

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
NOVEMBER 19, 2007 – REGULAR SESSION**

The Board of Island County Commissioners met in Regular Session on November 19, 2007 beginning at 9:30 a.m. in the Board of County Commissioners Hearing Room (Room # 102B), Annex Building, 1 N.E. 6<sup>th</sup> Street, Coupeville, Washington. Wm. L. McDowell, Chairman, John Dean, Member and Phillip Bakke, Member were present. The meeting began with the Pledge of Allegiance. By unanimous motion the Board approved the minutes from the October 8, October 15, and October 22, 2007 Regular Sessions and the October 10, October 22, October 23, and October 24, 2007 Special Sessions.

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

By unanimous motion the Board approved the Electronic Fund Transfers, payroll dated November 15, 2007 and, with the exception of voucher #'s 4101082 and 4101088, the following vouchers/warrants:

Voucher (War.) # 274893- 275341 .....	\$1,477,896.00
Electronic Fund Transfers .....	\$ 255,605.28

**HIRING REQUESTS & PERSONNEL ACTIONS**

As presented by Larry Larson, Human Resources Director, the Board by unanimous motion approved the following personnel action authorizations:

<u>Department</u>	<u>PAA #</u>	<u>Description</u>	<u>Position #</u>	<u>Action</u>	<u>Eff. Date</u>
Health	127/07	PHN II, .75 FTE Camano	2406.05	Personnel Action	11/01/07
	128/07	Public Health Nurse III	2404.03	Replacement	11/19/07
	129/07	PHN III Supervisor	2404.04	Replacement	12/03/07
Juvenile Court Services	130/07	Juvenile Detention Officer, .5 FTE	1407.14	Replacement	11/19/07
	131/07	CASA Admin Assist (Reclass of Position)	1908.01	Personnel Action	11/19/07
Public Works	132/07	Laborer I, Camano	2245.13	Replacement	12/03/07
Assessor	133/07	Appraiser Level 3 (Moved from Level 2 to Level 3)	106.08	Personnel Action	11/19/07

**EMPLOYEE AWARD PRESENTATIONS**

**EMPLOYEE SERVICE AWARDS**

<u>Department</u>	<u>Employee</u>	<u>No Years</u>
Sheriff/Jail	Brian Kelly	5
Planning	Chris Wilson	10

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**EMPLOYEE OF THE MONTH AWARD**

On the recommendation of Don and Mary Rosenberry Mariah Knoblich, Auditor's Office, was nominated for Employee of the Month for her exemplary personal service to them on September 18, 2007 while renewing their license. When asked if the County provided notary services Mariah said it did not. She then proceeded to contact Whidbey General Hospital and inquired as to notary services there since the documents to be notarized were medical in nature. She also obtained directions to the Human Resources Department at the Hospital then passed the directions and information along to the Rosenberrys.

**RESIGNATION OF AUDITOR**

Suzanne Sinclair announced to the Board that she will resign her position as Island County Auditor effective January 1, 2008. Ms. Sinclair has accepted a position as county manager in Seneca County, New York. *[Letter of Resignation on file with the Clerk of the Board]*

**APPOINTMENTS TO VARIOUS BOARDS/COMMITTEES**

The Board, by unanimous motion, accepted the resignation of Hal Allmer and approved the appointment of James Moore as follows:

**Drainage District No. 6 – Commissioner Position No. 2**

Hal Allmer resigned his position as Commissioner Position 2 on the Board of Drainage District No. 6.

**Drainage District No. 6 – Commissioner Position No. 2**

James Moore, Coupeville, is appointed to complete Mr. Allmer's term as Commissioner Position No. 2 of Drainage District No. 6. The term will expire in February 2008.

**RESOLUTION C-116-07 DECLARING LEGAL HOLIDAYS**

The Board by unanimous motion approved Resolution C-116-07 Declaring Legal Holidays for the Year 2008. *[Resolution on file with the Clerk of the Board]*

**RESOLUTION C-117-07 AUTHORIZING AND INCREASING CERTAIN PETTY CASH,  
CHANGE, AND REVOLVING FUNDS WITHIN ISLAND COUNTY**

The Board by unanimous motion approved Resolution C-117-07 Authorizing and Increasing Certain Petty Cash, Change, and Revolving Funds within Island County. *[Resolution on file with the Clerk of the Board]*

**SELECTION OF CHAIRMAN OF BOARD OF COUNTY COMMISSIONERS FOR 2008**

With regard to the selection of next year's Chairman of Board of County Commissioners (RCW 36.32.100), the Board by unanimous motion appointed John Dean as Chairman of the Board for 2008.

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**GENERAL SERVICES ADMINISTRATION**

The Board by unanimous motion approved the following as submitted by Betty Kemp, General Services Administration Director:

Approval of Conservation Futures Funding 2007 Project. Project Name: Dry Lake Road Wetland & Trailhead Park Phase II (property acquisition); Project Sponsor: Friends of Camano Island Parks; Project Amount: \$25,000

Purchase Order No. 8566 to Day Wireless for the purchase of two portable trunk repeaters for Coupeville Town Marshal's vehicles in the amount of \$5,605 including freight and tax. The equipment is provided to Coupeville through its share of the LETPP grant. (RM-DEM-07-0189)

**SUPERIOR COURT**

By unanimous motion the Board approved the following as submitted by Mike Merringer, Superior Court Administrator:

Waiver of Competitive Solicitation Procedure pursuant to ICC 2.29.030 (B)(12) for Court Facilitator Program through the Volunteer Lawyer Program.

Contract with Volunteer Lawyer Program of Island County to provide Courthouse Facilitator Services. Contract Amount: \$34,000.08 (RM-JUV-07-0102)

**LIQUOR LICENSE APPLICATION APPROVED**

Having received recommendations of approval by the appropriate departments, the Board by unanimous motion approved forwarding a recommendation of approval to the Washington State Liquor Control Board for the following liquor license application:

New Application for Liquor License No. 402054 – 6E by Applicants Michael C. and Christine W. Atseff, John B. and Judith M. Henderson, Samuel T. Jr. and Margaret S. Hubbard, William A. and Linda R. Neilson, Norman E. and Michaela H. Snyder, Tradename: High Falls Brewing Company, LLC, 1860 Elhardt Street, Camano Island, WA 98282-9320

**PUBLIC INPUT OR COMMENTS**

George Bueller of Greenbank spoke about his concern regarding the Freeland issue and the burden of increased taxes with its possible incorporation, commenting that he believes the entire County should be allowed to vote when the time comes. Chairman McDowell replied that state law requires only those who live within district boundaries will be allowed to vote. Commissioner Bakke explained that the taxing authority is only within the boundary of the city; those outside the city's boundary will not be burdened with an increase in taxes.

Mr. Bueller also commented that the mail-in ballot procedure offends him. He believes that polling places are a very important part of this country and the process should continue. Chairman McDowell

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said he will look into whether it is possible to return to having polling places in light of the fact that the system of mail-in ballots is now in place.

Paulette Becker, 2270 Sound View Drive, Langley said she lives on the edge of Deer Lagoon and wants to again inform the Board how upsetting it is to have hunting continue in her area year after year. She said she and others living at the Lagoon were informed that the land would be used as a park for “passive recreation” and in her opinion hunting is not “passive recreation.” The 4-1/2 months of hunting is affecting her life and the lives of those around her and she again asks the Board to reconsider the issue.

**PUBLIC WORKS**

By unanimous motion the Board approved the following as recommended by Bill Oakes, Public Works Director:

Roads

Resolution C-118-07/R-45-07 Governing Emergency Load Limitations on County Roads, the Issuance of Special Motor Vehicle Permits to Use on Weight Restricted County Roads, and Fixing Penalties for Violations Thereof, effective from the date of the Resolution until the end of April, 2008. *[Resolution on file with the Clerk of the Board]*

Escrow Agreement with Larry Brown Construction, Inc. for the Camano Annex Drainage Improvements. Work Order No. 321 (Contract/Contract Bond signed October 22, 2007)

Bid Award to Clyde/West for One (1) New 2007 Compactor/Roller in the amount of \$91,094.85 including tax and trade-in allowance.

Adopt-A-Road Litter Agreement Renewal with The Fishin’ Club for Fish Road from SR 525 to Mutiny Bay Road.

Public Works

Supplemental Agreement No. 3 with KMD Architects & Planners, PC amending the Standard Consultant Agreement completion date to December 31, 2008. *(PW-0320-90(C))*

Trails

Memorandum of Understanding with South Whidbey School District #206 for Maxwellton Trail Construction, Operation and Maintenance. *(PW-0720-85(A))*

Solid Waste

Bid Award to Rick’s Refrigeration, Inc. for hauling of processed refrigerating appliances at \$15.00 per appliance.

Contract with Rick’s Refrigeration, Inc. for hauling of refrigerating appliances at \$15.00 per unit, excluding tax. This is a two-year contract with optional extension of three-years. *(SW-07-0135)*

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**APPROVAL AMENDMENT NO. 5 TO AGREEMENT FOR PROFESSIONAL SERVICES  
BETWEEN DEARBORN & MOSS PLLC AND PAUL R. ADAMUS**

Jeff Tate, Director of Planning and Community Development, requested that the Board authorize Amendment No. 5 to Agreement for Professional Services between Dearborn & Moss PLLC and Paul R. Adamus, increasing the overall contract by \$14,000. Additional services include further statistical analysis of water quality monitoring data, finalization of the Phase II Report on Best Available Science for Island County Wetlands, travel for the fall meetings and hearings on the County's Proposed Wetlands amendments, and preparation of a report on Species of Local Importance.

By unanimous motion the Board authorized Amendment No. 5 to Agreement for Professional Services between Dearborn & Moss PLLC and Paul R. Adamus as presented and recommended. [GMA No. 9558]

The Chairman announced that the Board will recess until 12:50 p.m. at which time it will reconvene to receive the Auditor's recommendation on salary issues concerning the Sheriff's office.

At 12:50 p.m. the Board reconvened to discuss with the Auditor her recommendation concerning whether premium pay is warranted for Deputy Scott Davis. Also in attendance was Sheriff Mark Brown.

Ms. Sinclair said the issue is how hours are paid when a deputy is called in from a scheduled vacation. Her understanding of the contract is if a deputy is called back with greater than 72 hours notice, then pay is at straight time. If a deputy is called in with fewer than 72 hours notice then premium pay applies. After reviewing the schedule it was apparent to her that greater than 72 hours notice was given to Deputy Davis so Ms. Sinclair concluded that straight time, regular pay was warranted. Brief discussion ensued whether 7(K) exemptions apply.

As allowed under RCW 42.30.140(4)(b) the Board went into Closed Session to discuss Deputy Davis' grievance and related labor agreement.

The Board, returning from Closed Session at 1:27 p.m., announced it would reconvene in Closed Session following conclusion of Board of Health.

At 3:35 p.m. the Board reconvened in Closed Session as allowed under RCW 42.30.140(4)(b) following Board of Health.

There being no further business to come before the Board, the meeting adjourned at 3:40 p.m. following Closed Session. The Board will meet next in Regular Session at 11:00 a.m. on November 26, 2007 for Roundtable followed by regular agenda items at 1:30 p.m.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

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Wm. L. McDowell, Chairman

ATTEST:

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John Dean, Member

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Elaine Marlow, Clerk of the Board

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Phillip Bakke, Member