

**MEETING MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
Tuesday June 29, 2010**

Tuesday, June 29, 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 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. Council staff is no longer able to provide DVDs of Council meeting. However 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.

Mr. Fralick announced that the scheduled 3:15 PM Executive Session had been amended and would also include discussion of the acquisition of real property pursuant to RCW 42.30.110(1)(b)(c)(i).

Citizens Access: The following citizens submitted comments: Sharon Kivisto

10:15 AM CLERK UPDATE AND ADMINISTRATIVE MATTERS

Clerk Ingrid Gabriel

Clerk Update: Ms. Gabriel reminded the Council that they would not be meeting on Tuesday, July 6 and that the next meeting would be held July 13, 2010 at 10:00 AM.

Committee Update: none given

Review and Approve Minutes of June 22, 2010:

**Moved by Mr. Myhr, seconded by Mr. Knapp, to approve the Minutes of June 22, 2010.
VOTE 5:1 (Peterson abstained), MOTION CARRIED.**

Agendas: Mr. Fralick said that he was adding a Solid Waste Advisory Committee (SWAC) Update on the agenda for July 13, 2010, and schedule discussion with the Storm Water Advisory Group in late July or early August. He also announced that the July 20, 2010 meeting would take place on Lopez Island with the location to be announced.

Review and Approve Consent Agenda:

Moved by Mr. Myhr, seconded by Mr. Rosenfeld, to approve the Consent Agenda of Tuesday, June 29, 2010 as follows:

A. Resolutions:

A Resolution Establishing a Critical Areas Review Schedule and Public Participation Plan and Repealing Resolution 56-2006 and San Juan County Critical Area Regulations Update & Public Participation Plan June 29, 2010

Ordinances:

B. Contracts/Agreements:

C. Budget Items:

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

Warrants #81017-81124 in the amount of \$116,156.43 for County Claims

Warrants #81125-81151 in the amount of \$67,935.94 for Public Works Claims

D. Personnel:

- E. Appointments:**
- F. Correspondence:**
- G. Miscellaneous:**
- H. Bid Openings:**

ALL AYES, MOTION CARRIED.

Council Calendar Items:

Mr. Rosenfeld updated the FAC meeting schedule. The County Free Legal Clinic was deleted from the Council Calendar. The Board of Health is meeting in July, but not meeting in August.

10:21 AM COUNCIL MEMBER UPDATES & DISCUSSION ITEMS

Ferries/FAC/Interlocal: Mr. Rosenfeld gave an update on the recent FAC meetings and the website responses to the proposed schedule. The FAC Scheduling Subcommittee will be meeting Tuesday, July 6 at 8:30 AM in the Countywide Conference Room; the FAC will hold a regular meeting on Wednesday, July 14th at the Lopez Library, Lopez Island 1:20 – 3:20 PM. Mr. Rosenfeld introduced a letter to David Moseley, Assistant Secretary of Transportation (the letter was set for review and approval in the afternoon).

Budget Subcommittee: Mr. Fralick deferred the update to the 11:00 agenda item.

General Government Subcommittee: Mr. Knapp gave an update. The Committee elected not to name the Superior Courtroom for the late Judge John O. Linde, but decided that it was appropriate to honor his memory with a proclamation and a commemorative plaque mounted in the courtroom. Carl Higginson, San Juan County Bar Association President discussed the suggested language for the proclamation and plaque to the Council.

Mr. Knapp said that the Prosecuting Attorney will make minor changes to the Citizen's Salary Commission Ordinance language. Mr. Knapp said that July 13th is the deadline for approving a draft charter amendment ordinance if it is to be included on the November 2010 ballot.

Additional Updates & Discussion Items:

Ms. Pratt gave an update on 2011 Legislative Priorities.
Mr. Rosenfeld gave an update on the Solid Waste Advisory Committee (SWAC).

10:45 AM PUBLIC HEARING:
To Consider an Ordinance To Amend Ordinances 39-2009, 7-2010, 8-2010, and 9-2010, by Revising the San Juan County General Fund Budget Appropriations Downward and Making Minor Adjustments in Other Funds 2010 Budget Reduction Ordinance –
Milene Henley, Auditor Present: Full Council, County Administrator Pete Rose, County Council Clerk Ingrid Gabriel, Auditor Milene Henley and interested members of the public.

Ms. Henley introduced the Ordinance. After discussion, Mr. Fralick opened public testimony and the following provided testimony: Patty Miller, Prosecuting Attorney Randall Gaylord.

At 10:55, Mr. Fralick closed public testimony, reserving the right to re-open. After discussion and deliberation, the following action took place:

Moved by Ms. Pratt, seconded by Mr. Myhr, to adopt the Ordinance Amending Ordinance 39-2009, 7-2010, 8-2010 AND 9-2010 by Reducing the San Juan County 2010 Budget.
ALL AYES, MOTION CARRIED.

11:00 AM **DISCUSSION:** Presentation of Six-Year Budget Forecast – Milene Henley, Auditor;
Richard Fralick, Budget Subcommittee

Ms. Henley presented the report.

Speaking for the Budget Subcommittee, Mr. Fralick recommended the following guidelines:

- Prepare 2011 budget to be \$550,000 less than 2010 budget (before today's reduction)
- Address dichotomy between expenditure/revenue growth
- To the extent possible, cost reductions should be structural, not temporary
- Establish levels of service consistent with reductions
- Present draft budget by October 1, 2010
- Budget consistent with 6-year sustainability planning horizon
- Include plan to reduce Road Shift to zero dollars.

Moved by Mr. Peterson, seconded by Mr. Knapp, to approve the recommendations of the Budget Subcommittee. ALL AYES, MOTION CARRIED.

11:30 AM **DISCUSSION:** Council's Annual Workshop – Proposed Six-Year Transportation
Improvement Program (TIP) 2011-2016 - Jon Shannon, Public Works Director; John
Van
Lund, County Engineer

Mr. Van Lund presented the 6-Year TIP.

12:00 PM **RECESS FOR LUNCH**

1:07 PM **DISCUSSION:** Real Estate Excise Tax (REET) 2 – Randall Gaylord, Prosecuting
Attorney

Mr. Gaylord presented an outline of the REET 2.

Moved by Mr. Peterson, seconded by Mr. Knapp, to ask the Prosecutor to return with the appropriate draft ordinance to then be sent forward to public hearing.

VOTE 2:3:1 (Pratt, Fralick, Rosenfeld opposed; Myhr abstained), MOTION NOT CARRIED.

Moved by Ms. Pratt, seconded by Mr. Rosenfeld, to request the Prosecuting Attorney to prepare an Ordinance that makes implementation of the second REET a Councilmanic decision.

VOTE 4:2 (Knapp, Peterson opposed), MOTION CARRIED.

1:35 PM Council discussed a Proclamation that the Superior Courtroom in the San Juan County Courthouse be dedicated to the memory of the Honorable John O. Linde, and that a memorial plaque be placed next to the Proclamation in that courtroom.

Moved by Mr. Peterson, seconded by Mr. Knapp, to approve the wording of the Proclamation. ALL AYES. MOTION CARRIED.

Mr. Peterson read the wording proposed on the commemorative plaque.

Moved by Mr. Peterson, seconded by Mr. Knapp, to approve the wording on the commemorative plaque. ALL AYES. MOTION CARRIED.

1:30 PM **COUNTY ADMINISTRATOR ITEMS:**

1. Solid Waste Operations Budget – Jon Shannon, Public Works Director

Mr. Shannon presented a detailed overview of the Solid Waste Systems Operations Budget.

3:40 PM

The Council discussed sending a letter to David Moseley, Assistant Secretary of Transportation, Washington State Department of Transportation, asking for a delay in reassigning the “Chelan” from the International run on the Fall ferry schedule for 2-3 weeks.

**Moved by Mr. Myhr, seconded by Mr. Rosenfeld, to send a letter to David Moseley.
ALL AYES. MOTION CARRIED.**

3:45 PM

EXECUTIVE SESSION: To discuss potential litigation and acquisition of real property pursuant to RCW 42.30.110 (1)(b)(c)(i) – Karen Vedder, Deputy Prosecuting Attorney.

At 3:45 PM, Council Chair Fralick announced that the Council would be holding an **executive session** to discuss potential litigation and real property acquisition, pursuant to RCW 42.30.110 (1)(b)(c)(i) estimated to last approximately 45 minutes. Present: Full Council, County Administrator Pete Rose, Deputy Prosecuting Attorney Karen Vedder, Council Clerk Ingrid Gabriel and Public Works Director Jon Shannon.

The session ended at 4:30 PM for a total executive session time of 45 minutes.

Ms. Gabriel stepped out of the hearing room to announce that the executive session had ended.

No action was taken.

4:30 PM

Mr. Fralick reconvened the meeting and made the statement that the Council wishes to continue good faith lease negotiations with the Town for the mutual benefit of all Islanders.

4:32 PM

ADJOURN AND SIGN DOCUMENTATION:

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

These Minutes were approved and signed on July 13, 2010. The original document is retained in the Council’s permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.