said the FAC informed WSF that the proposed schedule would be released to the public at the end of May, so people can make their voices heard at the June 11, 2009, public ferry meeting. Mr. Peterson stated he would be unable to attend the LTAC meeting on the 27th of May and Ms. Pratt offered to attend from 12:00 -1:30, as she is unable to be present at 11:30 when the meeting convenes. It was also noted that Mr. Matthews would be present. Mr. Peterson also sought a replacement for the SWAC meeting on May 28th and Mr. Rosenfeld volunteered to attend.

10:30 AM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS: (This item was postponed to Tuesday, due to time constraints.)

11:00 AM DISCUSSION: Human Services Program Update – Barbara LaBrash, Human Services Manager; Sage MacLeod, Early Childhood Education and Assistance Program (ECEAP) Coordinator; and interested members of the public were present.

Ms. Sage explained the history of the ECEA program, provided an overview of services offered through the program, and explained the work she does in San Juan County. She also provided statistics and demographic information regarding children and families served in SJC and impacts of the budget reductions. Ms. Sage answered questions from the Council. Ms. LaBrash provided an overview of Human Services Programs and reviewed Developmental Disabilities; Substance abuse, treatment, and prevention programs; risk factors of SJC youth; mental health programs and mandates, and reviewed the 1/10 of 1% mental health tax, noting that the \$100,000 incentive award through this tax was being administered through the office of financial management (OFM) and would look into whether funding could be utilized for prevention. She reviewed impacts of the budget cuts and stresses that will occur with further budget reductions. Ms. LaBrash also answered questions from the Council.

11:30 AM EXECUTIVE SESSIONS: 1) Pending Litigation; 2) Real Property Acquisition; and CLOSED SESSION: 3) Collective Bargaining:

At 11:34 Council Chair Peterson announced that the Council would be holding two **executive sessions** to discuss potential litigation pursuant to RCW 42.30.100 (1)(i); and real property acquisition, pursuant to RCW 42.30.110 (1)(b); and a **closed session** to discuss matters pertaining to collective bargaining pursuant to RCW 42.30.140(4)(b); estimated to last approximately 45 minutes. It was then announced that these sessions would take an additional 10 minutes, for a total executive and closed session time of 55 minutes.

1) Executive Session: Present: Randall Gaylord, Prosecuting Attorney; and Adina Cunningham, SJC Risk Manager/Deputy Director. The session ended at 12:12 p.m. for an actual session time of 38 minutes. No action was taken upon reconvening.

2) Executive Session: Present: Jon Shannon, Public Works Director. The session ended at 12:23 p.m. for an actual session time of 11 minutes. No action was taken upon reconvening.

3) Closed Session: Present: Pamela Morais, Human Resources Manager. The session ended at 12:29 p.m. for an actual session time of 6 minutes. No action was taken upon reconvening.

1:00 PM **REPORT: Briefing on Risk Assessment regarding the Sutton Road site.** Adina Cunningham, Deputy Administrator/Risk Manager; Randall Gaylord, Prosecuting Attorney; and interested members of the public were present.

Ms. Cunningham provided a preliminary liability risk assessment, noting that an environmental assessment will need to take place in order to make a determination of what risks exist. She provided history of activity on the site and DOE permitting, and also reported that the County has no liability insurance to cover this risk currently, but is investigating options. She provided a power point presentation addressing Legal Acts relative to responsible parties and noted that an environmental assessment would also identify measures to reduce risk. Ms. Cunningham, Mr. Gaylord, and Mr. Rose answered questions from the Council and the following action took place:

Moved by Pratt, seconded by Knapp, to authorize staff to proceed with an environmental assessment on the Sutton Road property. Motion carried unanimously.

1:15 PM **WORK SESSION:** Housing Authority. Angela Lausch, Affordable Housing Coordinator; Nancy DeVaux, San Juan Island Community Home Trust Executive Director; Lisa Byers, OPAL Executive Director; Joyce Sobel San Juan Island Family Resource Center Executive Director; William Agosta, HBC member; Carrie Lacher, HBC member; John Campbell, Board Member and Architect for Homes for Islanders; and John Smith, retired Executive Director for the Skagit County Housing Authority; and interested members of the public were present.

A work session was held to provide information to the Council regarding Housing Authorities. Ms. Lausch introduced the panel and provided background information. Members of the panel came forward and answered questions from the Council regarding housing assistance through Housing Authorities and associated regulations. Mr. Smith shared his expertise as the past Executive Director of the Skagit County Housing Authority.

4:00 PM **ADJOURN:** (Time Approximate)

Tuesday, May 19, 2009 - Council Hearing Room, Legislative Building, Friday Harbor
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10:00 AM **CALL TO ORDER**

Council Chair Peterson called the meeting to order at 10:00 a.m. and the flag salute was conducted. Council members Howard (Howie) Rosenfeld, Bob Myhr, Lovel Pratt, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Deputy Clerk, Lisa Brown; and interested members of the public were present.

EXCUSED ABSENCES

Moved by Myhr, seconded by Rosenfeld, to **excuse the absence of Mr. Knapp**, who was attending a class. Motion carried unanimously.

CITIZENS' ACCESS TIME

Jack Cory, a private citizen, addressed the Council regarding Citizen's Committees. He explained his involvement on the UDC committee, noted that this committee was excluded from final revisions and related this to the prior day's discussion regarding participation of the CAO Committee. He stated that he thought that this resulted in mistakes in the UDC and inconsistent code. Mr. Cory also noted that a well balanced citizen committee helps to gain public acceptance.

COUNCIL ADMINISTRATIVE MATTERS

Minutes: Moved by Rosenfeld, seconded by Fralick, to approve the Minutes of **May 4 and 5, 2009**. Motion carried unanimously.

Consent Agenda: Moved by Fralick, seconded by Myhr, to approve the **Consent Agenda of May 19, 2009**, as follows:

A. Resolutions/Ordinances: A resolution to accept the corrected Deed of Conservation Easement for the Howard property on San Juan Island.

B. Contracts/Agreements: (No Items.)

C. Budget Items: Approve 2009 Warrants signed by Auditor and County Administrator:

- Warrants #61999-62038 in amount of \$144,476.36 for Public Works
- Warrants #61903-61998 in amount of \$294,447.75 for County Claims
- Warrants #62235-62283 in amount of \$43,637.24 for Public Works
- Warrants #62146-62234 in amount of \$56,038.66 for County Claims
- Interfund Transfers for the month of April, 2009
- Warrants #62422-62554 in the amount of \$107,991.06 for County Claims
- Warrants #62556-62624 in the amount of \$710,938.83 for Public Works

D. Personnel: (No items.)

E. Appointments:

1. A letter appointing Ron Zee to the Agricultural Resources Committee, Position #13, beginning immediately, the term expiring April 30, 2013.
2. Letters appointing the following citizens to the Deer Harbor Plan Review Committee: David Schermerhorn (2 yrs), Michael Durland (1 yr), Janet Alderton (2 yr), Bob Connor (2 yr), Sandra Watters (1 yr), Charles Binford (1 yr), Sydney, Experiencing Eden (1 yr).
3. Letters appointing the following citizens to the Lopez Village Plan Review Committee: Madrona Murphy, Nancy Greene, Jamie Stephens, Sandy Bishop, Myles Paige, Dan Drahn, and Clive Prout.
4. A letter appointing Mike Carlson to the San Juan County Planning Commission, the term beginning immediately and expiring December 31, 2013.

F. Correspondence:

1. A letter thanking George Post for his service with the Solid Waste Advisory Committee.
2. A letter of appreciation to Bryan Hoyer and the members of the San Juan County Amateur Radio Society thanking them for their contribution.
3. A letter to Captain Suzanne Englebert requesting the US Coast Guard grant touring waivers to allow touring watches on SJI ferry routes.
4. A letter to David Dicks and Bill Ruckelshaus requesting the Puget Sound Partnership work with the legislators and fund the WSU Beach Watcher program.

G. Miscellaneous:

Approval of the Senior Rental Subsidy Program benefiting extremely low income seniors per Resolution 9-2008.

H. Bid Openings: (No items.)

COUNCIL MEMBER UPDATES

Ferries: Mr. Rosenfeld expressed concern over not having funding budgeted for ferry traffic control this summer. He reported on costs and possible cost-sharing with the Town of Friday Harbor and WSF. By consensus, the Council tasked Councilmember Rosenfeld and Administrator Rose with working with the Town on signage options. Council discussion took place and the following motion was made:

Moved by Rosenfeld, seconded by Myhr, to authorize spending of up to \$1,200 from the Council Professional Services fund for noon ferry traffic control. Motion carried with Fralick opposed.

10:20 AM COMMITTEE REPORT: San Juan County Human Services Advisory Board Work Plan. Catherine Ellis, Human Services Advisory Board (HSAB) Chair; John Manning, HC&S Director; and interested members of the public were present.

Ms. Ellis provided an overview of the work to be done by the HSAB in the coming year. She explained that the committee provides input to Staff and the Council regarding County programs and ECEAP. Mr. Manning provided a summary of the HSAB work plan, which included review of contracted proposals for home and school-based mental health services, review of requirements for mental health tax programs, continued development of community based mental health programs, and to review and recommend award of the alcohol and substance abuse treatment program contract. He noted that this recommendation is forthcoming. The following motion was then made:

Moved by Myhr, seconded by Rosenfeld, to approve the work plan of the HSAB. Motion carried unanimously.

10:40 AM DISCUSSION: Personal Health Services (PHS) Program Update. JoAnne Campbell, Personal Health Services Manager

Ms. Campbell referenced her staff report and briefed the Council on the PHS program. Ms. Campbell began by responding to questions from the Council regarding staffing cuts in nursing and discontinuing fall influenza vaccine clinics due to the 12% budget reduction. Mr. Manning also provided input. Ms. Pratt inquired if there were any “remote and necessary” funding formulas available related to health programs. Ms. Campbell briefly reviewed her report with the Council, which included services delivered in 2008 and the service delivery model.

11:00 AM PUBLIC HEARING: Proposed Amendment to the Dog Ordinance. Council members Rich Peterson; Howard (Howie) Rosenfeld, Lovel Pratt, Bob Myhr, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Public Hearings Specialist, Lisa Brown; Deputy PA, Karen Vedder; Sheriff, Bill Cumming; and interested members of the public were present.

Ms. Vedder referenced the draft ordinance, and asked the Council to consider revisions addressing animal safety concerns submitted by Marcia Waunch from the animal protection society, regarding using vehicles as “secure enclosures.” Ms. Vedder answered questions from the Council. Public testimony was opened, none submitted, and closed. Ms. Vedder stated both she and Sheriff Cumming favored the revision, stating the dog can be in the car only when the owner is present. She stated she had an ordinance with this revised language prepared and the following action took place:

Moved by Myhr, seconded by Rosenfeld, I move to adopt an Ordinance amending Chapter 6.08 of the SJC Code regarding dangerous and potentially dangerous dogs and owner responsibilities for the Control of dogs, as modified. Motion carried unanimously.

11:15 AM PUBLIC HEARING: Proposed Amendment to the Competitive Bid Ordinance. Council members Rich Peterson; Howard (Howie) Rosenfeld, Lovel Pratt, Bob Myhr, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Public Hearings Specialist, Lisa Brown; Deputy PA, Karen Vedder; PW Director, Jon Shannon; and interested members of the public were present.

Ms. Vedder explained that a change in legislature this year will allow a higher level of contract without requiring a formal bidding process. With this amendment, the County could approve small works projects up to \$300,000 without going out to a formal bid. Public testimony was opened, none submitted, and closed. The following action then took place:

Moved by Fralick, seconded by Rosenfeld, to adopt an Ordinance amending the Bidding Ordinance to revise limits of public works contracts requiring competitive bidding. Motion carried unanimously.

11:30 AM **DISCUSSION:** Disaster Resilient Inter-Island Communications System. Brendan Cowan, Director of Emergency Management; Bryan Hoyer, President of the SJC Amateur Radio Society; and interested members of the public were present.

Mr. Cowan discussed the need to have improved ability to communicate in disaster situations. He noted there are 19 fire stations in the county and the current thought is to use them for communication hubs. Mr. Hoyer described the community communications network in place, Amateur Radio Emergency Services (ARES), which has 60 club members and noted that there are 250 “ham” operators in San Juan County. He reviewed the club’s goals and discussed the “white box” system deployment. Mr. Cowan noted that the Comprehensive Emergency Management Plan is being rewritten at this time and will report back with the disaster response communications.

1:30 PM **COUNTY ADMINISTRATOR ITEMS:** Pete Rose, County Administrator; Dona Wuthnow, Parks Director; Lincoln Bormann, Land Bank Director; and interested members of the public were present.

1. Briefing on the Fisherman Bay Road Bid Opening for Federal Stimulus Package funds: Mr. Rose reported that he conducted this bid opening at 1:00 pm today. Of the three bids the apparent low was from Ramo Construction in the amount of \$403,679.63. The materials were given to Public Works to review.

2. Lopez Hill Lease Update: Mr. Rose introduced this item noting that Staff is seeking approval on the proposed lease. Ms. Wuthnow explained that negotiations with the Department of Natural Resources (DNR) were complete, referenced her staff report and lease for Council approval, in order to meet the June 30th, 2009, deadline for trust-land funding of \$5,000,000. Ms. Wuthnow, Mr. Bormann, and Ms. Vedder answered questions from the Council. Ms. Wuthnow said the County would be acquiring the land as-is and that future changes would not be initiated by DNR.

Moved by Myhr, seconded by Rosenfeld, to approve a Resolution to accept the Trust Land Transfer Lease of Lopez Hill from the Department of Natural Resources. Motion carried unanimously.

3. (Added Item commencing at 1:44 PM.) Mr. Rose requested Council direction regarding whether to include the creation of the Housing Authority in the Housing Element, study the idea further, or dismiss the idea. Mr. Henrickson answered questions from the Council. Council discussion took place and Mr. Peterson requested a one page summary report of the workshop, to indicate whether there would be dependable outcomes in creating a housing authority. He also asked if funding for Ms. Lausch’s salary could be merged into the housing authority administration process.

2:00 PM **PUBLIC HEARING:** Community Development Block Grant Application. Council members Rich Peterson; Howard (Howie) Rosenfeld, Lovel Pratt, Bob Myhr, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Public Hearings Specialist, Lisa Brown; Affordable Housing Coordinator, Angela Lausch; and interested members of the public were present.

Ms. Lausch referenced her staff report and explained the CDBG planning and participation process. Handouts detailing the process to participate were made available in English and Spanish. Ms. Lausch reported that the Town of Friday Harbor had agreed to participate in the application and would be holding their public hearing on Thursday, May 21, 2009. Ms. Lausch answered questions from the Council. Public testimony was opened and submitted by Jack Cory, who requested clarification on the Grant. Public testimony was then closed. Ms. Lausch, Ms. Vedder, and Mr. Rose answered additional questions from the Council and the following action took place.

Moved by Myhr, seconded by Rosenfeld, that the Council authorize the application process for the CDBG Planning Only Funds, and submit it to the Department of Community, Trade, & Economic Development; and pass the Resolution of Certifications; and direct staff to draft an inter-local agreement with the Town of Friday Harbor. Motion carried unanimously.

2:30 PM PUBLIC HEARING: Site Specific Re-designation from Rural Farm Forest to Island Center (Friends of the Lopez Island Pool, 09RED001). Council members Rich Peterson; Howard (Howie) Rosenfeld, Gene Knapp, Lovel Pratt, Bob Myhr, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Public Hearings Specialist, Lisa Brown; CD&P Associate Planner, Julie Thompson; representative of the applicant, Friends of Lopez Island Pool (FLIP), Ms. Bergstrom; and interested members of the public were present.

Before this public hearing was opened, Ms. Bergstrom, representing the applicant, announced that due to the recommendation of denial by the Planning Commission, the application was being withdrawn. Ms. Thompson explained the circumstances resulting in this denial and that the Planning Commission had recommended a UDC amendment to the allowable use table to allow indoor swimming pools under a conditional use permit. Mr. Henrickson noted that CD&P Staff would approve of this recommendation and could add it to the second docket of Comprehensive Plan amendments. Ms. Bergstrom distributed a letter from FLIP, which Mr. Peterson requested that she read. Mr. Myhr expressed that this is a tremendous opportunity to have a public pool. **The Council, by consensus, directed Administrator Rose to place this amendment on the next UDC Docket.**

2:50 PM PUBLIC HEARING: Ordinance adopting the Lopez Village UGA Sewer Plan. Council members Rich Peterson; Howard (Howie) Rosenfeld, Lovel Pratt, Bob Myhr, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Public Hearings Specialist, Lisa Brown; CD&P Senior Planner, Colin Maycock, and interested members of the public were present.

Mr. Maycock referenced the three ordinances before the Council in the last stage of UGA completion for Lopez Village. Mr. Maycock reviewed the criteria and Lopez Village UGA Sewer Plan, demonstrating how this plan meets the necessary objectives to achieve compliance. Mr. Maycock answered questions from the Council. Public testimony was opened, none submitted, and closed. The following action then took place:

Moved by Myhr, seconded by Rosenfeld, to adopt identified portions of the Fisherman Bay Sewer District's Wastewater System Master Plan into the San Juan County Comprehensive Plan, excluding those sections that reference service to parcels that are outside of the Lopez Village UGA and are not within the established ULID areas and to make the necessary changes to Element 7 and Appendix 7. Motion carried unanimously.

Moved by Myhr, seconded by Rosenfeld, to adopt an Ordinance amending the San Juan County Comprehensive Plan Capital Facilities Element and Appendix 7 to address sewer system capital facilities in the Lopez Village Urban Growth Area. Motion carried unanimously.

3:10 PM PUBLIC MEETING: Resolution approving Fisherman Bay Sewer District's annexation of properties in the Lopez Village UGA. Council members Rich Peterson; Howard (Howie) Rosenfeld, Gene Knapp, Lovel Pratt, Bob Myhr, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Public Hearings Specialist, Lisa Brown; CD&P Senior Planner, Colin Maycock, and interested members of the public were present.

Mr. Maycock referenced his staff report, noting that this annexation meets the RCW requirements and is compliant with SJC's Comprehensive Plan. Public testimony was opened, none submitted, and closed. The following action then took place:

Moved by Myhr, seconded by Rosenfeld, to adopt the resolution approving the petition for annexation of 60 acres both in and adjacent to the Lopez Village UGA into the Fisherman Bay Sewer District Service Area. Motion carried unanimously.

3:30 PM PUBLIC HEARING: Ordinance adopting the Lopez Village UGA Water Plan and Repealing the Lopez Village Moratorium. Council members Rich Peterson; Howard (Howie) Rosenfeld, Gene Knapp, Lovel Pratt, Bob Myhr, and Richard Fralick; County Administrator, Pete Rose; Clerk to the Council, Ann Larson; Public Hearings Specialist, Lisa Brown; CD&P Senior Planner, Colin Maycock, and interested members of the public were present.

Mr. Maycock noted that the adoption of the Lopez Village UGA Water Plan would be the final step in GMA compliance for the Lopez Village UGA and obviates the need for the building moratorium. He explained details of the plan and recommended its adoption. Public testimony was opened, none submitted, and closed. The following action then took place:

Moved by Myhr, seconded by Rosenfeld, to adopt an Ordinance amending the San Juan County Comprehensive Plan Capital Facilities Element to address water system capital facilities in the Lopez Village Urban Growth Area and repealing Ordinance 6-2002 moratorium on subdivision in Lopez Village Urban Growth Area). Motion carried unanimously.

Mr. Myhr thanked Mr. Rose, Mr. Maycock, Mr. Henrickson, the planning staff, and citizens for their collective efforts in this accomplishment for District 6, noting it was one of his top priorities in his election campaign of 2005.

4:00 PM ADJOURN AND SIGN DOCUMENTATION: Council Chair Peterson adjourned the meeting at 3:34 p.m. A special meeting was scheduled for Friday, June 5, 2009; the next regular meeting was scheduled for Monday, June 8, 2009; and the next regular Tuesday meeting was scheduled for June 9, 2009.

APPOINTMENTS:

1. Refer to Consent Agenda, section E.

BUDGET ITEMS/WARRANTS:

1. Refer to Consent Agenda, section C.

CALL FOR BIDS:

1. Fisherman Bay Road Bid Opening (Refer to Tuesday, 1:30 PM County Administrator Items No. 1 for details related to the bid opening.)

CONTRACTS/AGREEMENTS:

1. Lopez Hill Lease (Refer to Tuesday, 1:30 PM COUNTY ADMINISTRATOR ITEMS No. 2 for details of action taken.)
2. Interlocal Agreement with the Town of Friday Harbor (Refer to Tuesday, 2:00 PM PUBLIC HEARING, for details of action taken.)

CORRESPONDENCE:

1. Refer to Consent Agenda, section F.

MISCELLANEOUS ITEMS:

1. Refer to Consent Agenda, section G.
2. Puget Sound Partnership Grant Application Process Authorization (Refer to Monday, 8:30 AM, SPECIAL MEETING, for details of action taken.)
3. Re-allocate recording equipment to Council inventory
4. Authorize laptop purchase for recording hearings outside the Council Chambers
(For items 2 and 3, refer to Monday, 10:15 AM, CLERK UPDATE & ADMINISTRATIVE MATTERS, for details of action taken.)
5. Environmental Assessment authorized on Sutton Road Site (Refer to Monday, 1:00 PM, REPORT, for details of action taken.)
6. Ferry Traffic Control expense (Refer to Tuesday, COUNCIL MEMBER UPDATES, for details of action taken.)
7. HSAB Work Plan (Refer to Tuesday, 10:20 AM, COMMITTEE REPORT, for details of action taken.)
8. UDC Amendment request (Refer to Tuesday, 2:30 PM, PUBLIC HEARING, for details of action taken.)

ORDINANCES / RESOLUTIONS:

- ORD. NO. 12-2009-** (Refer to Tuesday, 11:00 AM, PUBLIC HEARING, for details of action taken.)
ORD. NO. 13-2009- (Refer to Tuesday, 11:15 AM, PUBLIC HEARING, for details of action taken.)
ORD. NO. 14-2009- (Refer to Tuesday, 2:50 PM, PUBLIC HEARING, for details of action taken.)
ORD. NO. 15-2009- (Refer to Tuesday, 3:30 PM, PUBLIC HEARING, for details of action taken.)
RES. NO. 19-2009 (Refer to CONSENT AGENDA, section A, for details of action taken.)

RES. NO. 20-2009 (Refer to Tuesday, 2:00 PM, PUBLIC HEARING, for details of action taken.)

RES. NO. 21-2009 (Refer to Tuesday, 3:10 PM, PUBLIC MEETING, for details of action taken.)

RES. NO. 22-2009 (Refer to Tuesday, 1:30 PM COUNTY ADMINISTRATOR ITEMS No. 2 for details of action taken.)

PERSONNEL ITEMS: (No items.)

These Minutes were approved and signed on Tuesday, June 9 2009. The original document is retained in the Council's permanent proceedings file. Attest: Lisa J. Brown, Deputy Clerk.