

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
APRIL 14, 2008 – REGULAR SESSION**

The Board of Island County Commissioners met in Regular Session on April 14, 2008 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, Phillip Bakke, Member, and William L. McDowell, Member were present. The meeting began with the Pledge of Allegiance.

**PUBLIC INPUT OR COMMENTS**

Jim Shields, 637 Beachview Lane, Camano, otherwise known as Maple Grove, appeared before the Board on behalf of two groups: a homeowners' association formed because of a development occurring in the area and the Maple Grove Beach Water Association. He thanked the Board for the superior staff in Public Works and Planning, specifically naming Randy Brackett, Cecilia Herrera, Sandy Sandritter, Vin Sherman, and Bill Poss. He agreed that the County and staff are in need of the new Camano building and encouraged the Board, in order for the office to properly function, to consider the current level of electronics available to meet the needs of the office and community. Mr. Shields also thanked the traffic engineer, staff, sheriff, and deputies who reviewed the signage situation at Maple Grove as regards the boat launch. The neighborhood was impressed with the routine inspections by deputies and the guidelines presented on how to improve boats to meet requirements. Folks appreciated the "courtesy inspections" and he believes the actions were a tremendous public relations tool. Thanks also was given specifically to the Public Works Department, Dale Tepley and his crew, for maintaining the boat launch road. Mr. Shields concluded by saying there are good quality people in the Island County organization and he and his neighbors are appreciative of the efforts given.

**APPOINTMENT OF HEALTH DIRECTOR**

Commissioner McDowell moved that the Board appoint Keith Higman as Island County Health Director effective May 2, 2008 upon the retirement of Tim McDonald, seconded by Commissioner Bakke.

The Board individually remarked how impressed they are with Mr. Higman and his abilities saying that over the years, he has created a following and reputation for integrity, hard work, and superior customer service; all traits a Commissioner will look for in the "perfect" Health Director. Mr. Higman was commended for his level of professionalism and was welcomed as the new Health Director.

It was moved and seconded to appoint Keith Higman as Island County Health Director, effective May 2, 2008, unanimously carried.

**APPROVAL OF PERSONNEL ACTION AUTHORIZATION**

By unanimous motion the Board approved PAA 050/08, replacement of Health Department Director, Position No. 2400.00, effective May 2, 2008.

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**EMPLOYEE AWARD PRESENTATIONS**

**EMPLOYEE SERVICE AWARDS**

<u>Department</u>	<u>Employee</u>	<u>No Years</u>
Central Services	Ron Yount	10
District Court	Cyndy Smith	25
Health	Melinda Kurtz	10
Public Works	Donald Tabach	5
Solid Waste	Gynon Nash	10
Roads	John Lee	25

**SPECIAL RECOGNITION**

Cathy Caryl – American Red Cross Real Heroes Award 2008 - Humanitarian Service Award  
(Commitment to Armed Forces)

Deputy Jim Scott – American Red Cross Real Heroes Award 2008 - Police Officer Award  
(On the Job Heroism)

Deputy Rob Davison – Island County Sheriff’s Department Award - Police Officer Award  
(On the Job Heroism)

**CONSENT AGENDA**

By unanimous motion the Board approved the Consent Agenda as follows with the exception of item 5 (*Interlocal Agreement with City of Oak Harbor to hold County/City sale of surplus property*) pulled from the Consent Agenda as no action was necessary and item 20 (*Revision to time of duration – originally signed June 19, 2006*) due to an automatic numbering error:

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

Vouchers (War) #s 284944-285339 .....	\$349,541.67
Electronic Fund Transfers.....	\$253,950.47

**MISCELLANEOUS**

Minutes from Previous Meetings  
Regular Session: April 7, 2008

***GENERAL SERVICES ADMINISTRATION***

Resolution C-34-08 In the Matter of the Sale or Disposal of Surplus County Property (Annual Surplus Sale) (*Resolution on file with the Clerk of the Board*)

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Amendment No. 1 to Interagency Agreement with Snohomish County extending end date to August 31, 2008 for Law Enforcement Terrorism Prevention Program Grant; WSP Agreement No. C070728FED (RM-DEM-07-0051)

Termination of Use & Occupancy Agreement for Camano Family Resource Center with Skagit County Public Hospital District #1 and Skagit County Public Hospital District #304 (RM-GSA-07-0132)

Use and Occupancy Agreement for Camano Family Resource Center with Skagit County Public Hospital District #1 (RM-GSA-07-0133)

Purchase Order No. 8854 to McLoughlin & Eardley Group, Inc. for light bars and mounting brackets. Amount: \$25,349.72 including freight and tax (RM-GSA-08-054)

Purchase Order No. 8855 to Day Wireless for mobile radios with Siren/PA. Amount: \$38,576.74 including freight and tax (RM-GSA-08-052)

Purchase Order No 8856 to Day Wireless Systems for CDM 1250 Mobile Radios with Vehicular Repeaters, Siren Speakers. Amount: \$32,760.06 including freight and tax (RM-GSA-08-053)

**Public Hearing Scheduled - May 5, 2008 - 10:15 a.m.**

Ordinance C-35-08 in the Matter of Increasing the Settlement Authority of the County Risk Manager to Approve Damage Claims Up To \$5,000 and to Refer Some Claims to Insurer

***HOMELESS HOUSING***

Amendment No. 2 to contract with Housing Authority of Island County for administration of Island County's Homeless Housing Plan. Amount: \$107,887 (RM-BUDG-06-0062)

2008 Spring Application for Washington State CTED Homeless Grant Assistance Program Funding

***HUMAN RESOURCES***

Personnel Action Authorizations

<u>Department</u>	<u>PAA #</u>	<u>Description</u>	<u>Position #</u>	<u>Action</u>	<u>Eff. Date</u>
Treasurer	062/08	Accountant	2106.00	Replacement	05/16/08
Facilities	063/08	Office Manager	904.00	Personnel Action	04/08/08
Planning & Community Development	065/08	Planning Intern	1600.03	Personnel Action	03/31/08
Treasurer	066/08	Accountant	2106.00	Personnel Action	04/07/08

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***PLANNING & COMMUNITY DEVELOPMENT***

**Schedule Public Hearing – May 5, 2008 – 10:15 a.m.**

439/07 OPS Applicants Peter Krogseng & Catherine Swaine request that 39.31 acres of Parcel R32803-462-3310 zoned Rural Forest (RF) be transferred from Designated Forest into the Open Timber Land current use program. The parcel is located on South Whidbey Island, WA.

Interlocal Agreement for reimbursable services between Island County Public Works and Island County Planning & Community Development on behalf of South Holmes Harbor Shellfish Protection District. Total cost not to exceed \$2,200

Amendment No. 1 to Services Agreement with Herrera Environmental Consultants, Inc. Change completion date from May 1, 2008 to August 29, 2008 (*RM-PLAN-08-063*)

***PUBLIC WORKS***

**County Roads**

Renewal of Adopt-A-Road Litter Agreement with Langley United Methodist Church. Bayview Road from boundary of City of Langley to Grange Hall

Adopt-A-Road Litter Agreement with Whidbey Watershed Stewards. Maxwellton Road from Highway 525 to Sills Road

Temporary Construction Easement and Agreement with Frei Timber Company, Saratoga Deep Culvert, WO #277; Parcel 481-4140; Sec. 32, Twp 30N, R 3E. (Revision to time of duration – originally signed June 19, 2006) (*PW-0820-13*)

Temporary Construction Easement and Agreement with Dennis A. and M. Jeanne Hunsinger, Saratoga Deep Culvert, WO #277; Parcel 409-5010, Sec. 32, Twp 30N, R E. (Revision to time of duration – originally signed June 19, 2006) (*PW-0820-14*)

Temporary Construction Easement & Agreement with Dennis A & M. Jeanne Hunsinger, Saratoga Deep Culvert, WO #277; Parcel 463-5100; Sec. 32, Twp 30N, R 3E (Revision to time of duration – originally signed June 19, 2006) (*PW-0820-15*)

Local Agency Federal Aid Project Prospectus with Washington State Department of Transportation for Rhododendron Trail (Phase 1). Amount: \$783,087 (\$228,720/Federal Funds, \$554,367/Local Agency Funds) (*RM-PW-0820-48*)

Purchase Order No. 8289 to Alpine Products, Inc. for white/yellow Paint. Purchase from State Contract #00106; Amount: \$161,456.25 (incl WSST) (*PW-0820-42*)

Purchase Order No. 8285 with Traffic Safety Supply Co. Inc. for 36-48” Rollup Super Bright Signs and 28 Sign Stands; Amount: \$8,600.46 (incl. WSST) (*PW-0820-44*)

Purchase Order No. 8286 with Brim Tractor Company for four New Holland T6030 Tractors with boom mower. Purchase off State Contract #08506; Amount: \$288,515.95 (incl. WSST and trade-ins). (*PW-0820-45*)

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Purchase Order No. 8287 with Alpine Products Inc. for Glass Beads for Waterborne traffic paint. Purchase from State Contract #00107; Amount: \$39,808.20 (incl. WSST) (*PW-0820-64*)

Resolution C-36-08/R-11-08 in the Matter of Approving Specifications and Authorizing Call for Bids for Asphalt Concrete Materials for period of May 15, 2008 to May 1, 2009 (*Resolution on file with the Clerk of the Board*)

Resolution C-37-08/R-12-08 in the Matter of Approving Specifications and Authorizing Call for Bids for Liquid Asphalt Materials for period of May 15, 2008 to May 1, 2009 (*Resolution on file with the Clerk of the Board*)

Resolution C-38-08/R-13-08 in the Matter of Approving Specifications and Authorizing Call for Bids for 2008 Culvert Supplies (*Resolution on file with the Clerk of the Board*)

Drainage

Resolution C-39-08/R-14-08 in the Matter of Initiating a County Drainage Project CDP 08-01, Work Order No. 431; Saratoga Road Culvert Replacement (*Resolution on file with the Clerk of the Board*)

Solid Waste

Resolution C-40-08/SW-02-08 in the Matter of Authorizing Recycle Systems, Inc. to supply and install a Nedland NC-200 Stationary Compactor with 35 Cubic Yard Tapered Octagonal Container at the Bayview Transfer Station including all setup and training without competitive bidding. (*RM-SW-08-062*) (*Resolution on file with the Clerk of the Board*)

Sign Purchase Order No. 8229 with Recycle Systems for Nedland NC-200 Stationary Compactor for Bayview Transfer Station. Amount: \$25,935.78 (incl WSST) (*RM-SW-08-062*)

***LIQUOR LICENSES***

Application for Special Occasion Liquor License No. 093350 by Senior Services of Island County for a special occasion to be held June 21, 2008 from 11:00 a.m. to 3:00 p.m. at the Senior Center, 14594 SR 525, Langley, Washington

Application for Special Occasion Liquor License No. 091765 by Washington State University Foundation for a special occasion to be held on September 6, 2008 from 5:00 p.m. to 11:00 p.m. at the Smith Barn, 399 So. Ebey Rd., Coupeville, Washington

Application for Special Occasion Liquor License No. 091765 by Washington State University Foundation for a special occasion to be held on August 1, 2008 from 5:00 p.m. to 8:00 p.m. and August 2 and 3, 2008 from 10:00 a.m. to 5:00 p.m. at the Lavender Wind Farm, 2530 Darst Rd., Coupeville, Washington

**REGULAR AGENDA**

Item 37 (*349/06 PLA, Alteration of Possession Point Estates II, PRD 140/96, Alteration to Establish Easement, Parcel Nos. R32814-400-4860, R32814-504-4440 and S7768-02-0000A-0*) pulled from the Regular Agenda to be considered at a future date.

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**PUBLIC HEARINGS**

**HEARING HELD: ORDINANCE C-28-08 (PLG-003-08) IN THE MATTER OF AN  
ORDINANCE CONCERNING TECHNICAL AMENDMENTS TO THE ISLAND  
COUNTY COMPREHENSIVE PLAN FUTURE LAND USE PLAN MAP AND THE  
ISLAND COUNTY ZONING ATLAS**

At 10:49 a.m. a public hearing was held to consider Ordinance C-28-08 (PLG-003-08) in the Matter of an Ordinance Concerning Technical Amendments to the Island County Comprehensive Plan Future Land Use Plan Map and the Island County Zoning Atlas, Maps # 690 and # 963.

Jeff Tate, Planning and Community Development Director, explained that this type of ordinance is one that the Board evaluates concerning technical corrections to the Zoning Atlas Map. There are two proposed technical corrections.

Parcel R32804-300-3530 is property currently zoned Commercial Agriculture at south Whidbey near the mouth of Maxwellton Creek. The Commercial Agriculture zoning designation criteria established in the Comprehensive Plan and within the Zoning Ordinance lists several prerequisites before a property can be designated Commercial Agriculture. First, a property must be enrolled in an Agricultural Tax Program. The applicant (landowner) provided the necessary paperwork and staff reviewed the paperwork and consulted with the Assessor's office. The property was not in the Agricultural Tax Program prior to June 1999, the date established in the code; instead, the property was in the Open Timber Tax Program, nothing remotely close to agriculture.

Mr. Tate said when there is a Commercial Agriculture zoning designation it is typical to look at whether the property qualifies for the Rural Agriculture Tax Program or the Rural Agriculture zoning category. The Rural Agriculture zoning category also requires that the property be enrolled in an Agricultural Tax Program so staff went beyond that and looked at the next zoning category, the Rural category, and that category is the appropriate one for the property at issue. The first parcel technical correction, therefore, is to change the designation from Commercial Agriculture to Rural.

The second request is for parcel R33219-472-4360. This property, as well, is in the Commercial Agriculture zoning category. One of the other designation criteria for that zoning designation is for the parcel to be covered with at least 25% prime agricultural soils. The landowner contracted the services of a soil scientist to survey the property and evaluate the types of soils. The reports were provided to the County, staff evaluated the reports and visited the property to verify conditions, finding that the reports were correct and there were no prime agricultural soils evident on the property. Staff initially relied upon the 1954-1956 Island County Soils Survey maps when designating the parcel Commercial Agriculture. Because those maps are 50 years old and are not perfect it does not surprise anyone to occasionally find when looking at a piece of property that it is not what the map shows. In this particular instance, however, the parcel is in the tax program so while it does not have the soils to justify Commercial Agriculture, it does meet the Rural Agriculture zoning category criteria. For that reason staff is recommending that the property be reclassified from Commercial Agriculture to Rural Agriculture.

Chairman Dean opened the public comment portion of the hearing and there being none public comment was closed.

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By unanimous motion the Board approved Ordinance C-28-08 (PLG-003-08) in the Matter of an Ordinance Concerning Technical Amendments to the Island County Comprehensive Plan Future Land Use Plan Map and the Island County Zoning Atlas, Maps # 690 and # 963.

**HEARING HELD: RESOLUTION C-18-08 AMENDING THE 2007 ISLAND COUNTY  
BUDGET**

At 10:56 a.m. a public hearing was held to consider Resolution C-18-08 Amending the 2007 Island County Budget [*continued from April 7, 2008*].

Elaine Marlow, Budget Director, said the resolution finalizes the 2007 budget. As noted she did not recognize any additional uses of fund balance in the resolution and there are no changes since discussed at last staff session.

The Chairman opened the public comment portion of the hearing and there being none public comment was closed.

By unanimous motion the Board approved Resolution C-18-08 Amending the 2007 Island County Budget.

**HEARING HELD: RESOLUTION C-19-08 AMENDING THE 2008 ISLAND COUNTY  
BUDGET**

At 10:56 a.m. a public hearing was held to consider Resolution C-19-08 Amending the 2008 Island County Budget [*continued from April 7, 2008*].

Concerning the second resolution, this time to amend the 2008 Island County Budget, Ms. Marlow explained that she added on the last page, lines 84-109, the Prosecuting Attorney's request approved at staff to use approximately \$20,000 of Commissioner contingency funds for software maintenance for Laser Fiche, the additional cost related to the new deputy prosecuting attorney, and \$17,115 for the case management system. She identified additional sources of revenue coming from a Justice Assistance Grant for approximately \$10,000 and the Prosecuting Attorney and Sheriff entered into an agreement to use the drug seizure and federal asset forfeiture and anti-profiteering funds.

Chairman Dean again opened the public comment portion of the hearing and there being none public comment was closed.

By unanimous motion the Board approved Resolution C-19-08 Amending the 2008 Island County Budget.

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**COMMISSIONERS’ COMMENTS AND ANNOUNCEMENTS**

**RESOLUTION C-41-08 PROCLAIMING EARTH DAY, APRIL 22, FRIENDS OF  
CAMANO ISLAND PARKS DAY IN ISLAND COUNTY, WASHINGTON**

In an effort to recognize Friends of Camano Island Parks, who have done a tremendous job with both state and county parks, the Board by unanimous motion approved Resolution C-41-08 Proclaiming Earth Day, April 22, Friends of Camano Island Parks Day in Island County, Washington. *(Resolution on file with the Clerk of the Board)*

**ANNUAL INSPECTION OF ISLAND COUNTY CORRECTIONS AND DETENTION  
FACILITY**

At noon as scheduled, the Board conducted the Annual Inspection of the Island County Corrections and Detention Facility.

There being no further business to come before the Board the meeting adjourned at 11:00 a.m. The Board will meet next in Regular Session on April 21, 2008 beginning at 10:00 a.m.

BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON

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

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Phillip Bakke, Member

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Wm. L. McDowell, Member

ATTEST:

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Elaine Marlow, Clerk of the Board