

**SUMMARY OF THE MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
OCTOBER 9 AND 10, 2006**

Monday, October 9, 2006 - Council Conference Room

CALL TO ORDER

Council Chair Lichter called the meeting to order at 10:05 a.m. Council members Ranker and Myhr; County Administrator, Pete Rose; Prosecuting Attorney, Randall Gaylord; and Clerk to the Council, Carolyn Morrison, were present.

PUBLIC MEETINGS/WORK SESSIONS

10:05 a.m. – The Council held a Staff Meeting and a general work session to discuss County business. No action was taken.

RECESS - At 11:48 a.m., Chair Lichter recessed the meeting until 10:00 a.m., Tuesday, October 10, 2006.

Tuesday, October 10, 2006 - Council Hearing Room

CALL TO ORDER

Council Chair Lichter called the meeting to order at 10:05 a.m. Council members Ranker and Myhr; County Administrator, Pete Rose; and Clerk to the Council, Carolyn Morrison, were present.

CITIZEN ACCESS TIME

No matters were brought before the Council.

ANNOUNCEMENTS/SCHEDULE CHANGES

The posted Council Agenda and Discussion/Other Action Agenda were revised.

APPROVAL OF MINUTES

Moved by Ranker, seconded by Myhr, to approve the minutes of **October 2 and 3, 2006**. Motion carried.

CONSENT AGENDA

Moved by Ranker, seconded by Myhr, to approve the **Final Consent Agenda of October 10, 2006** as follows:

A. Resolutions/Ordinances:

1. **Resolution 53-2006** - Adopt the resolution approving the 2007 Annual Road Program; adopt the 2007 Equipment Rental Rates effective January 1, 2007; and, authorize the ER&R Fund/Fleet Manager to bid and purchase approved budget items at public auctions as set forth therein.

B. Contracts/Agreements:

1. **Agreement 06SH05** - Sign the Grant Agreement, No. G0700080, between SJC and the State of WA Department of Ecology to provide funds to supply oil spill response equipment and training to SJC, effective upon execution through June 30, 2007, in the amount of \$66,000, under the terms and conditions outlined therein.

C. Appointments:

1. Approve the appointment of Christina Dahl-Sesby to the SJC Agricultural Resources Committee to fill the unexpired term of Susan Robins, which will begin immediately and expire August 31, 2007.
2. Approve the appointment of Ron Zee to the SJC Agricultural Resources Committee as representative of the SJC Conservation District, to fill the unexpired term of Bill Hamilton, which will begin immediately and expire August 31, 2009.
3. Approve the appointment of Beverly Zapalac to the Lopez Island Library Board of Trustees to fill the unexpired term of Karen Rogers, which will begin immediately and expire September 30, 2009.
4. Approve the appointment of Greg White to the Eastsound Planning Review Committee to fill the unexpired term of Lisa Byers, which will begin immediately and expire May 31, 2008.

D. Correspondence:

1. Sign the letter confirming the appointment of Christina Dahl-Sesby to the SJC Agricultural Resources Committee.
2. Sign the letter confirming the appointment of Ron Zee to the SJC Agricultural Resources Committee as representative of the SJC Conservation District.
3. Sign the letter confirming the appointment of Beverly Zapalac to the Lopez Island Library Board of Trustees.
4. Sign the letter confirming the appointment of Greg White to the Eastsound Planning Review Committee.
5. Sign the letter to Susan Robins thanking her for her service to the SJC Agricultural Resources Committee; and, sign the Certificate of Recognition for her service.
6. Sign the letter to Bill Hamilton of the SJC Conservation District thanking him for his service to the SJC Agricultural Resources Committee; and, sign the Certificate of Recognition for his service.
7. Sign the letter to Karen Rogers thanking her for her service to the Lopez Island Library Board of Trustees; and, sign the Certificate of Recognition for her service.
8. Sign the letter to Roy J. Mocerri thanking him for his service to the San Juan Island Library Board of Trustees; and, sign the Certificate of Recognition for his service.

Motion carried.

ACTION AND DISCUSSION ITEMS

ORDINANCES/RESOLUTIONS:

RES. NO. 54-2006 - (Refer to PUBLIC HEARINGS/MEETINGS, 3:00 p.m., for details of action taken.)

BUDGET ITEMS/WARRANTS:

- 1. Marine Cluster-Based Industry Project** – (Refer to MISCELLANEOUS ITEMS and CORRESPONDENCE for additional information.) **Moved by Myhr, seconded by Ranker, to allocate \$2,000 from the Council’s “professional services line item” to be used for the Marine Cluster-Based Industry Project in conjunction with the Northwest Workforce Development Council proposal. Motion carried with Lichter opposed.**
- 2. 2060 Low Income Housing Grants** – Present: John Manning, Health and Community Services Director. The Council discussed the staff report from Mr. Manning which brought forward the recommendations of the SJC Housing Bank Commission for projects to be awarded funding from the “2060” special funding received by the County. After discussion, the following action was taken: **Moved by Myhr, seconded by Ranker, to approve the recommendations of the SJC Housing Bank Commission to award grants of \$25,000 each to OPAL and to the Lopez Community Land Trust out of the “2060” funds identified, making these funds available for one year, and, to be disbursed when all project funding and necessary permits have been approved. Motion carried.**

CORRESPONDENCE:

1. Moved by Myhr, seconded by Ranker, to sign the letter to Brent Bahrenburg, Cluster-Based Approach to Economic Development (under the WA State Department of Community, Trade and Economic Development), regarding San Juan County’s participation in the project application submitted by Skagit and Whatcom County Economic Development Associations. Motion carried with Lichter opposed.

MISCELLANEOUS ITEMS:

1. Marine Cluster-based Industry Project – Present: Cathy Cavanaugh, SJC Economic Development Council (EDC) member, and interested parties. **SUMMARY:** Councilman Ranker began by stating that he had discovered last Thursday that SJC might lose out on an important grant project. He related background information for the benefit of the Council and audience. He said that the deadline for submission was yesterday but that he would still like SJC to be able to participate. Ms. Cavanaugh explained that in 2005, Island, Skagit, Whatcom, and San Juan Counties were discussing plans to go forward with a joint proposal for the region that dealt with issues related to local marine businesses. The SJC EDC prepared a detailed plan in December of 2005 for submission to the appropriate funding department. After submitting the documents, it was discovered that there was no funding. Ms. Cavanaugh added that the many volunteers who came together to prepare this detailed proposal became discouraged because they felt they were not given the whole picture regarding the project. When this new grant opportunity came up, the EDC and the volunteers who worked on the prior proposal were reluctant to become involved again without more information. Mr. Ranker had stated that he understood that the SJC EDC had not responded to calls from the counties who were submitting the new application. Mr. Cavanaugh stated that this was not correct. She reported that Ralph Hahn (of the SJC EDC) had spoken with the key people involved but could not obtain answers to specific questions. He conveyed this to the local EDC members and it was agreed that the SJC EDC would not participate in this new proposal without knowing the costs, deliverables, and impacts to staff. Councilman Myhr stated that he was the liaison to the Northwest Work Force Development Council (NWFDC) and yesterday had spoken with Gay Dubigk, NWFDC Director, to learn more about this project. In his opinion, the work that had been done by the SJC EDC last December actually helped to have this new project go forward. He felt that a contribution of \$3,000 matching funding from SJC and the NWFDC could be leveraged up to \$24,000 in additional value. Ms. Cavanaugh stated that the EDC has secured funding for a part-time staff person and small office for 2007, but they have no funding or staff for this type of project. Councilman Lichter expressed his concerns that this matter had come to the attention of the Council only yesterday, and that there was no information on the impacts to County staff or the EDC if the project is funded partially by SJC. He added that he knows our County is currently overcommitted to issues we are trying to deal with and staff is working beyond capacity. Mr. Ranker stated that this work would be done by consultants funded with grant money. He agreed that County staff is giving more than a 100 percent with all of the issues being dealt with, but he did not see this project placing a burden on the EDC or County staff. He noted that this project will go forward with or without contributions from SJC or the NWFDC; but, he encouraged the Council to consider the benefits of being part of this project. He noted there will actually be two phases for this project and that this one is the first. Mr. Myhr read from the project description the work that will be done and stated he supported going forward. Mr. Lichter asked Ms. Cavanaugh if she could offer reassurance that what had been brought forward would be the actual case if the County agreed to contribute to the project. She replied that she could not because the EDC questions previously posed had not yet been answered. After discussion and comments, Councilmen Myhr and Ranker took action to approve a contribution and to sign a letter regarding SJC's participation with Councilman Lichter opposed. (Refer to BUDGET ITEMS AND CORRESPONDENCE for details of action taken.)

2. Review of Draft Amendments to the Animal Control Ordinance – Present: Randall Gaylord, Prosecuting Attorney; Karen Vedder, Deputy Prosecuting Attorney; members of the farming/agriculture community; and other interested citizens. Mr. Gaylord reviewed the draft ordinance using an overhead projector for the benefit of the audience and Council and explained each proposed change. It was noted that all of the written comments and complaints submitted to the Council have been copied to the Prosecutor. Each issue of concern was discussed including a proposed leash law; impact fees; impound costs; transport costs; infractions versus misdemeanors; consideration of an animal control officer; and livestock fatalities and damage. After discussion, Chair Lichter allowed comments and questions from the audience. After comments were submitted, the Council completed their discussion and made suggestions for further changes. **It was agreed that another work session should be scheduled before the proposed changes are scheduled for a public hearing.** The Council thanked everyone for attending this first review of proposed amendments.

3. Discretionary Review of Hearing Examiner Decisions - Present: Randall Gaylord, Prosecuting Attorney; Karen Vedder, Deputy Prosecuting Attorney; and interested citizens. Mr. Gaylord reviewed the proposed ordinance and his recommendations. He handed out a chart which itemized the appeal process of every type of permit to help clarify the provisions of the ordinance. After discussion of the draft, Mr. Ranker asked that clearing and grading permits be allowed to be appealed to the Council. Mr. Myhr and Mr. Ranker asked if the ordinance could be broken into sections to be less burdensome. **The Council agreed that another session be held to conclude discussions before scheduling public hearings before the Planning Commission and Council. The matter will be placed on the Discussion/Other Action Agenda for next week.**

PUBLIC HEARINGS/MEETINGS

1:30 p.m. - A meeting was held with Terry Doran, Region Manager, WA State Parks, NorthWest Region; Jeanne Wahler, Region Parks Development Manager; and other State Park Staff regarding future plans for WA State Parks. Also present: Kathryn Hansen, SJC Parks Department, and interested citizens. Mr. Doran began with the introduction of Ms. Wahler and the State Park Rangers that work in SJC. A handout had been prepared for the Council and audience to explain the 2013 Centennial Plan and capital budget requests of State Parks. He presented the history of the park system and its evolution over the years. Ms. Wahler then reviewed the monetary requests and plans for the State Parks located in SJC. These included proposed plans for James, Jones, and Sucia Islands related to the Boating Facility Program; capital projects for Lime Kiln, Moran, Sucia Island, and Spencer Spit State Parks. The State Parks program to increase revenues was presented along with specific planned improvements. After the presentation, the Council discussed the projects and asked specific questions. The subject of a proposed desalination plant on Sucia and horse trails on Orcas were discussed regarding impacts to the environment. The Council noted the excellent work of the staff that maintains the State Parks in SJC. Mr. Doran noted the funding requests that are being submitted for consideration to the State and other agencies may not be funded at the level shown on the handout. He added that a letter of support from the Council would be appreciated as local government support does carry weight with legislators. The Council requested that Mr. Doran forward the detailed budget information to the Council Clerk to prepare a letter of Council support for the legislative request. The Council thanked their guests for coming to SJC and for their presentation.

11:00 a.m. – (Rescheduled to **2:30 p.m.**, afternoon due to time constraints.) County Administrator Council Briefing.

1. Updates – (a) 28 applications were received for accessory dwelling unit applications the prior week. These 28 calls received are being reviewed and processed. (b) The bond rate was set at 4.27 percent composite rate for the bond sale that closed earlier in the day and will be presented at 3:00 p.m. before the Council. (c) The “Internal Friday Message” from the Administrator to the Council was reviewed. Because of information supplied by Mr. Rose regarding various permit issues, etc., the Council requested updates as they are known.

2. Sustainable Technology Policy for the Future – Mr. Rose stated that this topic was briefly discussed on Monday. He noted that a packet of information had been provided and asked the Council members if they want to go to the next step in developing this policy. After discussing what this would mean, the Council addressed steps that the County has already taken to attempt to implement sustainability in SJC. However, it was agreed that the Administrator should be the person to identify what such a policy would mean in terms of cost, staff impacts, and other hidden costs. Mr. Myhr noted that it was also important to include provisions to discuss and consider economic sustainability. Mr. Rose will bring back more information when it is available.

3. Council Offices Space Plan Updates – Mr. Rose reported that Ann Williamson, Space Planner, is working on new drawings to ensure that measurements are correct so that the next step will be to move into construction drawings. After discussing some of the issues concerning the proposed construction, the subject of other departments’ relocation was briefly reviewed, including required staffing. At the conclusion of comments and questions, the Council members re-emphasized that they are to be the decision-makers on all re-locations within the Courthouse and the “Legislative” building. Mr. Rose will have the drawing available when they are ready for review.

3:00 p.m. - A public meeting was held for Council approval of the bond award by resolution fixing the final principal amounts and interest rates of the Limited Tax General Obligation Bonds authorized by Ordinance 13-2006 and approving the acceptance of a bid for the purchase of said bonds. Councilman Ranker was excused from this agenda item due to a previous commitment. Present: Kathy Turnbull, SJC Treasurer; and interested parties. Ms. Turnbull stated that there were four bids submitted and opened this morning through an electronic process. This method worked well as all parties were able to sit at a computer screen and monitor the bids in a matter of minutes. By 8:30 a.m., all four bids were in. She announced that Morgan Stanley of San Francisco was the winning bid, and had come up with a very good bond issue. She detailed the specifics for the Council and made all bids available for submission to the Council Clerk for the official record and for review of the Council. Mr. Rose then explained the repayment schedule. After Ms. Turnbull explained the difference in the cost of bonds, there were no questions from the Council. The following action was taken:

Motion by Myhr, seconded by Lichter, to adopt **Resolution 54-2006**, a resolution fixing the final principal amounts and interest rates of the Limited Tax General Obligation Bonds 2006 authorized by Ordinance 13-2006 and

approving the acceptance of a bid for the purchase of said bonds from Morgan Stanley of San Francisco. Motion carried with Councilman Ranker absent.

ADJOURNMENT - At 3:28 p.m., Chair Lichter adjourned the meeting. The next regular meeting was scheduled for Tuesday, October 17, 2006.

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These minutes were approved and signed on October 17, 2006. The original document is retained in the permanent Council proceedings dated October 9 and 10, 2006. Attest: Carolyn K. Morrison, Clerk.