



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

MINUTES
Special Meeting
June 7, 2011

DRAFT

DRAFT

Chairman John Austin called the meeting to order at approximately 7:00 p.m. at the Hoh Tribal Center in the presence of Commissioner Phil Johnson and Commissioner David Sullivan.

County Administrator Philip Morley served as meeting facilitator and welcomed everyone and introduced the Board. 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

- In these tough economic times, why would the County opt to take private and State Timberlands out of production?
- Status of County budget, and projected shortfalls?
- Jefferson Transit Funding?

ANIMAL SERVICES

- We need to be able to bring rescued/stray animals to the shelter (not requesting transport). If the rescued/stray animals are not taken in then I want money to transport Jefferson County animals to other rescues.

ENVIRONMENTAL REGULATIONS:

- Any new water (drinking) regulations coming in the near future?
- What is Public Health's license requirements for septic inspectors and can service providers who only have a Wastewater Operator certification also inspect septic systems in Jefferson County?



LAND USE, PLANNING AND REGULATIONS

- On February 8, 2010, the Board submitted a letter of support to Congressman Dicks for the Wild Olympics Campaign which in essence, expanded the National Park Service boundaries establishing more wilderness and wild and scenic rivers designation. What individually convinced each Commissioner to provide this support? How did you factor economic impact of taking lands off the tax rolls, DNR Trust revenues, access and working lands? How do you envision your roll in this matter in the future?
- How did the Commissioners come out with a unanimous endorsement of the Wild Olympics Campaign in February of 2010 before residents knew anything about it? By then the only Jefferson County residents who knew about the proposal were members of the Wild Olympic Coalition. Why are you endorsing the Wild Olympics Campaign when Olympic National Park does not want it?"
- Difficulty in how to sell and develop a pre-existing lot?
- How is the National Park Service and the US Bureau of Land Management surveying and marking the boundaries of Olympic National Park and the possible buffer?
- What is Rayonier's restrictions of public access to DNR lands that are surrounded by Rayonier lands and where does DNR have an access easement?
- What are fencing requirements for livestock to keep them away from streams when the streams are seasonal/intermittent or when drainage courses move from one year to the next?

ROADS

- Is Public Works going to replace one or more culverts on the Upper Hoh Road and are stream crossings properly named and mapped?

MISCELLANEOUS

- There is concern about what chemical contractors for the Noxious Weed Control Board may be using on Himalaya blackberry bushes and other non-native species, and whether lasting damage is being created by application and over spray?

DRAFT



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

NOTICE OF ADJOURNMENT: Commissioner Sullivan moved to adjourn the meeting at 9:25 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 by a unanimous vote.

JEFFERSON COUNTY
BOARD OF COMMISSIONERS

SEAL:

John Austin, Chair

ATTEST:

Phil Johnson, Member

Lorna Delaney, CMC
Clerk of the Board

David Sullivan, Member



District No. 1 Commissioner: Phil Johnson
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District No. 3 Commissioner: John Austin

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

MINUTES
Week of June 13, 2011

DRAFT

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

PUBLIC COMMENT PERIOD: The following comments were made by citizens in attendance at the meeting and reflect their personal opinions:

- The City is progressing with a wireless network and there is concern that the County is not aware of and had input on the project. The City and County need to be sharing information on this type of project;
- The request on the Consent Agenda to surplus a number of computers and the process described does not include an option for the public to be offered the items at auction. The County should not render the hard drives on these computers non-functional they should just erase the hard drives and not waste resources that should be saved. Team Jefferson is the only entity being considered for the ADO and why isn't this designation being opened up to a public bid process?;
- An invitation was presented to the Board to attend a beach party for the installation of a new swim float at Quilcene. Several projects that will be applying for PIF funds were described;
- The Commissioners meeting does not usually start until 9:04 a.m. and that time is taken out of the time for public comment. Is it a pledge to the flag or a pledge of allegiance to the flag?; We need to have areas where people can shoot or it will take place everywhere;
- The statute is clear that the public hearing has to be held to surplus equipment and that is not the case with what is being done with the computer equipment and the resolution is in violation of the law. Why doesn't the county want to put this surplus property up for auction to make some money?;
- The verbal attack during the public comment period last week on a member of the audience was not included in the minutes. A suggestion was made that a committee be set up to review Code issues for the Board as it is in Kitsap County.

APPROVAL AND ADOPTION OF CONSENT AGENDA: Commissioner Johnson moved to delete item 1 and to approve the balance of the items as presented. Commissioner Sullivan seconded the motion which carried by a unanimous vote.

1. **DELETE:** Resolution: Determination to Declare Certain Personal Property as Surplus and Authorize Disposal
2. **AGREEMENT NO. FY10-90002-004, Amendment B:** Courthouse Roof Stabilization Project; Extending Timeframe Until June 30, 2012; Jefferson County Public Works; Washington State Department of Archaeology and Historic Preservation
3. **AGREEMENT NO. CR1843, Change Order No. 1, 2, 3, & 4:** Oak Bay Road Culvert Replacement, M.P. 8.947; Additional Amount of \$7,397.92; Jefferson County Public Works; 2Grade, LLC
4. **AGREEMENT NO. 1163-26384:** Long Term Payable; No Dollar Amount; Jefferson County Public Health; Washington State Department of Social and Health Services (DSHS)
5. **AGREEMENT NO. G1100251:** Jefferson County Lakes Toxic Algae Project; In the Amount of \$40,000; Jefferson County Public Health; Washington State Department of Ecology (DOE)



6. **AGREEMENT Intergovernmental, Amendment No. 2:** School Nurse Corp Program; Additional Amount of \$286 for a Total of \$24,829; Jefferson County Public Health; Olympic Educational Service District 114 (OESD)
7. **Payment of Jefferson County Payroll Warrants Dated June 3, 2011** Totaling \$824,573.80 and A/P Warrants Done by Payroll Dated June 3, 2011 Totaling \$647,855.46

Approval of Minutes: Commissioner Sullivan moved to approve the minutes of June 6, 2011 meeting as presented. Commissioner Johnson seconded the motion which carried by a unanimous vote.

COMMISSIONERS BRIEFING SESSION: The Commissioners each provided updates on the following items:

Chairman Austin noted that he attended a meeting of the Higher Education Committee and the committee celebrated the funds that have been approved by the State for Building 202. Goddard College, Old Dominion College and Peninsula College will be involved in this building, however the State Higher Education Board has not received funding approval for the office in Port Hadlock. He will attend the Climate Action Committee meeting this week.

Commissioner Sullivan reported that he participated in the search for the new WSU Extension Agent for Jefferson County; He will not be attending the PRTPO tour of Mason County projects, so he can attend a program at WSU on sustainable forestry and creating forestry jobs. There is concern about the federal funding for the Economic Development District.

Commissioner Johnson will be attending the Hood Canal Coordinating Council meeting. He attended the RAC meeting last week. The RAC serves Clallam, Jefferson, Mason and Grays Harbor Counties and they reviewed requests to determine which projects will receive Title III Secure Rural School funding.

PROCLAMATION: Proclaiming the Week of June 20, 2011 as Amateur Radio Week:

The Chair read the proclamation. Commissioner Johnson moved to approved the proclamation. Commissioner Sullivan seconded the motion which carried by a unanimous vote. John Ebner accepted the proclamation on behalf of the Amateur Radio groups in the County.

Authorization to Designate Team Jefferson as the Associated Development

Organization (ADO) for Jefferson County; Washington State Department of Commerce: Chairman Austin noted that the State Department of Trade and Economic Development (CTED) has been changed to the State Department of Commerce. Philip Morley, County Administrator explained that every two years the State asks that the County designate an organization to be the Associated Development Organization (ADO) for the County in the upcoming biennium. He noted that Team Jefferson through WSU has been the ADO for several years and now Team Jefferson is becoming a stand alone non-profit organization. The State Department of Commerce provides funding opportunities for ADOs and Jefferson County has supported the ADO financially at a rate of about \$25,000 per year. The City and the Port have also provided funding in the past and are expected to in the future. If that funding is not confirmed Team Jefferson may not be able to be the designation of ADO.

Al Scalf, Community Development Director, reported that the ADO is designated by the County, but is under the direction of the State Department of Commerce. Team Jefferson is made up of retired business people who provide their expertise to this issue. Staff is supportive of Team Jefferson being designated as the ADO. Commissioner Johnson asked if Team Jefferson can be designated ADO if they do not have



their non-profit status yet? Philip Morley explained that as long as they have their application submitted to the federal government they are eligible. There was an open, competitive bid process when Team Jefferson was originally designated as the ADO. This is a re-designation and there is no expectation or legal obligation to go through a competitive process.

Commissioner Sullivan noted that Team Jefferson has continued to partner with many agencies in the County on economic development issues. This is work by volunteers and we are lucky to have these people stepping up to do it. Philip Morley added that currently the City, County, Port and Team Jefferson are engaged in a joint economic development strategy process which will continue.

Commissioner Johnson moved to authorize the Chair to sign the form to designate Team Jefferson as the ADO for Jefferson County and submit that form to the State Department of Commerce. Commissioner Sullivan seconded the motion which carried by a unanimous vote.

The meeting was recessed at the conclusion of the business scheduled for the morning. All three Commissioners were present when the meeting reconvened at 1:33 p.m.

Letter of Support; Higher Education Funding for Jefferson County; Washington State Higher Education Coordinating Board: After the Commissioners reviewed a letter drafted by Chairman Austin, Commissioner Sullivan moved to approve the letter in support of higher education for Jefferson County. Commissioner Johnson seconded the motion which carried by a unanimous vote.

COUNTY ADMINISTRATOR BRIEFING SESSION: County Administrator Philip Morley reviewed the following with the Board.

- ✓ Burn Ban Briefing
- ✓ Calendar Coordination
- ✓ Miscellaneous Items
- ✓ Future Agenda Items

NOTICE OF ADJOURNMENT: Commissioner Johnson moved to adjourn at 4:21 p.m. until the properly noticed special meeting or the next regular meeting. Commissioner Sullivan seconded the motion which carried by a unanimous vote.

MEETING ADJOURNED

JEFFERSON COUNTY
BOARD OF COMMISSIONERS

SEAL:

John Austin, Chair

ATTEST:

Phil Johnson, Member

Lorna Delaney, CMC
Clerk of the Board

David Sullivan, Member



District No. 1 Commissioner: Phil Johnson
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County Administrator: Philip Morley
Clerk of the Board: Lorna Delaney

MINUTES
Week of June 20, 2011

DRAFT

DRAFT

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

PUBLIC COMMENT PERIOD: The following comments were made by citizens in attendance at the meeting and reflect their personal opinions:

- * The Board will be discussing the Ruckleshouse Bill later today and it is the only way to continue to fund the County's watershed planning efforts. The Board was urged to support "opting in" to this process. The Planning Commission has started discussing food security and watershed planning can help with this issue.
- * The Chimacum Grange and the Olympic Stewardship Foundation also urge the Board to "opt in" to the Ruckleshouse Bill which will provide State Funding for watershed work.

APPROVAL AND ADOPTION OF CONSENT AGENDA: Commissioner Sullivan moved to approve the items on the Consent Agenda as presented. Commissioner Johnson seconded the motion which carried by a unanimous vote.

1. **RESOLUTION NO. 22-11:** Declaring Intent to Vacate Keesling Road No. 360009
2. **AGREEMENT:** Lease Space on a JeffCom Tower Located at Maynard Peak; Revenue in the Amount of \$9,000; Jefferson County JeffCom; KIRO-TV, Inc.
3. **AGREEMENT NO. ER-0902(318), Supplemental No. 2:** Consultant Services for Willoughby Creek Bridge Repair, Upper Hoh Road, M.P. 3.50, County Project No. XO1825; Additional Amount of \$8,128.31 for a Total of \$171,204.31; Jefferson County Public Works; Shearer Design LLC
4. **AGREEMENT, Amendment No. 1:** School Based Health Center; Additional Amount of \$2,000 for a Total of \$59,750; Jefferson County Public Health; Jefferson Mental Health Services
5. **CALL FOR BIDS:** Courthouse Roof Stabilization Project No. 301 594 1839; Bids Accepted Until 9:30 a.m. and Opened and Read Publicly at 10:00 a.m. on Monday, July 11, 2011 in the Commissioners' Chamber
6. **Payment of Jefferson County Vouchers/Warrants Dated June 13, 2011 Totaling \$723,139.38 and Dated June 14, 2011 Totaling \$940.59** (Records of all claims submitted for payment along with vouchers approved and signed by the Board of Jefferson County Commissioners are retained by the Jefferson County Auditor and Public Works Department.)



Interlocal Agreement, Amendment No. 1; 2010 Sales Tax Ballot Measure (Proposition No. 1); City of Port Townsend: Philip Morley reported that the interlocal agreement with the City of Port Townsend was entered into last year for the 2010 Sales Tax Ballot measure and that agreement included a provision that if the Proposition 1 passed half of the City's revenue from the special purpose sales tax would flow to the County for maintenance and capital improvements for Memorial Field and the Port Townsend Recreation Center. The ILA was for a 4 year period and benchmarks were established for the Regional Parks Committee to move that process forward. This amendment resets, by six months, the exploratory benchmarks for the Regional Parks Committee and it changes the amounts that go to the City and County if the sales tax received comes in higher than budgeted, and notes that if any funding is left at the end of the four years it would be returned to the City if it hasn't been contracted or budgeted. He recommended that the Board approve these amendments to the ILA. He added that working with a large group of people on a regional plan takes more time than was originally scheduled in the ILA.

Commissioner Johnson asked how long a period these funds could be subject of a contract? Philip Morley reported that typically County contracts are written for no more than five years. Commissioner Sullivan noted that the ILA does not address what would happen if the sales tax is under the projected amount? Philip Morley answered that under the agreement half of any amount of the City's sales tax that comes in would go to the County. If there is a shortfall the County would have to scale back operations or absorb the shortfall for the operation of the Port Townsend Recreation Center and Memorial Field. Commissioner Johnson moved to approve the amendment to the ILA as presented and authorized the Chair to sign it on behalf of the Board. Commissioner Sullivan seconded the motion which carried by a unanimous vote.

Proposed Mumby Road Vacation: Will Butterfield, Public Works Right of Way Representative, reported that James Burnell is the principal petitioner on the road vacation. The request is to vacate all of the westerly 184 feet of Mumby Road which would reduce the overall County Road length from 0.613 miles to 0.578 miles beginning at the intersection with Flagler Road. The County has had this road on the Road Log since 1949 for a total of 6.43 miles and the portion petitioned to be vacated is totally along the petitioners property and provides access to 3 parcels, one of which is not owned by the petitioners family. The owners of the parcel not in the petitioners family have expressed concern due to an existing, although infrequently used, access off this section of Mumby Road. The County Engineer found that there is no current or anticipated public need for the right-of-way; emergency services will not be impaired; it will provide access to other lots and the public will benefit by the vacation. The Hearing Examiner recommends the vacation and the County Engineer also recommends that the vacation be approved dependent that any current access issues being resolved between the property owners. A letter was provided from the attorney of the Howell Estate (other owner) that an agreement was reached last Friday on the access issue.

Will Butterfield explained that the Board can accept or reject the vacation petition. Commissioner Johnson said that it appears that the access to the Howell's property has been resolved. Commissioner Sullivan moved to direct Public Works to prepare a resolution to authorize the vacation as petitioned. Commissioner Johnson seconded the motion which carried by a unanimous vote. A resolution will be prepared and put on next week's consent agenda.



COMMISSIONERS BRIEFING SESSION: The Board members reviewed their calendars for the week. The Commissioners each provided updates on the following items:

Commissioner Sullivan noted that the WRIA 17 Steering Committee is now called the East Jefferson Watershed Council. The Peninsula Development District (PDD) has a draft Economic Development strategy for Clallam and Jefferson counties.

Chairman Austin said that the Ecosystem Recovery Network for the Strait of Juan de Fuca will move staff from the Sequim office to the Olympia office.

Philip Morley explained that this afternoon the joint economic development strategy draft for the Port, City, County and Team Jefferson will be discussed.

Declaring Jefferson County Burning Ban on Open Debris Burning other Than Recreational Fires for the 2011 Fire Season: Al Scalf, Community Development Director reported that Resolutions 42-05 and 43-05 adopted in summer of 2005 were correlated to the DNR Fire Index. If DNR raises the fire index to moderate or high the County will issue a burn ban. The DNR has since directed that a summer burn ban be adopted from July 1 to September 30 every year. The County Fire Chiefs generally concur with this method, but they feel they need flexibility for each Fire District. Those comments are reflected in the wording of the resolution that says the Fire Marshall will work with the Fire Districts to either extend or amend the burning ban depending on the actual weather each year. This resolution establishing the burn ban does not include the west end of the County. The resolution is only for the 2011 fire season because DNR may consider a statewide rule making to set the burn ban across the State in the future.

Commissioner Sullivan asked about the possibility of an earlier burn ban in certain areas of the county? Al Scalf reported that the issue is making a countywide regulation that provides consistency so the public knows what to expect.

Commissioner Johnson moved to adopt **RESOLUTION NO. 23-11** setting a Countywide burn ban beginning July 1 and ending September 30. Commissioner Sullivan seconded the motion. Commissioner Johnson noted that even though it is a wet year the soil dries out very fast. The Chair called for a vote on the motion. The motion carried by a unanimous vote.

UPDATE re: Washington State Ferries: David Moseley, Assistant Secretary, WSDOT Ferries Division updated the Board, the Mayor, the Vice Mayor, the Executive Director of the Port of Port Townsend and members of the Ferry Advisory Committee on the status of the ferry system. He noted that this is the 60th birthday of the State Ferry System which is recognized around the world as one of the best ferry systems. The Ferry system is working hard to reduce and contain costs while still providing no cuts in service. Ferry System employees have and continue to participate in by foregoing mediated wage increases in the 2009-11 biennium and making contract changes in the 2012-14 biennium. There are still budget shortfalls which the Legislature is working on in a comprehensive transportation package. The system is not financially stable, but work continues on this issue. The reservation system will continue on the Port Townsend/Whidbey route.

Commissioner Sullivan asked what the possibility is for the ferry to do a later run when the 2 boats are operating? Mr. Moseley reported that the dilemma is that the peak period for the Port Townsend run is



mid-day. To have a later run would mean they would have to have the second run start later in the day. Commissioner Johnson asked how much of the boat capacity is saved for people that don't make a reservation? Mr. Moseley reported that 70% of each boat's capacity is for reservations and during holiday times they may make it 80%. Commissioner Johnson asked if the ferry system was ever financially sustainable? Mr. Moseley said that it was when the Motor Vehicle Excise Tax was in effect. Sustain-able means when dedicated funding sources and income meet or exceed expenses.

HEARING re: Moratorium for Sexually Oriented Adult Business: David Wayne Johnson, Community Development, noted that this hearing is required because an eighth moratorium on siting a sexually oriented adult business in Jefferson County was adopted in April. The RCW requires that a public hearing be held 60 days after the adoption of a moratorium. There was a meeting on May 19 with the Auditor, DCD staff, the County Administrator and the Civil Deputy Prosecuting Attorney to discuss the issues raised. The Sheriff did not attend the meeting. The Auditor has agreed to handle the licensing. The Sheriff would be responsible for enforcement.

The Chair opened the public hearing.

Tom Thiersch, unincorporated Jefferson County, said that the business of licensing has come up and he doesn't see why the County is considering issuing a business license for one particular type of business. He questioned if the County has the legal authority to do this, especially since this would be singling out one type of business. He asked the Board to consider this licensing problem in the future.

Mike Belinski stated that he agrees with Mr. Thiersch. This issue has come up over and over again and he assumes that an advertisement was put in the newspaper for this hearing and that costs money. It doesn't make any sense. Why has it taken 5 years to take care of this? What's the hold up, what is the problem?

Hearing no further comments for or against this moratorium, the Chair closed the public hearing. No action is required by the Board of Commissioners.

HEARING re: Six Year Transportation Improvement Plan: Josh Peters, Public Works Transportation Planner, explained that this hearing is on the Six Year Transportation Improvement Plan (TIP) for the period 2012 through 2017. This review of the 6 year plan is done each year. The annual plan is reviewed during the yearly budget process. Some projects in this plan have secure funding and some have partial or potential funding sources. The plan is similar to a wish list and not every project will be realized. The County's bridge condition report is included in the TIP. He then explained the program document.

Monte Reinders, County Engineer, added that because most funding sources require that projects be listed on the TIP before funding is approved, the plan includes many projects. The loss of the federal Secure Rural Schools funding will mean that the County's ability to match funding will be greatly decreased. The loss of this federal funding amounts to 20% of the County Road budget for capital projects.



The Chair opened the public hearing.

Hearing no comments for or against the six (6) year TIP the Chair closed the public hearing. Commissioner Sullivan moved to approve **RESOLUTION NO. 24-11** adopting the Six (6) Year Transportation Improvement Plan as presented. Commissioner Johnson seconded the motion. The Board thanked Public Works for a thorough report. The Chair called for a vote on the motion. The motion carried by a unanimous vote.

PUBLIC HEARING NOTICE re: Draft Jefferson County Response to Department of Ecology on Changes to the Locally Approved Shoreline Master Program (SMP): Stacie Hoskins, Department of Community Development, Planning Manager, explained that the Board is being asked to review the proposed changes to the LASMP which is the response to the Department of Ecology's required and recommended changes. The Board has reviewed these changes thoroughly and staff has presented the changes in the draft County response in a line-in, line-out format. The copies of the revised maps are on-line and were handed out. She then highlighted some of the map changes as:

Maps 2 and 3 reflect change to the Mill Pond. This change removes the Mill Pond from shoreline jurisdiction while keeping the lagoon within shoreline jurisdiction.

Maps 8, 9, 12 and 13, change the reach "DD" outside Port Ludlow from High Intensity to Shoreline Residential.

The Board is being asked to make any final edits to the line-in, line-out changes and any maps so that a public hearing notice can be approved for a hearing on July 11, 2011 public hearing at 6 p.m. in Superior Court.

Chairman Austin referred to Map #9 Port Ludlow and said that his understanding is that the area on the east shore "CC" which on the current map is marked as High Intensity and change it to Shoreline Residential to include the area of Gull Drive (in plat #2 of Ludlow Bay Village.) Stacie Hoskins said that her understanding was to change the reach designation to the Hotel property line. Chairman Austin said he would like to see the line up to the concrete circle at the totem pole because the areas immediately to the right of "CC" on the map are privately owned condominiums. He then referred to page 9 of 30, #8 Experimental Forms of Aquaculture, he thought the additional statement in red was to be left off. Commissioner Sullivan and Commissioner Johnson both suggested that the wording be changed to experimental forms of "fin fish" aquaculture. Stacie Hoskins said she will add "forms of fin fish" after the word "experimental" on page 8 of 30.

Commissioner Johnson also asked about wording on page 9 of 30 about fin fish aquaculture which says ". . .uses, releases herbicides, pesticides, antibiotics, fertilizers . . . and other materials known to be harmful into surrounding waters. . ." was originally prohibited and now is allowed. Is that a requirement of DOE? How do we mitigate this? He realizes this is going to public hearing and he expects it to be brought up in the public hearing.

Commissioner Sullivan asked how long the public comment period should be left open? The Board is asking for quality input with specific, scientific rationale. Stacie Hoskins said the proposed hearing notice suggests that written public comment will be accepted June 22, 2011 through 4:30 p.m. on July



22, 2011. Commissioner Sullivan asked if the Board could change the length of this comment period at the public hearing? The discussion turned to extending the public comment period for 2 weeks after the hearing. If a full two weeks is provided for public comment and the hearing is on a Monday, July 11, it would mean that additional written testimony would be taken until July 25. The Board concurred that the comment period be kept open until July 25, 2011 at 4:30 p.m.

Department of Community Development Director, Al Scalf, handed out copies of the parcel map for the plat of Ludlow Bay Village (town homes) with Verner Point and the road in question which is Gull Drive. Verner Point is Open Space. Chairman Austin asked if Verner Point which is a grassy area would continue to be protected? Stacie Hoskins explained that Verner Point would still have the 150 foot buffer requirement. The uses allowed would be a little different and anything that is proposed would have to meet the buffer standards. Al Scalf explained that currently Verner Point is in the Ludlow Bay Village plat as an open space tract and is subject to plat conditions and it has restrictions based upon SEPA mitigations and shoreline permitting conditions of approval including uses for enhancement for the bird life, open space and trails. In order to change anything subject to the current plat requirements would require a plat amendment process.

Chairman Austin said that his preference is that the residential protection go as far as the circle which represents the base of the old kiln, but if there are practical reasons to have the residential designation only go as far as the plat (arrow). He wants to assure protection of Verner Point to where the concrete wall is because now Verner Point is a natural shoreline.

Commissioner Sullivan moved to approve the hearing notice setting the public hearing for the changes to the Locally Approved Shoreline Master Program as agreed to by the Board on July 11, 2011 at 6 p.m. in Superior Court with the public comment period to be kept open from the publication of the notice through July 25, 2011. Commissioner Johnson seconded the motion which carried by a unanimous vote.

The Board scheduled an Executive Session with the Chief Civil Deputy Prosecuting Attorney and the County Administrator regarding potential litigation from 12 noon to 12:30 p.m. The actual session ran from 11:55 a.m. to 12:30 p.m. No action was taken by the Board at the conclusion of the Executive Session.

The meeting was recessed at the conclusion of the business scheduled for the morning. All three Commissioners were present when the meeting reconvened at 1:34 p.m.

COUNTY ADMINISTRATOR BRIEFING SESSION: County Administrator

Philip Morley reviewed the following with the Board.

- Briefing re: Process to Formulate Response to Ruckelshaus Bill Regarding Critical Areas and Agricultural Lands
- Calendar Coordination
- Miscellaneous Items
- Future Agenda Items



NOTICE OF ADJOURNMENT: Commissioner Sullivan moved to adjourn at 3:11 p.m. until the properly noticed special meeting or the next regular meeting. Commissioner Johnson seconded the motion which carried by a unanimous vote.

MEETING ADJOURNED

JEFFERSON COUNTY
BOARD OF COMMISSIONERS

SEAL:

John Austin, Chair

ATTEST:

Phil Johnson, Member

Lorna Delaney, CMC
Clerk of the Board

David Sullivan, Member



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

DRAFT

MINUTES
Week of June 27, 2011

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

PUBLIC COMMENT PERIOD: The following comments were made by citizens in attendance at the meeting and reflect their personal opinions:

- The Board was thanked for organizing Community Input meetings to dialogue with citizens and for the preamble language read at the beginning of the Public Comment Period. A suggestion was made that the Public Comment Period be discontinued and that a video of the Commissioners meetings be streamed to the County website. Other suggestions were also made including using the 5th Monday for the Board to meet and dialogue back and forth with citizens.
- The current Mayor of Port Townsend said that the reason people come here is because it is a funky old town and doesn't understand why people are trying to turn it into a "boutique" town. We have to move heaven and earth to get jobs in the County and raising the building footprint to 50,000 square feet would help. The economy is going to continue to get worse and there is a long way to go before it hits bottom.
- The Jefferson Land Trust has a sign at Tamanowus Rock that portrays property as "private" land that is being called a "sanctuary." Sanctuary has spiritual significance. When public funds are used to purchase property it cannot be for spiritual reasons. RCW 84.34.250 which the Land Trust operates under does not allow them to restrict access to public land.
- When people commenting during the Public Comment Period verbally attack other people attending the meeting why isn't that put in the minutes? Why aren't certain people allowed to speak during the Commissioners meeting such as when the Representative from the ferry system made a presentation last week?

APPROVAL AND ADOPTION OF CONSENT AGENDA: Commissioner Sullivan moved to approve the items on the Consent Agenda as presented. Commissioner Johnson seconded the motion which carried by a unanimous vote.

1. **CANCELLATION NOTICE:** County Commissioner Regular Meeting; Scheduled for Monday, July 18, 2011
2. **HEARING NOTICE:** Hoh Tribe Water System Franchise; Hearing Scheduled for July 25, 2011 at 10:30 a.m. in the Commissioners Chambers
3. **RESOLUTION NO. 25-11:** Vacation of a Portion of Mumby Road; James Burnell and Andrea Vitalich, Petitioners
4. **RESOLUTION NO. 26-11:** Creation of County Project; Undie Road Realignment Acquisition Project; County Road No. 150009
5. **AGREEMENT, Amendment No. 1:** Convert and Maintain the Jefferson County Code On-Line in HTML Format on Code Publishing Website; One Time Fee of \$150.00; Code Publishing



6. **DELETE:** Agreement No. 1575-11a6e: Purchase Law and Fire RMS/Mobile Infrastructure Software; In the Amount of \$415,750; Jefferson County JeffCom; New World Systems (Item approved later in Minutes).
7. **Approval and Expedition of Special Occasion Liquor License Application** for Pleasant Harbor Yacht Club; Washington State Liquor Control Board
8. **Payment of Jefferson County Vouchers/Warrants Dated June 20, 2011 Totaling \$185,614.90 and Dated June 21, 2011 Totaling \$1,912.00**
9. **Payment of Jefferson County Payroll Warrants Dated June 20, 2011 Totaling \$89,674.73 and A/P Warrants Done by Payroll Dated June 4, 2011 Totaling \$116,208.40 and Dated June 21, 2011 Totaling \$16,528.46**

COMMISSIONERS BRIEFING SESSION: The Board members reviewed their calendars for the week and advised that they will be attending a Transit meeting at 1 p.m. tomorrow. They provided updates on the following items:

Chairman Austin explained that the Emergency Management Trailer was set up by the Maritime Center over the weekend and the Ham Radio operators were connecting with people across the US.

Commissioner Sullivan reported that he visited the Ham Radio site that was operating at the Maritime Center and at Old Fort Townsend over the weekend.

Commissioner Johnson will attend the celebration for the Salish on Thursday and attend a PDA meeting tomorrow.

Philip Morley reported that a legal determination was made that the County Administrator could make the determination on the fee waiver request from Sunfield Farm. He presented a letter to Sunfield Farm which advised them that the fee waiver could not be granted because it did not meet the criteria for approval.

Request to Re-Fund (Refinance) 2003 Bond: Judi Morris, Treasurer and Janet Silvus, JeffCom Director were present to ask the Board to consider re-funding the 2003 bond which will provide a \$91,496 savings in interest over the balance of the bond if that is done independently. If the \$326,000 cost of the JeffCom Records Management System is wrapped into this bond refinance it will provide JeffCom a savings of approximately \$10,000 over the four year period as well. The underwriters are working on the bond paperwork right now. She recommends that this refinance be approved.

JeffCom Director Janet Silvus then explained why the records management systems needs to be upgraded especially since the Computer Aided Dispatch (CAD) system is being upgraded with State funding. The records management system is part of the infrastructure for police and fire. The current system does not communicate with the current CAD system and it will not communicate adequately with the new CAD system. It is imperative that the records management system be upgraded to provide the best services we can for police, fire and the public. Jefferson County is eligible for a public safety interoperability communications grant which would provide up to \$120,000 if the money is used for interoperability purposes. A CAD to CAD link is being purchased to establish a link with Clallam County to establish interoperability. The grant funding will be used for the records management system and the CAD purchase will go toward the grant match.

Judi Morris reported that the JeffCom Advisory Board has tentatively agreed to an interlocal agreement that will define who is responsible for this debt and how the County will be paid back. The agreement is



between the City Police Department, the Fire Districts and the County Sheriff . The interlocal agreement is being drafted at this time.

Commissioner Sullivan asked if there is a time limit for action on this refinance of the bond? Philip Morley answered that the switch over to the new CAD system is July 18 and unless the new RMS system is paid for by that time that feature will not be turned on and there will be no connection to any RMS system.

Judi Morris reported that since the bond re-fund paperwork won't be ready for 60 days, she suggested that a short term loan be made to JeffCom to fund the RMS system. The interest for 60 days is approximately \$625. That loan would be paid back to the County when the bond proceeds are received. Commissioner Sullivan said that he appreciates how complicated this financing is but it's not uncommon for the County to have to work through these types of issues. The County supports JeffCom in many ways such as for risk management, and personnel issues. This new system will make things safer for law enforcement, fire, emergency services personnel, and the public. He appreciates the creativity to make this work since it is an unanticipated expense. Philip Morley clarified that the bond will be for 7 years. Commissioner Johnson moved to approve the bond re-funding (refinance), the financing for RMS and mobile RMS and the short term loan. Commissioner Sullivan seconded the motion. Commissioner Johnson and Janet Silvus thanked the agencies involved (Fire Departments and the 2 law enforcement agencies) for agreeing to split the cost in thirds. The Chair called for a vote on the motion. The motion carried by a unanimous vote.

AGREEMENT No. 1575-11a6e: Purchase Law and Fire RMS/Mobile Infrastructure Software; In the Amount of \$415,750; Jefferson County JeffCom; New World Systems: (See Item 6 on the Consent Agenda) JeffCom Director Janet Silvus explained that this software simplifies, for the responding agencies, some of the information and places it at their fingertips more than the system currently in place. The law enforcement portion of this system will allow them to do crime mapping so they know where to place resources. It allows them to do scheduling and to find out where they are short in areas and what times of the day they are short in an area. The mobile portion of RMS will provide all of the information to the Deputy as they are responding so that nothing gets lost. It is critical for responders to have this information at their fingertips.

Commissioner Sullivan moved to approve the purchase and execute the agreement for the records management system from New World Systems. Commissioner Johnson seconded the motion which carried by a unanimous vote.

PRESENTATION: Conservation Futures Committee Recommendations for 2011 Projects: Tami Pokorny, Public Health Environmental Health Specialist and staff to the Conservation Futures Committee, introduced John Wood, Vice-Chair who presented the Committee's recommendations. She noted that this year there is \$85,551 in available funds for Conservation Futures which is less than what has previously been available because \$102,394 that would have been available this year were reserved in 2010 for the Tamanowas Rock and Nicholson Short Plat project. She then introduced Sara Spaeth, Executive Director of the Jefferson Land Trust and a Conservation Futures Committee member.



John Wood explained that two projects were received this year by the March 1 deadline as follows:

- 1) Carleson Chimacum Creek Acquisition Project: This project is to protect a 5 acre property that spans Chimacum Creek. Chimacum Creek provides habitat for endangered salmon species. \$25,800 is for the fee simple acquisition of 5 acres of vacant land on Creek View Lane off of Prospect Avenue and \$750 toward operation and maintenance costs. The proposed match would be up to \$146,200 in Salmon Recovery Funding Board grant funds through the Washington Recreation and Conservation Office and \$750 in cash from the Jefferson Land Trust. The Jefferson Land Trust is the sponsor of the project. The Committee members gave a score of 238 to this project.
- 2) Winona Basin - Bloedel Project: This project would protect 7 lots (about 1 acre) in the Winona Basin of the City of Port Townsend's Quimper Wildlife Corridor. Both wetlands and high quality natural forest areas habitat are included in the project. \$42,000 is for the fee simple acquisition of the 7 lots of vacant land in the City of Port Townsend's Quimper Wildlife Corridor and \$600 toward the operation and maintenance costs. The proposed match would be \$42,100 in donated land value from a nearby property acquired by the City in 2009 and \$16,000 in cash from Jefferson Land Trust. The City is the project applicant and Jefferson Land Trust is the sponsor. The Committee members gave a score of 224 to this project.

The Committee voted unanimously to recommend funding for both projects at the level requested in each application.

Tami Pokorny pointed out that the match for the Winona Basin - Bloedel Project is the value of donated lands. To be consistent with Jefferson County Code 3.08.040(5)(d) the match must be directly adjacent to or directly linked to the property that is proposed for acquisition. The Committee requested that legal counsel be asked if there would be any barriers to the use of this "banked" match. Legal counsel advised that no legal barriers are anticipated so long as the matching properties are directly linked. This language will be incorporated into any future contracts.

Sara Spaeth then presented maps that show the properties proposed for acquisition as well as the property that was acquired in 2009 which is owned by the City, was donated and was part of the previous application for Conservation Futures in 2009. Commissioner Sullivan asked if the boulevards on the map will ever be used? Sara Spaeth reported that the plat was done in the 1890s and the boulevards will be proposed for vacation in the future.

Commissioner Johnson asked about the \$25,000 for simple acquisition with a \$146,000 match? Sara Spaeth clarified that value is estimated and before the acquisition there will be an appraisal done.

HEARING: 2011 Conservation Futures Projects: The Chair opened the public hearing to hear comments for or against the projects recommended by the Conservation Futures Committee for funding in 2011 from Conservation Futures funds.

Tom Thiersch, unincorporated Jefferson County, said that he is concerned about one particular part of Jefferson Land Trust activities which have to do with Tamanowas Rock. With respect to this hearing he admires what they are doing in terms of conserving the lands, but occasionally even the best meaning



organization screws up. He then continued with comments about what the Jefferson Land Trust is doing at Tamanowas Rock.

Mike Belenski, stated that this reminds him of the scam that was perpetuated on the public with the Finn River Farm. Mr. Wood never gave the location of the projects. The Winona Basin project says that it is one acre, 7 lots. Project location Township 31N, R1W, Section 33. How many acres are in a section? 640? He has to try to figure out which one of the 640 acres makes up one lot. This is a public hearing. He wants to know where the property is so he can go look at see what it's valued at. Finn River Farm was given about a dollar on a dollar, not 50%. The whole thing was a ripoff. How many un-permitted buildings were on that property? The public is expected to comment and we don't even know where the lots are or how much they are worth. Where's the appraisal? We want \$25,000 for one and \$42,000 for the other one and we don't even know how much they're worth. \$42,000 for wetlands? That looks like the Land Trust is trying to give public money away for a good deal to someone who can't sell their property because it's a wetland. The Critical Areas Ordinance make properties with a wetland on 9 acres worthless. It's a campsite. We've got 7 lots that are wetland that we don't even know where they are because they don't give us parcel numbers. That Finn River appraisal -- the stuff they appraised here was right on point, but to boost the appraisal they went all the way to Clallam County and come up with farmland up there to bring the appraisal up to give more public money away. You need to have another public hearing, and give the public the maps, give the public the parcel numbers so that we can be informed when we want to make comments on this. I can't make a comment on it because you haven't provided me with the complete information. I want to see how much this stuff is worth. I want to see who owns it. I want to see if it's John Woods brother-in-law.

George Yount, Port Townsend, it is unfortunate that some of the folks here that are testifying have not taken the time or the effort to either seek out the Land Trust and the maps that are currently available and have been available for a long long time. He urged the Board to fund these projects. They are extremely valuable, not only for habitat, they are extremely valuable for the public.

Hearing no further comments for or against the Conservation Futures projects seeking funding in 2011, the Chair closed the public hearing.

Philip Morley noted that the Assessor Office parcel numbers for the Carleson Chimacum Creek acquisition and also the Winona Basin - Bloedel acquisition are noted in the packet information. Chairman Austin added that the materials provided indicate that members of the Conservation Futures Committee are asked if they have any personal interest or a financial gain that could come about as a result of these projects.

Commissioner Johnson moved to adopt **RESOLUTION NO. 27-11** approving the dedication of Conservation Futures funds to the Winona Basin -- Bloedel Project as authorized by 84.34 RCW and in accordance with JCC 3.08.030(7) to provide a system of public open spaces. Commissioner Sullivan seconded the motion and stated that he appreciates all of the work that goes into these recommendations and he thanked everyone that participated in providing the recommendation and evaluate and make the process better every year. The Chair called for a vote on the motion. The motion carried by a unanimous vote.



Commissioner Sullivan moved to adopt **RESOLUTION NO. 28-11** approving the dedication of Conservation Futures funds to the Carleson Chimacum Creek Acquisition Project as authorized by 84.34 RCW and in accordance with JCC 3.08.030(7) to provide a system of public open spaces. Commissioner Johnson seconded the motion. Commissioner Sullivan stated this represents more progress on work that has been on-going for years to bring back the salmon to Chimacum Creek. The Chair called for a vote on the motion. The motion carried by a unanimous vote.

Consolidated Homeless Grants; State of Washington Department of Commerce: Philip Morley, County Administrator, briefed the Board on a new process of the Washington State Department of Commerce to delegate grant administration for a number of homeless grants to counties with an attendant administrative fee. This new program will replace 3 other current programs: HGAP grant program that OlyCap administers locally, as well as THOR and ESHB grants. The deadline for the grant application submission is September 26, but today there was an initial deadline for counties to indicate to the Department of Commerce whether the County was interested in pursuing these grants. We've asked for a 2 week extension to make this determine which they have accepted. This will be brought back for the Board to make a determination in the future. These grants can be used for rent assistance, facilities support for emergency shelters, facilities support for transitional housing for households with children and for various program operations as well as data collection and grant and program administration. Built into the program is an administrative fee (up to 15%) that would be split between the service provider and the County. The total dollars potentially available range from \$95,000 to \$121,000 with incentives for dealing with homeless people with severe and persistent disabilities or people discharging from system of care.

Information will be provided in the future describing the programs involved, how these programs relate to existing programs, what would happen if the County doesn't "opt in" and how the split of the administrative fee would be determined.

Aimee Campbell, Auditor's Office Accountant, reported that there is also a new grant called the Housing Essential Needs grant. Prior to this change in program administration, if a disabled individual who was receiving State assistance through DSHS had applied and was waiting for federal SSI to be approved they would be entitled to medical, food stamps and cash for rental assistance. This grant would replace the cash portion of that State assistance. This new grant would pass through the County to a community action group like OlyCap. The DSHS clients would be directed to the community action group to provide the cash as needed. This grant is more sizable and could be for as much as \$250,000 with a 7% administrative fee which would have to be split with the community action group. This new grant is set to start on November 1, 2011 while the other grants would start January 1, 2012. The application process is simpler. The State Department of Commerce feels that the counties should be more involved in the State's 10 year ending homelessness plan. The discussion continued about what the implications of this new program may be on OlyCap, the Auditor's Office staff and the people who use these programs.



NOTICE OF ADJOURNMENT: Commissioner Johnson moved to adjourn at 10:48 a.m. until the properly noticed special meeting or the next regular meeting. Commissioner Sullivan seconded the motion which carried by a unanimous vote.

MEETING ADJOURNED

JEFFERSON COUNTY
BOARD OF COMMISSIONERS

SEAL:

John Austin, Chair

ATTEST:

Phil Johnson, Member

Lorna Delaney, CMC
Clerk of the Board

David Sullivan, Member