

**SUMMARY OF THE MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
Monday July 30, 2007**

Tuesday, July 31, 2007 - Council Hearing Room

CALL TO ORDER

Council Chair Myhr called the meeting to order at 10:00 a.m. Council members Ranker, Peterson, Rosenfeld, Knapp, and Lichter; County Administrator Rose; Clerk to the Council Tuttle; and interested members of the public were present. The flag salute was conducted.

CITIZEN ACCESS TIME

Jack Cory suggested keeping Agenda information intact and without change as much as possible, and to have more complete information provided to public, i.e., the content of MRC Letter of Intent for 7/31/2007.

ANNOUNCEMENTS/SCHEDULE CHANGES

The posted Council Agenda was revised and posted outside the Council Hearing Room, and in the Courtroom Lobby bulletin board prior to commencement of the Session.

APPROVAL OF MINUTES

Moved by Lichter, seconded by Ranker, to approve the Minutes of **July 16 and July 17, 2007**. Motion carried unanimously.

CONSENT AGENDA

Moved by Rosenfeld, seconded by Ranker, to approve the **Final Consent Agenda of July 31, 2007**, as follows:

A. Resolutions / Ordinances:

1. **Resolution 27-2007:** Adopting the San Juan County Marine Stewardship Area Plan (FOR SIGNATURE ONLY), public hearing having been held on June 17, 2007.
2. **Resolution 31 -2007:** Adopting a resolution denying an appeal, and upholding the Public Works Director's decision to deny a request for service charge adjustment, for Gordon & Lori Petersen, file PW No. 01-07.

B. Contracts/Agreements:

1. Approval of the Milagra Water Services Agreement, SJC Agreement No. 07CDPD23.
2. Approval of CMZ310 Grant Agreement No. G0800007 (MRC Grant from DOE), SJC Agreement No.07CDPD22.
3. Approval of the Land Bank Lease Renewal, SJC Agreement No. SJC 07LB06.
4. Approval of Agreement of Contract MSMHA San Juan County Jail Services-06-07, Amendment (2), Health and Community Services Jail Services Contract Amendment, SJC Agreement No. 07HC04B.
5. Approval of Agreement of Contract for Interlocal Livestock Grazing Agreement between SJC and WSU, through the County Noxious Weed Board and Port of Friday Harbor, Agreement No. SJC07AG01.

C. Letter:

1. Letter appointing Ann S. Palmer, of Lopez Island, WA, to the San Juan County Park Board, as a representative from Lopez Island, Position #5, the term of which is to commence immediately and expire on June 30, 2012.

D. Map:

1. Map Entitled "Figure 1 - Deer Harbor Land Use Plan." (For signature only.)

ACTION AND DISCUSSION ITEMS

ORDINANCES/RESOLUTIONS:

ORD. NO. 28-2007 - Moved by Lichter, seconded by Rosenfeld, to adopt the ordinance Amending San Juan County Code Chapters 2.40 and 12.08 Regarding Policies of the County Parks and Recreation Board Motion carried.

RES. NO. 30 -2007- Moved by Lichter, seconded by Rosenfeld, to approve Resolution Declaring the Intent to Vacate and Abandon Portions of County Road Right-of-Way, (AFN 365474) in Government Lot 2 of the Northeast Quarter and Government Lot 3 of the Southeast Quarter of Section 1, Township 36 North, Range 3 West, W.M. Motion approved unanimously.

COUNCIL DISCUSSION/UPDATES/OTHER ACTION ITEMS:

10:08 a.m. Auditor Milene Henley: RCW 29A.32.280 requires the Auditor to nominate no more than three persons to serve on committees to prepare arguments favoring and opposing Referendum 2007-1, for inclusion in the Voters Pamphlet for the general election on November 6, 2007.

The Auditor nominated committees to write “pro” and “con” arguments, for the voters pamphlet, on Referendum #2007-1. Referendum #2007-1 challenges Ordinance #20-2006, the storm water utility ordinance. The nominees to write arguments in favor of rejecting the ordinance are: Alexandra Gavora, Francine Shaw, and Julie Palmer. The nominees to write arguments against rejecting the ordinance are: Lisa Byers, Peter Kilpatrick, and Jim Slocomb.

Motion to approve committees moved by Lichter, seconded by Ranker, to accept committee nominations. Motion carries unanimously.

10:12 a.m. Sheriff Bill Cumming: Discussed Resolution No. 28-2007, concerning nonviolent demonstrations. Knapp noted concern with some of the wording, which gives an implication that we will use excessive force in other areas.

Discussion with Sheriff Cumming aimed at indicating that the Sheriff’s Office, at no time, would consider using “excessive force.” **Ranker moved and Knapp seconded, adopting a Resolution with addition of language noted to eliminate the possibility of “excessive force.” Motion carries unanimously.**

Presentation by John Van Lund, County Engineer, Public Works, requesting approval of Resolution No. 30-2007, whose purpose is to direct Mr. Van Lund to conduct an engineering study on the feasibility of vacating Park Cormorant Road, the request going back five years.

Mr. Van Lund answered questions from the Council, and it was **moved by Lichter, seconded by Rosenfeld to approve Resolution no. 30-2007, DECLARING THE INTENT TO VACATE AND ABANDON PORTIONS OF COUNTY ROAD RIGHT-OF-WAY, (AFN 36574) IN GOVERNMENT LOT 2 OF THE NORTHEAST QUARTER AND GOVERNMENT LOT 3 OF THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 36 NORTH, RANGE 3 WEST, W.M. Motion carried unanimously.**

Chair Myhr opened a discussion of lobbying and the Travel Work Committee, which consists of Rosenfeld, Knapp, and Ranker. After a brief discussion, Myhr asked the subcommittee to study (1) how the County can be more proactive in federal and state legislative matters, and (2) whether incentives for such travel are needed.

Chair Myhr requested an Agenda change to accommodate a later time slot for Mary Knackstedt’s presentation. **Moved by Rosenfeld, seconded by Knapp. Motion carried.**

Chair Myhr asked for a motion to forward to a Public Hearing Ordinances to Implement the County Charter. Said Ordinances are amendments to Title 1 of the San Juan County Code and include Chapters 1.10.010, and 1.04.010, 1.12 through 1.12.140. Rosenfeld moves and adds it is also to include the Repeal (Chapter 1.20), Knapp concurs and seconds motion. Motion carries unanimously.

DISCUSSION by Ranker re: Federal Legislative updates. Ranker discussed his meetings with Federal Legislators in Washington, DC, and his presentation on Coastal Management issues, which dealt with coastal zone priorities and the need for protections for Puget Sound.

11.05 a.m. Chair Myhr Opened a Public Hearing concerning an Ordinance Amending San Juan County Code Chapters 2.40 and 12.08 Regarding Policies of the County Parks and Recreation Board. Discussion from Parks Director Dona Wuthnow clarified the need for the Ordinance.

Chair Myhr opened the hearing for public comments, and there were none. After deliberations, Lichter moved, and Rosenfeld seconded, to adopt this Ordinance Amending San Juan County Code Chapters 2.40 and 12.08 Regarding Policies of the County Parks and Recreation Board. Motion carried unanimously.

Chair Myhr introduced Mary Knackstedt, MRC Coordinator, for a discussion of the MRC Letter of Intent. Ms. Knackstedt discussed the purpose of the letter, which concerned the DNR Aquatic Programs and their connection to our Marine Stewardship Area.

Chair Myhr noted this is to be moved to Consent Agenda of August 14, 2007.

COUNTY ADMINISTRATOR COUNCIL BRIEFING

1. **1:36 pm** UGA Updates – Rose and Ron Henrickson discussed compliance issues involving GMA, in Eastsound and Lopez Village. Henrickson explained the issue and noted that the Eastsound extension request is for 180 days, and is to include the Eastsound Water and Sewer District, although both groups have been unable to reach an accord. Hearing Board suggest mediation no later than August 31, 2007.
2. **1:53 pm** Updates on Comprehensive Plan included Karin Agosta, Planning Commission Chair who noted improved organization in working with CDPD. Other comments from Mr. Henrickson about timelines for review and completion. Comment from CA Rose that Shoreline Management Plan is still part of the UDC, with some problems of code enforcement because of conflict between the SMP and the UDC

John Manning, Director of Health and Community Services discusses the Housing Bank Resolution and affordable housing problems, and desires a more streamlined process for permitting of low income projects. Manning notes that long delays increase the cost of construction, which is better absorbed by developers in private housing construction. Manning requests a motion that the County Council considers affordable housing to be of the highest priority and requests the County Administrator to work with staff and elected officials to facilitate county approval of projects that meet housing needs.

Moved by Lichter, seconded by Rosenfeld, that the County Administrator convene an appropriate working group, to examine and create policies and programs that can meet housing needs in San Juan County. Lichter deleted “create” from Motion, and Motion carried unanimously.

3:15 P.M Public Hearing: Chair Myhr opened the Public Hearing to consider adopting the 6-Year Transportation Improvement Program (TIP) – Presentation was made by County Engineer John Van Lund. Present were: Peterson, Rosenfeld, Knapp, Ranker, Lichter, Clerk Tuttle, County Staff members Colin Maycock, Karen Vedder, Esq., John Van Lund, as well as Public Works Director Jon Shannon, Rachel Dietzman, Shannon Wilbur, Dan Vekved Communications Program Director, Stan Matthews, and County Administrator, Rose.

Mr. Van Lund discussed the TIP program, noting its recommendation by the Planning Commission that resulted from a June 26th workshop. (Note: Scrivener error on line item 17: amount is changed to accurately reflect 70,000). **After discussion and deliberations a Motion was made by Peterson, seconded by Rosenfeld, to adopt the 6-year Transportation Improvement Program, with the combining of items 15 and 18. Motion carried, with Knapp, Myhr, Rosenfeld and Peterson in favor, and Lichter and Ranker opposed. Motion carried.**

ADJOURNMENT - Moved by Myhr, seconded by Lichter, to adjourn at 4:35 PM. Motion carried

These minutes were approved and signed on Tuesday, August 8, 2007. The original document is retained in the Council's permanent proceedings file dated July 31, 2007. Attest: Laura Tuttle, Clerk of the Council.