



District No. 1 Commissioner: Phil Johnson  
District No. 2 Commissioner: David W. Sullivan  
District No. 3 Commissioner: John Austin

County Administrator: Philip Morley  
Clerk of the Board: Lorna Delaney

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MINUTES  
Week of April 26, 2010

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Chairman David Sullivan called the meeting to order at the appointed time in the presence of Commissioner Phil Johnson and Commissioner John Austin.

**PUBLIC COMMENT PERIOD:** The following comments were made by citizens in attendance at the meeting: a citizen submitted and read a list of questions relating to the proposed Shoreline Master Program (SMP); a citizen stated there will be many legal challenges to the SMP and urged everyone to submit their comments on the SMP to the State Department of Ecology by the May 11th deadline; a citizen suggested that the Commissioners expand and continue the community meetings which are being held in various areas throughout the County; a citizen stated there is no need for the establishment of the Watershed Stewardship Resource Center proposal since the County already has many other educational resources; another citizen expressed concern that there was no media present at the State Department of Ecology Hearing on the SMP and he added that there will be many appeals of the SMP that will go before a Hearing Examiner at the County's expense; a citizen believes the County will go bankrupt defending itself against the many appeals of the SMP and he thinks the Watershed Stewardship Resource Center proposal is evidence that the County is for sale as long as anyone can get a grant to start a program; a citizen read an excerpt from writings by Chief Sealth and he stated that the words about how the earth is connected to humankind is why we have the SMP and other regulations on land; a citizen asked the Commissioners to enforce the fire code rules during their meetings and he also asked if the County has a procedure for responding to citizen comments?; and a citizen stated that property owners should be allowed to "tend their own garden" as the Lord intended and not be reliant on the regulations and mandates of the government.

**APPROVAL AND ADOPTION OF THE CONSENT AGENDA:** Commissioner Austin moved to delete item #6 approve the balance of the consent agenda as presented. Commissioner Johnson seconded the motion which carried by a unanimous vote.

1. **RESOLUTION NO. 11-10** re: Authorizing the Purchase of Supplies and Materials for the Jeffcom 911 Radio System Improvements; Jefferson County Jeffcom; RHON Products LLC;
2. **AGREEMENT, Change Order No. 9** re: Jeffcom 911 Radio System Improvements; Jefferson County Jeffcom; Buchanan General Contracting Company
3. **AGREEMENT** re: Community Development Block Grant (CDBG) Funding to Provide Public Services in 2010 to Low-Moderate Income Persons within Jefferson and Clallam Counties through Olympic Community Action Programs; Washington State Department of Commerce
4. **AGREEMENT** re: Oak Bay Road Repairs, County Project Number XO-1813; Six-Year Transportation Improvement Program; Jefferson County Public Works; J Bar D Construction, Inc.
5. **AGREEMENT, Interlocal** re: Cooperative Purchasing for Various Supplies, Materials, Equipment and Services; Jefferson County Public Works; Kitsap County

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6. **DELETED:** AGREEMENT re: Annual Revaluation Software; Jefferson County Treasurer; True Automation (Approved later in Minutes)
7. Payment of Jefferson County Vouchers/Warrants Dated April 19, 2010 Totaling \$571,013.68
8. Payment of Jefferson County Payroll Warrants Dated April 20, 2010 and A/P Warrants Done by Payroll Dated April 6, 2010 Totaling \$110,001.36 and Dated April 20, 2010 Totaling \$16,482.68

**COMMISSIONERS BRIEFING SESSION:** After the following reports were given by the Commissioners and County Administrator, Department of Community Development staff responded to the Board's questions regarding the Shoreline Master Program (SMP).

Commissioner Austin:

- Reviewed new Jefferson Transit bus routes which offer convenient transportation from the Courthouse to uptown and downtown Port Townsend as well as to the park and ride facility.

Commissioner Johnson:

- Met with City Council-member Catherine Robinson to review the Transit Manager agreement which is moving forward.

Commissioner Sullivan:

- The City, County and Port are continuing to work together on an economic plan.

County Administrator Morley:

- May 11, 2010 is the deadline for submitting comments to the State Department of Ecology regarding the SMP.

**AGREEMENT re: Annual Revaluation Software for the Jefferson County Treasurer's and Assessor's Offices; True Automation:** (Item #6 on the Consent Agenda) Treasurer Judi Morris explained that sales tax was not included in the agreement presented to the Board. With the addition of sales tax the amount of the agreement will increase by approximately \$17,000. That increase puts the agreement beyond the County's budgeting capacity, however, after further review of the agreement it was realized that there was no distribution of the hardware costs so all the hardware costs were associated with the Treasurer's portion of the agreement. In reality, some of those costs should be associated with the Assessor's portion of the agreement and therefore she has requested True Automation correct the agreement so the hardware is associated with the appropriate department. Making this change will enable to costs to be covered with available funds in 2010. She has also asked them to include sales tax in the agreement. It is hoped that True Automation will be able to make these changes within the next couple of hours so she can bring it back to the Board this afternoon for consideration.

Later in the afternoon: Treasurer Judi Morris reported that the agreement has been revised by True Automation as previously discussed. Commissioner Austin moved to approve the agreement as revised. Commissioner Johnson seconded the motion which carried by a unanimous vote.

**PROCLAMATION re: May 2010 as Older Americans Month:** Chairman Sullivan read the proclamation designating May 2010 as "Older Americans Month." Commissioner Johnson moved to approve the proclamation as presented. Commissioner Austin seconded the motion which carried by a unanimous vote.



**HEARING re: 2010 First Quarter Budget Appropriations/Extensions for Various County Funds:** Philip Morley presented copies of the individual requests submitted and gave an explanation of why funding requests are being made for the following funds: WSU Extension, Construction and Renovation, and Jefferson County Sheriff Drug Investigation.

Chairman Sullivan opened the hearing for public testimony.

Joe D'Amico, Fort Discovery stated that he supports the appropriation for the drug investigation fund for the Sheriff's department. It is a vital resource for our community. He sees in the documentation that they have a 1978 response vehicle which he feels is disconcerting. Anything the Board can find to give to the Sheriff's department will be appreciated. Equipment is critical. Tack gear, helmets, gas masks, elbow and knee pads, and bullet resistant vests are really important so they can come home to their families at night. Training is another important aspect for which they need a budget. This is just a little bit of money to help them come home safe.

Tom Thiersch, Jefferson County stated that before the Board approves the resolution they may want to fix a typo in the first paragraph from "Sate" to "State." The thing that concerns him is that this is being declared as an emergency appropriation. The Commissioners declared that an emergency exists and so forth. This is not an emergency. Isn't there some other word that could be used other than the alarmist word "emergency." He does not know if the County is allowed to change the wording under State law, but perhaps the term "unanticipated" could be used in its place. Maybe the County is required to declare it an emergency in order to make it happen, but, it is just one of those weird things. The other more substantive question is one of process and timing. In particular the Sheriff's request for funding. The supporting documentation states "We have ordered protective gear ..." and "... we were able to purchase ...", yet there is no approved budget resolution. In other words, this is a situation of spending the money before the expenditure has been approved. He doesn't have any objection to these expenditures, per se, but he does have an objection to the process not being followed. You don't spend money that is unapproved. This is very much in line with what happened at the Visitors Center when \$4,500 was spent repairing the damaged fencing. In that case the money was spent long before the budget extension was even heard of, much less approved. Let's get the process straight. Follow the procedures and let's do it in a businesslike and orderly fashion so the public has some notice of how their money is going to be spent before it is actually spent.

Mike Belenski, Jefferson County stated that the cover sheet for this agenda item states "Take public comment on the proposed 2010 budget appropriations, and consider approving a resolution to adopt these budget changes." He pointed out that the money for these appropriations has already been spent so this public hearing is just show. The Board has already made the determination that it is going to spend the money. He finds it interesting that in these times of tough economic situations that the Board is going to approve spending \$3,000 for WSU Cooperative Extension so it can develop an outreach program and explore options for a new logo for WRIA 17. He asked if it is really necessary to spend that kind of money on a new logo? He asked if the Board thinks it is an appropriate expenditure during a time when the County is laying off employees at DCD and cutting back Courthouse hours? He questioned how the County has money to spend on a new logo?



Chairman Sullivan responded that those activities are funded through a grant from the State Department of Ecology. Mike Belenski stated that nowhere in the documentation does it say that it is grant funding and it doesn't matter if it is because grant funding also comes from taxpayers. He doesn't think the Board should spend the money. It's similar to when the Board spend \$1,700 to buy vests and caps for the Marine Resource Committee. The money just flows out of the County like it's water. With regard to the Visitors Center, the County spent the money before holding the public hearing. He asked if that was legal?

County Administrator Philip Morley replied that he will follow up with the Sheriff regarding the questions raised. He explained that the funds for the repairs to the fence at the Visitors Center were fully within the budget for facilities. The budget appropriation/extension for those repairs was done to reimburse the facilities budget from the LTAC fund which is the appropriate fund to pay for those expenses.

Chairman Sullivan explained that County manages the grant for WRIA 17. The decisions on how to spend funding within the parameters of the grant are made by the WRIA 17 Planning Unit. The Planning Unit consists of representatives from non-governmental agencies, as well as all the initiating governments which not only include Jefferson County, but the City of Port Townsend, Public Utility District No.1, Jamestown Tribe, Port Gamble Sklallam Tribe and Skokomish Tribe. This group makes a consensus decision on budget issues and how to spend the grant funding which is monitored very closely.

Commissioner Austin added that it is his understanding that the "emergency" terminology is required for these budget extensions. County Administrator Philip Morley will look into that issue and report back to the Board.

Bill Miller, Port Townsend stated that he does not pretend to understand, nor is he interested in all the intricacies of the budget, nevertheless, he is pleased that these things are presented in an open public hearing where he does have the right to review them and there is justification for his recourse if he has other issues. He thanked the Board for presenting this and having the documentation available. It seems reasonable. He always questions where money is spent and he wants it spent on contractors in Jefferson County. He recognizes one of the benefits of government is that it can spend money because private corporations are not going to get into that business. Government does it for all the people. Business does it for its shareholders. Completely different attitudes. He is pleased to be able to comment positively. Spend the money.

James Robinson, Port Townsend Leader asked for clarification of the last sentence in the documentation of the Sheriff's request where it states "The \$10,000 increase in our drug fund budget to \$30,000 will leave \$22,553 in cash reserves for future use." He stated that he is unable to derive the \$30,000.

County Administrator Philip Morley explained that the amounts of \$30,000 and \$22,553 is a typographical error. The amounts should be \$20,000 and \$32,553 respectively.

Hearing no further comments for or against the 2010 first quarter budget appropriations and extensions for various County funds, Chairman Sullivan closed the public hearing.

Commissioner Austin moved to approve **RESOLUTION NO. 12-10** ordering the 2010 first quarter budget appropriations and extensions for various County funds. Commissioner Johnson seconded the motion which carried by a unanimous vote.



**COUNTY ADMINISTRATOR'S BRIEFING SESSION:** County Administrator Philip

Morley reviewed the following with the Commissioners:

- Schedule Coordination
- Regional Coordination Update
- Miscellaneous Topics

**Washington State Association of Counties (WSAC) 2010 Annual Courthouse Visit:** WSAC President and Stevens County Commissioner Merrill Ott and WSAC Executive Director Eric Johnson updated the Board on legislative issues, trainings and conferences, and various other information.

Commissioner Johnson excused himself from the meeting due to another commitment.

**NOTICE OF ADJOURNMENT:** Commissioner Austin moved to adjourn the meeting at 4:27 p.m. until the next regular Monday meeting at 9:00 a.m. or special meeting as properly noticed pursuant to RCW 42.30.080. In the absence of Commissioner Johnson, Chairman Sullivan seconded the motion which carried.

MEETING ADJOURNED

JEFFERSON COUNTY  
BOARD OF COMMISSIONERS

SEAL:

David Sullivan, Chair

ATTEST:

Phil Johnson, Member

Erin Lundgren, Deputy  
Clerk of the Board

John Austin, Member



District No. 1 Commissioner: Phil Johnson  
District No. 2 Commissioner: David W. Sullivan  
District No. 3 Commissioner: John Austin

County Administrator: Philip Morley  
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## MINUTES

Special Meeting  
April 26, 2010

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Chairman David Sullivan called the meeting to order at approximately 7:00 p.m. at the Nordland Garden Club on Marrowstone Island. Commissioner Phil Johnson and Commissioner John Austin were present as well as the following Jefferson County Elected Officials: Assessor Jack Westerman, Auditor Donna Eldridge, Sheriff Anthony Hernandez and Superior Court Clerk Ruth Gordon.

County Administrator Philip Morley served as meeting facilitator and welcomed everyone and introduced the elected officials. Each elected official then gave a brief overview of the services provided by their office. County Administrator Morley then reviewed the format for the participatory exercise.

The following questions and comments were submitted by the citizens and then grouped by category. Each question/comment was read aloud and a facilitated discussion was held on each category.

### BUDGET AND ECONOMIC DEVELOPMENT

- “With no jobs and young people moving away, where will this potential budget loss be made up?”

### GENERAL COUNTY GOVERNMENT

- “Questions on how questions are answered in Commissioner’s meetings.”
- “Is there a noticeable percentage or number of seniors taking advantage of the property tax deduction?”

### HEALTH AND SAFETY

- “What can/could be done to implement “opt-in” as a health screening program in the County and City schools (pre-K through grade 12)?”

### LAW AND JUSTICE

- “For the Sheriff: Please explain your interpretation of “Community Policing”. Some have said it has to do with asset forfeiture and establishment of SWAT units.”



## PERMITTING AND ENVIRONMENT - SHORELINE MASTER PROGRAM

- "SMP - Is it true that if a house is destroyed we can't rebuild?"
- "What is really going on - The 150' set backs in the Shoreline Master Program - will I be able to build on my lot if I can't meet the set-backs?"
- "SMP questions on definitions: 1) No net loss; 2) Non-conforming; 3) Mean high tide; 4) Re-evaluation of property?"
- "Questions on SMP & how areas were designated as "Conservancy" and changed from "Residential Rural" to "Conservancy." No Tala Point property owners, especially with new 50 lot development planned there."
- "How can an owner of shoreline property landscape that lot? Can I cut trees and replace them?"

County Administrator Morley wrapped up the exercise portion of the meeting and thanked everyone for coming.

**NOTICE OF ADJOURNMENT:** Commissioner Johnson moved to adjourn the meeting at 9:07 p.m. until the next regular Monday meeting at 9:00 a.m. or special meeting as properly noticed pursuant to RCW 42.30.080. Commissioner Austin seconded the motion which carried by a unanimous vote.

JEFFERSON COUNTY  
BOARD OF COMMISSIONERS

SEAL:

David Sullivan, Chair

ATTEST:

Phil Johnson, Member

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Clerk of the Board

John Austin, Member



District No. 1 Commissioner: Phil Johnson  
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**MINUTES**  
**Week of May 3, 2010**

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In the absence of Chairman David Sullivan the meeting was called to order at the appointed time by Commissioner Phil Johnson. Commissioner John Austin was present.

**PUBLIC COMMENT PERIOD:** The following comments were made by citizens in attendance at the meeting: a citizen stated that he called his insurance agent on an issue in the Shoreline Master Program (SMP) which will make many lots non-conforming and was told that people will need to purchase "Homeowner's Building and Ordinance" coverage to protect their property; a citizen stated that he also called his insurance agent on the same issue and was told that insurance companies will insure properties which are considered non-conforming; a citizen stated that the SMP and its associated buffers have a negative affect on waterfront property values which has been evidenced by the lack of sales; a citizen stated that the non-conforming status that is going to be overlaid on properties is a contentious issue and he suggested making the buffer setbacks 50' as recommended by the Planning Commission.

**APPROVAL AND ADOPTION OF THE CONSENT AGENDA:** Commissioner Austin moved to approve the items on the consent agenda as presented. Commissioner Johnson seconded the motion which carried.

1. **HEARING NOTICE** re: 2010 Update to the Jefferson County Non-Motorized Transportation and Recreational Trails Plan; Hearing Scheduled for Monday, May 17, 2010 at 10:00 a.m. in the Commissioners Chambers
2. **RESOLUTION NO. 13-10** re: Authorizing Submission of a 2011 to 2013 Washington State Heritage Capital Projects Fund Grant Application; Courthouse Historic Roof Stabilization Project
3. **AGREEMENT, Interlocal** re: WRIA 17 Planning Unit; Jefferson County Public Health, Water Quality Division; Jefferson County Washington State University Extension
4. **AGREEMENT NO. C14950, Amendment No. 23** re: 2007-2011 Consolidated Contract; Jefferson County Public Health; Washington State Department of Health
5. **AGREEMENT NO. 0863-38313-02, Amendment No. 2** re: Long-Term Payable Substance Abuse and Developmental Disabilities Programs; July 1, 2010 to June 30, 2011; Time Extension and Contract Name Change; Jefferson County Public Health; Washington State Department of Social and Health Services (DSHS)
6. Payment of Jefferson County Vouchers/Warrants Dated April 23, 2010 Totaling \$9,292.00, Dated April 26, 2010 Totaling \$319,312.57 and Dated April 27, 2010 Totaling \$8,398.45





**COMMISSIONERS BRIEFING SESSION:** The Commissioners and County Administrator reported as follows:

**Commissioner Austin:**

- A committee with approximately 20 members has recently been established to evaluate how to improve and increase access to higher education in the County.
- He will be attending a State Parks Board meeting this week which will focus on the boundaries of the Dosewallips State Park along with some discussion of the Brinnon sewer system.
- He called his insurance agent to inquire about insurance coverage for non-conforming property and was told that there would more of an issue with a business than a residential property. Property being "Grandfathered" protects the right of an individual to insure their property.

**Commissioner Johnson:**

- Noted that the Board agreed to try to change the term from "Non-conforming" to "Legally Allowable Non-conforming."
- He will be attending a RAC meeting this week where Secure Rural Schools funding will be discussed.
- He spoke with the Vice-President of the Port Townsend Paper Corporation about getting help with fixing the roof on Memorial Field.

**County Administrator Morley:**

- The next Community Input Workshop is scheduled for 7:00 p.m. on Monday, May 10, 2010 at the Brinnon Community Center.
- The role of WSU in all Jefferson County communities is critical to our quality of life.
- The City, County and Port are continuing to work together on a shared economic development strategy and workplan.
- The agreement with the Jefferson Equestrian Association is nearing completion. An update will be made to the Board next week.
- He is continuing to look at options for video recording the Commissioners' meetings and placing them online for public review.
- He attended a meeting with staff from the City, and the Port, and community members regarding short and long term plans for Memorial Field.

**APPROVAL OF MINUTES:** Commissioner Austin moved to approve the minutes of September 23 and October 1, 2009, and April 19, 2010 as presented. Commissioner Johnson seconded the motion which carried.



**COUNTY ADMINISTRATOR'S BRIEFING SESSION:** County Administrator Philip

Morley reviewed the following with the Commissioners:

- Paradise Bay Drainfield
- Schedule Coordination
- Regional Coordination Update
- Miscellaneous Topics
  - Draft comments to State Department of Ecology re: Shoreline Master Program
  - IS Manager recruiting

**NOTICE OF ADJOURNMENT:** Commissioner Austin moved to adjourn the meeting at 3:58 p.m. until the next regular Monday meeting at 9:00 a.m. or special meeting as properly noticed pursuant to RCW 42.30.080. Commissioner Johnson seconded the motion which carried.

MEETING ADJOURNED

JEFFERSON COUNTY  
BOARD OF COMMISSIONERS

SEAL:

(Excused Absence)

David Sullivan, Chair

ATTEST:

Phil Johnson, Member

Erin Lundgren, Deputy  
Clerk of the Board

John Austin, Member