

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
AUGUST 10, 2009 – REGULAR SESSION**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on August 10, 2009 beginning at 10:00 a.m. in the Board of County Commissioners Hearing Room (Room # 102B), Annex Building, 1 N.E. 6<sup>th</sup> Street, Coupeville, Washington. John Dean, Chairman, Helen Price Johnson, Member, and Angie Homola, Member were present. The meeting began with the Pledge of Allegiance.

**EMPLOYEE SERVICE AWARDS**

<u>Department</u>	<u>Employee</u>	<u>No Years</u>
District Court	Mary Cross	15
Public Works	Jeffrey Barkhausen	20

**EMPLOYEE OF THE MONTH FOR JULY**

**LINDA HAMMER – PUBLIC HEALTH**

Ms. Hammer was nominated because of her excellent customer relations skills. She has had to deal with many citizens of Island County and help them with the changes to the septic laws that are currently being implemented. This is a challenging undertaking because many people are not familiar with the new requirements. Ms. Hammer has demonstrated a professional and friendly attitude in dealing with citizens and with assisting them in becoming familiar with how to be in compliance with the new requirements. During the same time that she has been called upon to work with citizens on septic requirements, the front office of Environmental Health Services has undergone a number of changes. Workloads have increased, staff have had to learn new responsibilities, and more cross-training has taken place. During all of this Ms. Hammer has demonstrated a “can-do” attitude, pitching in and assisting others and at the same time making sure that time lines are met for implementation of new programs.

**SPECIAL RECOGNITION**

**BILL OAKES – WSACE COUNTY ENGINEER OF THE YEAR**

**CONSENT AGENDA**

By unanimous motion the Board approved the Consent Agenda as follows with the exception of Item 4, *Interlocal Agreement with City of Oak Harbor to provide Rural County Economic Development funds for the City’s North Whidbey Enterprise Area Sanitary Sewer Project*, moved to the Regular Agenda for consideration:

**ELECTRONIC FUND TRANSFERS, VOUCHERS, PAYMENT OF BILLS**

Vouchers (War) #s 316465 – 316667.....	\$763,795.48
Electronic Fund Transfers.....	\$ 3,365.59

**CONSERVATION FUTURES**

Agricultural Conservation Easement Deed with William B. Engle and Joanne Engle Brown for preservation of Ebeys Prairie farmland (RM-GSA-09-345)

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
AUGUST 10, 2009 – REGULAR SESSION**

Conservation Easement Baseline Documentation Report with William B. Engle and Joanne Engle Brown for preservation of Ebey's Prairie farmland

**ENHANCED 911**

Interlocal Agreement with ICOM for WA State Enhanced 911 FY09 Wireline and Wireless Funds; Contract No. E09-034 Amount: \$26,235 (RM-BOCC-09-0262)

Amendment A to Interlocal Agreement with ICOM for WA State Enhanced 911 FY09 Wireline & Wireless Funds; Contract No E09-034; Amendment Amount: Decrease of \$12,479 (RM-BOCC-09-0341)

**HUMAN RESOURCES**

Personnel Action Authorizations

<u>Department</u>	<u>PAA #</u>	<u>Description</u>	<u>Position #</u>	<u>Action</u>	<u>Eff. Date</u>
Juvenile Court Services	080/09	Secretary/Admin Assistant .50 fte	1403.01	Replacement Position (Shelley Todd)	09/16/09

**PLANNING & COMMUNITY DEVELOPMENT**

Resolution C-96-09 (PLG-013-09) In the Matter of Waiving Competitive Bidding for a Maintenance Agreement of ESRI software with ESRI, which is the sole source manufacturer. (RM-PLAN-09-0342) (Resolution on file with the Clerk of the Board)

Amendment No. 1 to Contract Agreement with Jeff Tate for Consultant Services for Island County Planning & Community Development Long-Range Planning Effort. (RM-PLAN-09-0103)

**PUBLIC HEALTH**

Contract Collection Agreement with Whidbey Island Bank for On-Site Repair Financial Assistance Program (Younce)

**PUBLIC WORKS**

County Roads

Approval to purchase used mobile radios from Island County Sheriff's Office; Amount: \$7,777.23

Revision to Local Agency Agreement – Washington State Department of Transportation (WSDOT); Island County Low-Cost Run-Off-Road Safety Improvements; Funding through 2009 High Risk Rural Road Program (HRRP); \$30,000.00 (Federal); (PW-0920-138) (RM-PW-09-0350)

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
AUGUST 10, 2009 – REGULAR SESSION**

Revision to Local Agency Agreement – Washington State Department of Transportation (WSDOT), Reservation Road / Polnell Road Guardrail; Funding through 2009 Highway Safety Improvement Program (HSIP); \$20,000.00 (Federal); (PW-0920-136) *(RM-PW-09-0348)*

Revision to Local Agency Agreement – Washington State Department of Transportation (WSDOT), Hastie Lake Road and Zylstra Road Intersection; Funding through 2009 Highway Safety Improvement Program (HSIP); \$19,800.00 (Federal); (PW-0920-137) *(RM-PW-09-0349)*

Revision to Local Agency Agreement – Washington State Department of Transportation (WSDOT); Hunt Road & Taylor Road Curve Warning Improvements; Funding through 2009 Highway Safety Improvement Program (HSIP); \$2,000.00 (Federal); (PW-0920-135) *(RM-PW-09-0347)*

Drainage

Purchase Order 8441 – United Pipe & Supply Co., Inc.; Maxwelton Road Outfall, Work Order No. 442; \$6,365.76 (incl WSST)

Solid Waste

Interagency Agreement – RM-SW-09-0300; Washington State Department of Ecology; Community Litter Cleanup Program (CLCP); \$153,300 (State Funds - \$54,400 / Local Funds - \$104,900)

**SHERIFF – EMERGENCY MANAGEMENT**

Contract with WA State Military Dept. Emergency Management Division providing US Department of Homeland Security funds for emergency management programs and equipment; Contract No.: E09-250; Amount: \$12,676.00 *(RM-DEM-09-0322)*

**REGULAR AGENDA**

**COMMISSIONERS**

**INTERLOCAL AGREEMENT WITH CITY OF OAK HARBOR**

The Interlocal Agreement would provide Rural County Economic Development funds for the City's North Whidbey Enterprise Area Sanitary Sewer Project in the amount of \$1,000,000.

Commissioner Homola wanted to make sure her understanding was correct in that the Interlocal Agreement is specifically for the routing of the .09 Rural County Economic Development funds to the City of Oak Harbor via the vote of the Council of Governments, specifically for the installation of the sewer pipe on Goldie Road. She understood that approval of the Interlocal Agreement would facilitate the City in being able to use the County's right-of-way to install the sewer pipe and does not include any particular scope of work for future businesses.

Ms. Marlow explained that the City of Oak Harbor requested from the County Rural County Economic Development funding for the North Whidbey Enterprise Area Sewer Expansion project. In 2006 the Council of Governments recommended to the Board that it award \$1 million

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
AUGUST 10, 2009 – REGULAR SESSION**

of funding to the City for its project which the County did. The Interlocal Agreement only covers the award of those funds; the County does not have any role in managing the project itself.

Commissioner Homola plans to meet with Mayor Slowik to talk not about this particular piece of work but future work in this regard so when moving forward with the Urban Growth Area and the transition to the annexation there is a clear understanding of planning in the area and how taxpayer money is being used.

Commissioner Homola moved to approve the Interlocal Agreement with the City of Oak Harbor for the use of the .09 Rural County Economic Development sales tax funds, seconded by Commissioner Price Johnson.

Commissioner Homola referred to ESSB 5808 and the requirement that emergency services provisions be met when moving unincorporated areas into incorporated areas when annexing. She is looking forward to facilitating that discussion with Mr. Pederson, Public Works, City of Oak Harbor and other incorporated areas to better understand how to move forward with the Interlocal Agreements and joint planning areas so everyone can be sure they are doing their due diligence for growth and planning for taxpayers.

Chairman Dean called for a vote, motion to approve the Interlocal Agreement with the City of Oak Harbor carried unanimously. *(RM-BUD-09-0290)*

**PLANNING & COMMUNITY DEVELOPMENT**

By unanimous motion the Board scheduled the following public hearings:

**Public Hearing Scheduled – October 5, 2009 – 10:15 a.m.**

ZAA 012/07, Bierschenk application to rezone a 12.5 acre parcel from Rural to Rural Center, located in Clinton, WA.

**Public Hearing Scheduled – September 14, 2009 – 10:20 a.m.**

Ordinance C-97-09 (PLG-014-09) In the Matter of Compliance with the Western Washington Growth Management Hearings Board Case No. 08-2-0032. Amendments to Island County Comprehensive Plan and Zoning Ordinance striking right-of-way segregation provisions and land use density standards pursuant to the Western Washington Growth Board's final decision. *(Ordinance on file with the Clerk of the Board)*

Mr. Sweeza, in answer to a question from Commissioner Price Johnson concerning the number of properties affected by the ordinance, said the estimates are about 30-40 properties. Staff will conduct extensive public outreach concerning affected properties following compliance. At the request of the Chairman Mr. Sweeza will provide a copy of the press release to the Board for dissemination.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
AUGUST 10, 2009 – REGULAR SESSION**

**APPOINTMENTS AND/OR RE-APPOINTMENTS TO BOARDS AND COMMITTEES**

**Water Resource Advisory Committee (WRAC)**

**RECOMMENDATION OF REAPPOINTMENT REPRESENTING DISTRICT 1 (WRAC)**

Commissioner Price Johnson recommended Don Lee for reappointment to District 1 for a four year term that will end May 17, 2013. Mr. Lee has been a member of the WRAC since 1999 and brings a great deal of experience. The Board appreciates his hard work on the committee.

By unanimous motion the Board approved the reappointment of Don Lee to District 1 for a four year term that will end May 17, 2013.

**RECOMMENDATION OF APPOINTMENT REPRESENTING DISTRICT 1 (WRAC)**

Commissioner Price Johnson recommended Robert Boehm for appointment to District 1 to complete a term to end May 17, 2012. Mr. Boehm is a Lagoon Point Water District member, a South Whidbey Yacht Club member, Meerkerk Gardens board member, and wants to focus on protecting groundwater and reducing consumption.

By unanimous motion the Board approved the appointment of Robert Boehm for the District 1 position to complete a term to end May 17, 2012.

**RECOMMENDATION OF APPOINTMENT REPRESENTING DISTRICT 2 (WRAC)**

Commissioner Homola recommended appointment of Steve Caporgno for a four year term to end May 17, 2013. Mr. Caporgno has lived in Island County for four years, has worked with North Whidbey Fire and Rescue and with Beachwatchers, and also has a connection with the construction industry. He looks forward to determining methods and ways to return water to the aquifers and work with the local building community.

By unanimous motion the Board approved the appointment of Steve Caporgno to the District 2 position for a four year term ending May 17, 2013.

**RECOMMENDATION OF APPOINTMENT REPRESENTING DISTRICT 2 (WRAC)**

Commissioner Homola recommended appointment of Robert Deering who is actually outside of the District 2 voting boundaries but is within the geographic area stated by resolution. Mr. Deering has lived in Island County for 23 years, is a financial accountant, has served as director of the Seawest Water Association in the Sierra Homeowners' Association, and is also a member of the Whidbey Golf and Country Club. His term would end May 17, 2010.

By unanimous motion the Board appointed Robert Deering to the District 2 position completing a term that ends May 17, 2010.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
AUGUST 10, 2009 – REGULAR SESSION**

**RECOMMENDATION OF REAPPOINTMENT REPRESENTING DISTRICT 3 (WRAC)**

Chairman Dean recommended the reappointment of Robert Friedman to District 3 for a four year term to end May 17, 2013. Mr. Friedman has been involved in the WRAC for a number of years and is a natural resource management environmental health consultant.

By unanimous motion the Board reappointed Robert Friedman to District 3 for a four year term that will end May 17, 2013.

Concluding their appointments to the WRAC the Board noted that the volunteers must go through extensive training to remain on the WRAC and the Board appreciates their efforts on behalf of the community.

**COMMISSIONERS COMMENTS & ANNOUNCEMENTS**

*Commissioner Homola*

- *Boards and Committees*

Commissioner Homola understands there is a position open for the Housing Authority and asked for the Board's support in taking a careful look at the actual Housing Authority requirements before appointing someone to the position. She located the Board's minutes dated December 1965 wherein action was taken to form the board but hoped to work with staff to better understand what exactly is taking place with the Housing Authority in relationship to the Affordable Housing Advisory Board. Chairman Dean and Commissioner Price Johnson support her effort.

Ms. Marlow explained that the Affordable Housing committee makes recommendations on the recording fee that is collected each time a document is recorded with the Auditor. The Housing Authority is a local municipal government that operates Section 8 programs and other facilities throughout the County.

Commissioner Homola reiterated her desire that letters of intent and resumes be provided by all members of boards and committees so there is accountability for who is representing the public. She encouraged staff support in that effort. Specifically, she would like bios of Planning Commission members available on the website as those members represent how the County handles it docket and land use issues.

Chairman Dean will send an e-mail to Planning staff requesting that the bios of Planning Commission members be posted.

- *Veteran's Assistance Program*

Concerning the County's veteran's program and convening a committee to review and revise the existing policy, Commissioner Homola suggested that the committee consist of Jackie Henderson and whomever she deems appropriate. Also included should be the Chair of the Veteran's Advisory Board. If a Commissioner representative is later determined to be necessary she will be happy to participate. Once a revised policy is crafted it would be submitted to the Auditor and Prosecuting Attorney for consideration. Commissioner Homola believes the building blocks for

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
AUGUST 10, 2009 – REGULAR SESSION**

the policy already exist, it is now important to make sure that the policy language is corrected and provisions exist as to how to use the funds. In order for the program to remain sustainable she suggested that the tax be assessed annually rather than sporadically.

Ms. Marlow commented she has always programmed into the budget process a discussion about the veteran's levy. Pursuant to statute the Board will be required this year to levy the full amount. She agreed that for financial planning and to better serve the veterans having an annual levy would also be her recommendation. Ms. Marlow will assist in the effort.

- *Miscellaneous*

Commissioner Homola attended the Town Hall meeting with Rick Larsen in Oak Harbor. Something worthy from the meeting was the presentation by Mr. Paul from Skagit Valley College in which he shared educational opportunities available to service members, including their spouse and children, through the GI Bill.

*Commissioner Price Johnson*

- *Freeland Planning Effort*

On Wednesday the Freeland Steering Committee will meet again. Anything that the committee has agreed upon is posted on the website and ongoing issues are discussed in the Freeland Community Forum, an online bulletin board.

Commissioner Homola commented that it appeared that a voting member would be added to the advisory board and she hoped for an open process in that regard so that all Freeland members are voters, not just those in the business district of the NMUGA.

To Commissioner Price Johnson's knowledge no one has been excluded from participation. One of the first items of business on the 12<sup>th</sup> will be to set a deadline and create a strategy for advertising for the position.

- *Miscellaneous*

Last week she attended the Mukilteo City Council meeting at which time they took action to move forward with the bonding information concerning the Rose Hill Community Center; construction, however, was not yet approved. The project is important to Island County because there are over 100 commuter parking spaces that will be eliminated when that construction project moves forward. Parking fees for the remaining spaces at the lighthouse park area will most likely increase to \$150. The Ferry Advisory Committee will be communicating that information as well.

On Tuesday the Commissioner will meet with a representative from the Skagit Island County Builders' Association and realtors to talk about the possible impacts of I-1033. With the drastic cuts to the County already this year she is concerned and is interested in hearing what their organizations are learning about the initiative as it unfolds.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
AUGUST 10, 2009 – REGULAR SESSION**

On Thursday Commissioner Price Johnson will attend the Washington Counties Insurance Fund and Insurance Pool rate setting meeting, returning with information about what insurance rates will be for the coming year. She will then attend that evening a Central Whidbey Chamber event.

The Island County Fair begins Thursday and will run through Sunday.

*Chairman Dean*

- Will spend half the day tomorrow with the North Sound Mental Health Administration, serving on a committee to address a five-point contingency plan and how that might affect mental health dollars and processes should Skagit County drop out. The court case is scheduled for September to look at the issue of whether the North Sound Mental Health Administration should be paying the Skagit County attorney fees for voluntary treatment. The issue remains volatile.

The Board will continue its discussion concerning budget priorities at its Wednesday Work Session.

There being no further business to come before the Board the meeting adjourned at 10:55 a.m. The Board will meet next in Regular Session on August 17, 2009 beginning at 10:00 a.m.

BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON

\_\_\_\_\_  
John Dean, Chairman

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Helen Price Johnson, Member

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Angie Homola, Member

ATTEST:

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Elaine Marlow, Clerk of the Board