

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Town Council – January 5, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Carrie Brooks, Debbie Emery, Wally Gillette, Liz Illg, & Howard Rosenfeld

Others present: Town Administrator, C. King Fitch & Treasurer, Wendy Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Pastor Archie Brooks from the Assembly of God Church gave the beginning of the year invocation.

Public Access

During public access, Pam Fitch, Friday Harbor, expressed hopefulness that Council would make wise and informed decisions in 2006 and wished the Mayor and Council Happy New Year and her husband, the Town Administrator, Happy Birthday.

Bob Jarman, San Juan Island Fire District #3 representative, asked Council to study whether or not there were any benefits to merging the Town Fire Department with the San Juan Island Fire District. Following a brief discussion, Mayor Jones moved further discussion to the non-agenda portion of the meeting.

Affordable Housing Expenditure Plan

San Juan County Health & Community Services Director, John Manning, distributed information regarding affordable housing and gave an overview of the proposed expenditure plan for the real estate excise taxes that will be collected, subject to voter approval, to support affordable housing projects. Mr. Manning indicated that this issue will most likely be on the May Election Ballot. Mr. Manning stated that the Board of County Council would like to hear comments from the Town Council. Discussion followed regarding who would manage the program; amount of funds expected; sunset of the tax; and public process.

At 12:17 PM, Mr. Manning explained new laws pertaining to Initiative 901 in regards to prohibiting smoking in public places and employment. Following inquiry, Mr. Manning indicated that the public should direct complaints regarding a business allowing smoking within their establishment to the County Public Health Department, and complaints regarding a private person smoking illegally to the Sheriff's Department.

Mayor Jones thanked Mr. Manning for his presentation.

Scenic Byway Program

At 12:22 PM, Deborah Hopkins, Chair of the Scenic Byways Committee, explained scenic byways and the process for receiving scenic byway designation. Discussion and inquiry followed regarding advertising; impact on Capron Funds; promoting tourism while still excluding some island sites from scenic byway circulation; competing for grant funds with other entities; and whether or not receipt of scenic byways grant funds would diminish the Town's opportunities to receive other state grant funds.

In response to some of the issues raised, Ms. Hopkins indicated that she had received assurance from Paula Connelley, State Scenic Byway Coordinator, that a scenic byway designation would not impact the County or Town's Capron Funds. Council asked Ms. Hopkins to obtain a letter in support of said statement. Ms. Hopkins stated that she felt the Town would be equal to other entities when applying for scenic byway grant funds.

Following further discussion, Councilmember Gillette moved and Councilmember Rosenfeld seconded that a letter of support for scenic byway designation through the Town should be drafted for Council

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approval. Councilmember Emery asked that wording be included within said letter that protects the Town's Capron Funds and offers the Town equal consideration during the scenic byways grant process. Councilmembers Gillette and Rosenfeld agreed to amend their motion to incorporate said wording. The motion passed unanimously.

Resolution #1484

At 12:45 PM, Mayor Jones opened discussion on draft Resolution #1484. A resolution authorizing the Mayor to execute Change Order #1 on the contract for the Malcom Street Sewer Replacement Project. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1484 as stated. The motion passed unanimously.

Resolution #1483

Mayor Jones opened discussion on draft Resolution #1483. A resolution authorizing a decrease in the mileage allowance for the use of privately owned vehicles for Town business by Town employees and officers in the exercise of their duties and the course of their employment and repealing Resolution #1473 in its entirety. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Illg seconded to adopt Resolution #1483 as stated. The motion passed unanimously.

Committee Assignments

At 12:48 PM, Mayor Jones opened discussion of committee assignments. Following discussion the committees and attendees are as listed below:

- Affordable Housing Fund Commission – Councilmember Brooks
- AWC Small City Advisory Committee – Mayor Jones
- Budget Committee – Councilmembers Illg and Emery
- Chamber of Commerce – Councilmember Rosenfeld
- Disability Board – Councilmember Rosenfeld
- Farmhouse Gang – Councilmember Gillette
- Intermodal Transportation Planning – Councilmember Rosenfeld & Land Use Administrator Bertrand
- Law and Justice Council – Councilmember Emery
- Local Board of Trustees – Mayor Jones and Councilmember Brooks
- Local Emergency Planning Committee – Mayor Jones and Fire Chief Low
- Marine Resources Committee – Councilmember Rosenfeld
- SJC Lodging Tax Advisory Committee - not assigned yet
- SJ Island Trails Committee – Councilmember Illg
- Solid Waste Advisory Committee – Councilmember Gillette
- Town Lodging Tax Advisory Committee – Councilmembers Rosenfeld & Emery
- Utility Committee – Administrator Fitch
- Water Resource Management Committee – Administrator Fitch

Planning Commission Nominee

At 1:00 PM, Mayor Jones asked Council to appoint Sally Kerr to Position #7 on the Town Planning Commission. Councilmember Rosenfeld moved and Councilmember Emery seconded to approve said appointment. The motion passed unanimously.

Lodging Tax Advisory Committee Nominee

Mayor Jones asked Council to appoint David Pass, owner of Harrison House Suites, to the Lodging Tax Advisory Committee. Councilmember Emery moved and Councilmember Rosenfeld seconded to approve said appointment. The motion passed unanimously.

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Administrator's Report

Administrator Fitch asked Council to either hold a special meeting or provide time on the January 19, 2006 noon agenda to discuss the submarine sewer line alternatives. Mr. Fitch indicated that an additional alternative will be presented to Council by the Town's engineers at the designated meeting.

Councilmember Illg suggested that discussion of this issue be moved to a larger facility and opened to public comment. Following discussion it was determined that said sewer discussion would be held during the noon Town Council meeting on January 19, 2006. Further discussion followed regarding the process for determining the best submarine sewer line alternative.

Administrator Fitch reported that the Town has received \$500 towards the purchase of video security equipment for the Wastewater Treatment Plant.

Administrator Fitch reported that the Town Water Department has been conducting a water meter audit and therefore some corrections would be forthcoming.

Administrator Fitch reported on new repairs to the submarine sewer line following a break in said line on December 28.

Administrator Fitch indicated that the use of a rockhammer to construct storm drainage in the Islanders Subdivision Phase 2 has increased Town costs by approximately \$7,000.

Administrator Fitch reported that the Guard Street Improvement Project - Phase 3 - 80% preliminary drawings are available for review. Mr. Fitch indicated that construction easements still needed to be secured for said project.

Administrator Fitch remarked on a meeting that he and Land Use Administrator Bertrand attended in regards to the Intermodal Study. Mr. Fitch indicated that Washington State Ferries has hired a transportation consultant and a public outreach consultant to help facilitate the Intermodal Study Committee discussions. Mr. Fitch indicated the next meeting would be held January 13, 2006 and discussion would be regarding the finalization of the Committee's goals.

Administrator Fitch indicated that San Juan Island Emergency Medical Services may wish to gift to the Town a 1997 Ford Explorer to be used by Town Fire Training Officer Chaffee.

Administrator Fitch reported on removal of two trees on Spring Street and the anticipated removal of an additional tree at the corner of Spring and Second Streets.

Administrator Fitch presented Council with a petition from property owners along Warbass Way concerning making Warbass Way local access only.

At 1:32 PM, Councilmember Illg departed to catch a ferry to attend a Town related workshop.

Minutes

At 1:32 PM, Councilmember Brooks moved and Councilmember Rosenfeld seconded to approve the Town Council minutes of December 15, 2005 noon and 5:30 PM meetings as written. The motion passed unanimously.

Hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

Kelle Wilson, Town Clerk

Town Council – January 5, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, & Rosenfeld

Council excused the absence of Councilmember Illg.

Others present: Town Administrator Fitch, Attorney Eaton, & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Access

During the public access portion of the meeting, Claudia Cross, 555 Hemlock Court, congratulated Mayor Jones on taking his new position as Mayor. Ms. Cross asked that the record reflect her congratulations to Councilmember Illg as well.

Magnum Rezone Continued Public Hearing

Mayor Jones asked if any Councilmember wished to excuse themselves from participating. Council answered in the negative, except Councilmember Brooks explained that she felt she should recused herself and following said explanation, she left the Council Chambers.

There was no audience response to Mayor Jones' inquiry if anyone objected to his or any Councilmember's participation in the public hearing process. Council responded in the negative to inquiries regarding interest in the properties or issues; gain or loss of financial benefit, and communication with opponents or proponents of said variance. Council answered in the affirmative regarding hearing and considering the matter in a fair and objective manner. Mayor Jones instructed those present of public hearing procedures.

Upon inquiry, Attorney Eaton indicated that he did not have any procedural issues to clarify at this time. Mayor Jones asked for staff input. Zoning Coordinator, Warren Jones, acknowledged that staff still supported the staff report dated 11/30/05 that was presented at the public hearing on December 15, 2005.

Mayor Jones asked if the applicant would like to make a presentation.

Stephanie O'Day, attorney for the applicant, expressed agreement with language within a concomitant agreement that lawyers for the applicant, Mr. Davis (a property owner adjacent to the subject property), and the Town have been working on that should appease the previously expressed concerns of Mr. Davis.

Attorney Eaton clarified procedural issues regarding in which order the consideration of the rezone request and the concomitant agreement should be addressed.

Claudia Cross, 555 Hemlock Court, asked that foam be included within the construction of a fence to alleviate noise. Ms. Cross asked that Council consider the impact of lighting to the neighborhood in their decision. Ms. Cross stated she would like to see stronger lighting criterion within Town laws to protect neighborhoods. Ms. Cross inquired if Mr. Greenway did not comply with the concomitant agreement within a timely manner and subsequently the rezone was denied, it that meant it was

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denied forever. Ms. Cross expressed concerns with Mr. Greenway's past landscaping practices and use of the subject property.

At 5:48 PM, William Weissinger, lawyer for Greg Davis, indicated that his client is willing to accept the concomitant agreement. Mr. Weissinger conveyed Mr. Davis' disappointments with previous Town allowed fencing within the subject area and encouraged the Town to require insulation to mitigate sound issues.

Hearing no further public input, Mayor Jones asked if staff had any further comments. None were forthcoming. Mayor Jones opened the hearing to Council questions.

Councilmembers Emery and Rosenfeld asked for clarification regarding the uses allowed in the single family residential zone. Land Use Administrator Bertrand answered that normally single family residential (SFR) uses would be allowed, but according to the plat of the Evergreen Subdivision SFR would not be allowed on the section of the subject property that is zoned SFR because of space limitations. Attorney Eaton read the permitted and conditionally permitted uses that could be allowed within said zone per the Town municipal code.

Councilmember Emery asked for clarification in regards to restrictions for buildings built near SFR property. Land Use Administrator Bertrand explained that because there is not a property line between this proposed industrial and SFR split zoned lot, the standard restrictions did not apply.

Stephanie O'Day stated that the area shown yellow on Exhibit C and designated as SFR is effectively a 70 foot buffer between the adjacent SFR properties and the light industrial use property.

Councilmember Rosenfeld inquired about the nature of the fence. Attorney Eaton directed Councilmember Rosenfeld to page 3 of the proposed Declaration of Restrictive Covenant to see the fencing requirements.

Hearing no further inquiries, Mayor Jones closed the public input portion of the meeting and opened Council deliberations.

Following procedural clarifications by Mayor Jones and Attorney Eaton, Councilmember Gillette moved and Councilmember Rosenfeld seconded to adopt Resolution #1485. A resolution authorizing the Mayor to execute a Concomitant Agreement between the Town of Friday Harbor and Magnum Investments, Inc., pertaining to a rezone of portions of Lots 10, 11, 12, & 13, Evergreen Addition, Unit 1.

Councilmember Emery asked for clarification regarding how future boundary line adjustments may affect access from Hemlock Court. Land Use Administrator Bertrand answered that current Town short plat procedures would restrict any non-conforming uses taking place.

Following this clarification, the motion passed unanimously.
Councilmember Brooks returned to the meeting.

Floating Restrooms Findings of Fact

At 6:10 PM, Mayor Jones opened discussion of the adoption of Findings of Fact and Conclusions of Law regarding the Shoreline Substantial Development Permit #81 and SEPA Checklist #249 for the Port of Friday Harbor for placement of a floating restroom facility within the marina. Councilmember Brooks moved and Councilmember Rosenfeld seconded to approve said Findings of Fact and Conclusions of Law. The motion passed unanimously.

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Ordinance #1299

Mayor Jones expressed appreciation for Council's willingness to get together for a Council retreat on Saturday, January 14, 2006 from 6:00 PM to 10:00 PM in the Islander's Bank Community Room. Mayor Jones explained the informal plan for said retreat. Mayor Jones opened discussion of Ordinance #1299. Councilmember Emery moved and Councilmember Brooks seconded to adopt Ordinance #1299. An ordinance establishing the date, time, and place for a meeting of the Friday Harbor Town Council to take place at a location other than that specified by Ordinance No. 1135. The motion passed unanimously.

Claims & Payroll

Councilmember Brooks moved and Councilmember Rosenfeld seconded to approve the payment of claim warrants #27212 through #27277 in the amount of \$162,520.37 and payroll warrants #11258 through #11344 in the amount of \$178,617.08. The motion passed unanimously.

Non-agenda

Administrator Fitch asked for clarification regarding the format for the discussion regarding the submarine sewer line engineering study to be held at the noon Town Council meeting on January 19, 2006. Following discussion, it was the consensus of Council that discussion between the Town's engineers and the Council was necessary prior to an open public forum.

Councilmember Brooks noted that the Town received considerably more sales tax revenues during the last two years than anticipated. Mayor Jones noted that lodging tax revenue funds were also above anticipated levels.

At 6:18 PM, Attorney Eaton left the meeting.

Councilmember Rosenfeld suggested appointing Councilmember Illg as the Town representative on the San Juan County Lodging Tax Advisory Committee. Following discussion it was determined that more investigation was necessary to determine whether or not the Town's representative needed to be a member of the lodging business community.

At 6:25 PM, Mayor Jones opened discussion of the William Eager Warbass Way Petition introduced at the noon Town Council meeting. Discussion followed regarding speedbumps; limiting tonnage; alternate routes that the public could use or that could be built; right of way issues; shutting off access to Warbass Way Turn Point Road and consequently making Warbass Way local access only; asking the Intermodal Committee to address this issue as part of their transportation flow discussion; ticketing those who park long term along Warbass Way; and whether or not this is actually a County issue rather than a Town issue.. It was the consensus of Council that the Mayor should send a letter to Mr. Eager indicating that the Town has taken his petition under discussion and is considering several options.

At 6:44 PM, Mayor Jones opened discussion of the request by Bob Jarman, San Juan Island Fire District #3 Commissioner, at the noon Town Council meeting regarding if it would be beneficial in cost and to citizens to merge the Town and San Juan Island Fire Departments. Following discussion between Council, Mr. Jarman, and Town Fire Chief Low, Councilmember Rosenfeld moved and Councilmember Emery seconded to put further discussion on a future Town Council agenda. The motion passed unanimously.

At 7:06 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – January 14, 2006 @ 6:00 PM

The Town Council met in special session at Islanders Bank Community Room with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch

Mayor Jones called the meeting to order.

Councilmember Brooks got the group "tuned" up with a musical exercise.

Mayor Jones introduced Anthony Vivenzio, Attorney at Law, who lead the Council through a series of written and verbal exercises to help facilitate effective group decision making.

At 10:01 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

C. King Fitch Clerk Pro-tem

Town Council – January 19, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld (late)

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Submarine Sewer Main Alternative Study

Mike O'Neil and Julie Matteson of Brown and Caldwell Engineering, described current submarine sewer main infrastructure; divided the replacement of the deteriorating submarine sewer main infrastructure into three segments; and explained the advantages and disadvantages of each alternative for replacing said infrastructure. Such alternatives presented were: replacing the existing offshore submarine sewer pipeline; constructing an overland sewer pipeline along the shoreline; removing the sewer main entirely from the water and placing within Town streets; and using a variation of these different alternatives within each segment. A brief summary of the alternatives and segments are as follows:

Segment A – Alternative 1 – Marine Route, approximate cost \$1,910,000

Alternative 2 – Shoreline Route, approximate cost \$2,767,500

Alternative 3 – Upland Route, approximate cost \$2,805,000

Segment B – Alternative 1 – Marine Route, approximate cost \$1,957,500

Alternative 2 – Upland/Marine Route, approximate cost \$4,033,000

Alternative 3 – Upland Route, approximate cost \$3,307,000

Segment C – Alternative 1 – Marine Route, not recommended, no cost given.

Alternative 2 – Upland/Marine Route, no recommended, no cost given

Alternative 3 – Upland Route, approximate cost \$760,250

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Mayor, Council, staff, and Brown and Caldwell representatives discussed various components of the alternatives within each segment including: location; gravity; tidelands; easements; materials; projected durability of new infrastructure; the cost of each alternative; and the schedule for constructing said improvements while meeting the Department of Ecology's (DOE) Compliance Order and grant funding timelines.

Shawn McKone, DOE representative, indicated that an overland route would rate higher than an in-water route during the centennial grant evaluation process due to the greater potential for water quality protection.

Mr. O'Neil stated his recommendation as Segment A, Alternative 1; Segment B, Alternative 3, and Segment C, Alternative 3.

Discussion continued regarding the advantages and disadvantages of each option along with the cost to construct said improvements. No decision was achieved at this time.

Public Access

Roger Bennett, 1 Spring Street, supported the upland pipeline alternative and indicated he was willing to pay his own connection costs to said upland sewer main.

At 1:38 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – January 19, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Submarine Sewer Main Alternative Study

Mayor Jones postponed the first two scheduled agenda items so that Council could continue its discussion of the submarine sewer main alternatives presented at the noon Town Council meeting.

The alternatives under discussion were as follows:

Segment A – Alternative 1 – Marine Route, approximate cost \$1,910,000

Alternative 2 – Shoreline Route, approximate cost \$2,767,500

Alternative 3 – Upland Route, approximate cost \$2,805,000

Segment B – Alternative 1 – Marine Route, approximate cost \$1,957,500

Alternative 2 – Upland/Marine Route, approximate cost \$4,033,000

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Alternative 3 – Upland Route, approximate cost \$3,307,000

Segment C – Alternative 1 – Marine Route, not recommended, no cost given.

Alternative 2 – Upland/Marine Route, no recommended, no cost given

Alternative 3 – Upland Route, approximate cost \$760,250

Discussion began regarding obtaining public input concerning said alternatives; the deadline for informing the engineers of the chosen alternatives; the failing sites within the existing submarine sewer main; the difficulty in obtaining aquatic land permits; commercial business and public disruption; coordinating sewer main improvements with First Street improvements; and different components of the alternatives presented.

Following discussion, Councilmember Brooks moved and Councilmember Rosenfeld seconded to direct Brown & Caldwell Engineers to proceed with engineering designs of Segment A, Alternative 1, Segment B, Alternative 3, and Segment C, Alternative 3.

Councilmember Gillette suggested that the engineers reconfigure Segment B, Alternative 1 and create a strictly sewer transmission pipeline to replace the existing submarine sewer pipeline that allows direct sewer pipeline connections.

Councilmember Emery expressed concerns with the lack of public input in regards to the cost of said project and the disruption in Town.

Because further discussion was necessary regarding Segment B alternatives, the motion and second were amended to direct Brown & Caldwell Engineers to proceed with the engineering of Segment A, Alternative 1 and Segment C, Alternative 3. The motion passed unanimously.

Discussion of the public process for said project began. Following discussion, Councilmember Emery moved and Councilmember Rosenfeld seconded to hold a public meeting, with Brown & Caldwell Engineer representatives in attendance, to explain the different alternatives and hear public comments on February 2, 2006 at 5:30 PM. The motion passed unanimously.

Administrator's Report

At 6:48 PM, Administrator Fitch reported that the average trihalomethane levels in the Town's drinking water for the last 4th quarters were below the allowable state standard level.

By consensus Council approved the expenditure of \$3,200 of Harbor Improvement Funds to install an additional historic style light standard as part of the Memorial Park Improvement Project.

Administrator Fitch introduced draft Resolution #1486. A resolution authorizing the Mayor to execute Change Order #1 in the amount of \$3,076.35 on the Memorial Park Renovation Project contract. Administrator Fitch explained that said funds would be expended by the Town, but later reimbursed from Orcas Power & Light Cooperative and the Port of Friday Harbor. Councilmember Gillette moved and Councilmember Illg seconded to adopt Resolution #1486 as stated. The motion passed unanimously.

By consensus Council approved the expenditure of \$10,000 to purchase life protector equipment for the Fire department. Administrator Fitch explained that said expenditure would be reimbursed by grant funds.

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With changes, Council approved correspondence supporting the designation of Friday Harbor as part of a new State Scenic Byway in the San Juan Islands.

Administrator Fitch indicated the preliminary drawings for the Guard Street Improvement Project – Phase 3 are available for review. Mr. Fitch asked Council if they supported limiting access to Guard Street between Tucker and Marguerite Streets to local and emergency access only for approximately three months during construction of said improvements. Administrator Fitch explained that the anticipated benefits of this closure were approximately \$12,000 in savings and the project being finished two weeks quicker. Discussion followed regarding the impact to residents, businesses near this area, and visitors. By consensus Council approved the closure and asked Administrator Fitch to notify the public and area businesses as soon as possible so that alternative arrangements could be accomplished.

Administrator Fitch reported on an upcoming quasi-judicial hearing regarding a new subdivision off of Lampard Road.

Administrator Fitch introduced and explained draft Resolution #1487. A resolution accepting the bill of sale from San Juan County Public Hospital District #1 for an emergency response vehicle. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt Resolution #1487 as stated. The motion passed unanimously.

Administrator Fitch explained that the Churchill House located on the corner of First and A Streets would be moved on February 9th to a new location within Town.

Administrator Fitch mentioned that the San Juan Island Marathon and ½ Marathon will be run on San Juan Island on June 4, 2006 and will necessitate the closure of a portion of Argyle Avenue.

Minutes

At 7:12 PM, Councilmember Rosenfeld moved and Councilmember Gillette seconded to approve the Town Council minutes of January 5, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously, with Councilmember Ilg recusing herself because she was not in attendance at the evening Town Council meeting.

Non-agenda

Councilmember Gillette gave Administrator Fitch a picture that depicted a solar powered speed indicator that could be placed at the entrances to the Town to detour speeding.

Councilmember Rosenfeld pointed out an invitation addressed to the Mayor and Councilmembers to attend the Marine Resource Committee's 10 Year Anniversary celebration on Saturday, January 28, 2006. Mr. Rosenfeld indicated that Washington State Governor, Christine Gregoire and US Senator, Maria Cantwell have been invited to attend said function.

Councilmember Gillette indicated he would be unable to attend the Solid Waste Advisory Committee on January 23rd and extended an invitation for another Councilmember to attend.

Closed Session

At 7:20 PM, Mayor Jones declared the meeting in closed session to discuss labor negotiations.

At 7:38 PM, Mayor Jones declared the meeting back in regular session; and hearing no further business and no objection, adjourned the meeting.

Kelle Wilson, Town Clerk

Town Council – February 2, 2006 @ Noon

The Town Council met in regular session. Clerk Wilson called the meeting to order and noted that with the absence of Mayor Jones it would necessary to elect a Mayor Pro-tem. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch & Treasurer Picinich

Following roll call, Councilmember Gillette moved and Councilmember Illg seconded to appoint Councilmember Brooks as Mayor Pro-tem for the noon and 5:30 PM Town Council meetings. The motion passed unanimously.

Mayor Pro-tem Brooks led the meeting in the Pledge of Allegiance.

Argyle Neighborhood Development Group

Lynn Danaher, representative for the Argyle Neighborhood Development Group, gave a presentation regarding future development plans for land between Argyle, Malcom and Web Streets. Ms. Danaher explained a proposed land exchange involving property owned by the San Juan County Land Bank at the corner of Argyle and Malcom Streets and a portion of the property owned by the Argyle Neighborhood Development Group. Ms. Danaher asked Council to send a letter of support regarding this land exchange to said Land Bank. Following inquiries, Mayor Pro-tem Brooks indicated Council would discuss the issue further during non-agenda.

Public Access

During the public access portion of the meeting, David Goldsmith introduced himself as the new interim San Juan County Administrator.

Resolution #1488

Mayor Pro-tem Brooks introduced draft Resolution #1488. A resolution authorizing the Mayor to execute a supplement to the contract with the engineering firm of Gray & Osborne, Inc., for preparing plans and specifications for the construction of a new water main in Guard Street on a time and materials basis not to exceed \$6,700.00. Administrator Fitch explained the particulars of said resolution. Councilmember Emery moved and Councilmember Rosenfeld seconded to adopt Resolution #1488 as stated. The motion passed unanimously.

Resolution #1496

At 12:25 PM, Mayor Pro-tem Brooks introduced draft Resolution #1496. A resolution authorizing the Mayor to execute an agreement for janitorial services to clean Town Hall offices with Islands Janitorial in an amount not to exceed \$44.50 per visit or weekly cleaning and \$50.00 for annual cleaning. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt Resolution #1496 as stated. The motion passed unanimously.

Resolutions #1489 - 1494

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Mayor Pro-tem Brooks opened discussion of draft Resolutions #1489 – 1494. Resolutions authorizing the Mayor to execute agreements to provide tourism promotion programs for the year 2006 with the following organizations:

Resolution #1489 – Westcott Bay Institute for \$8,000.00

Resolution #1490 – Joe Buckler for \$1,200.00

Resolution #1491 – Business Association of San Juan County for \$70,000.00

Resolution #1492 – Whale Museum for \$8,424.00

Resolution #1493 – San Juan Islands Park & Recreation District for \$2,200.00

Resolution #1494 – Dan Wyatt and Mary Sly for \$1000.00

Administrator Fitch explained that the funding for said promotional programs would be paid from the monies collected from hotel motel excise tax funds. Administrator Fitch indicated that a contract with the San Juan Island Chamber of Commerce would be forthcoming in the near future for Council consideration. Administrator Fitch commented that the funding for the Ambassador Program was still unsettled.

Councilmember Rosenfeld moved and Councilmember Illg seconded to adopt Resolutions #1489 through #1494 as stated. The motion passed unanimously.

Resolution #1495

At 12:29 PM, Mayor Pro-tem Brooks opened discussion of draft Resolution #1495. A resolution authorizing the Mayor to execute an interlocal agreement between the Town of Friday Harbor and San Juan County for consulting services for the reconstruction of Guard Street from Marguerite Place to the intersection at Park Street for a cost estimated not to exceed \$15,000.00. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Illg seconded to adopt Resolution #1495 as stated. Following inquiry, the motion passed unanimously.

Supplementing Utility Funds

At 12:37 PM, Mayor Pro-tem Brooks suggested delaying the discussion of the use of Current Expense revenues to supplement Utility Funds to a future agenda. Councilmember Illg agreed with this suggestion and also recommended that the Budget Committee study said issue. Council concurred that this was a good suggestion.

Treasurer Picinich commented that in 2005 the Current Expense fund supplemented the Utility Funds by approximately \$214,000 for various unexpected programs and projects.

Councilmember Emery asked that the budget training session be held earlier in the year. Council agreed.

Administrator Fitch distributed a "snapshot view" of Treasurer Picinich's personal expenses and income comparing the year 1975 to 2005.

Bail Schedule and Misc. Fees

At 12:45 PM, Mayor Pro-tem Brooks opened discussion of the fines listed on the Town's Bail Schedule for parking infractions and charges for miscellaneous services.

Bail Schedule

Administrator Fitch explained that the Sheriff's Department was interested in increasing the cost of various fines listed on the Town's Bail Schedule. Following discussion regarding increasing various

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parking infractions, Council asked staff to formulate their recommendations regarding fines and return to Council for further consideration.

Fee Schedule

Administrator Fitch indicated that it was the staff's recommendation to increase the cost of the Backflow prevention device inspection from \$60 to \$75; increase the cost of the 32" X 36" maps from \$15 to \$20; and add a new fee for reclassification and a demolition permit. Administrator Fitch questioned whether or not the Town should start to charge for Event and Parade Permits. Council asked staff to formulate their recommendations regarding fees and return to Council for further consideration.

Minutes

At 1:05 PM, Councilmember Rosenfeld moved and Councilmember Illg seconded to approve the Town Council minutes of January 14, 2006 at 6:00 PM and January 19, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously.

Claims and Payroll

Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #27338 through #27405 in the amount of \$222,620.70 and payroll warrants #11346 through #11397 in the amount of \$172,443.70. Following inquiries, the motion passed unanimously.

Non-agenda

Mayor Pro-tem Brooks opened discussion of the presentation by Lynn Danaher. Councilmember Illg suggested the Town invite the San Juan County Land Bank to attend a Council meeting to discuss their plans for the property located at the corner of Malcolm and Argyle Streets prior to writing a letter of support for Ms. Danaher's project. Council concurred and asked Administrator Fitch to contact the Land Bank.

Administrator's Report

Administrator Fitch asked if Council liked the format of the Year-end Employee Wages Report distributed to them. Council indicated they appreciated the format and would like to see something similar during the budget process.

Administrator Fitch reported that the Port of Friday Harbor's septage pump-out vessel would be delivered soon and therefore an interlocal agreement would be forthcoming to distribute \$18,000 to the Port from the Town in order to comply with an agreement between the Town and the Puget Soundkeeper Alliance.

Administrator Fitch reported that Well #4 at the Town's Sutton Road Landfill has shown elevated levels of chlorides during routine monitoring and indicated that the Department of Ecology suggests that the Town drill three additional wells and commence additional monitoring at an estimated cost of \$60,000. Discussion followed regarding the location of said well and possible impacts the San Juan County Transfer Station activities may have had on this outcome.

Administrator Fitch mentioned that the joint Town Council and Planning Commission public hearing on the amendments to the 2002 Comprehensive Plan would be held on March 9, 2006 at 5:30 PM in the Council Chambers.

Regarding a previous inquiry by Councilmember Gillette, Administrator Fitch reported that the cost of a solar powered portable speed indicator device was approximately \$7,000.

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Administrator Fitch invited Council to attend the fifth grade tour of the Water Treatment Plant, Trout Lake, and Wastewater Treatment Plant on Tuesday and Thursday, February 7th and 9th lead by System Administrator, Steve Dubail.

Administrator Fitch reported on attendance at a workshop held on pandemic flu outbreaks and ways to deal with them in our community.

Administrator Fitch commented that because of the new charter government for San Juan County, a new Board of Health would be reformulated. Administrator Fitch reported that he suggested that the Town have a voting position on said new Board.

Administrator Fitch asked if Council wanted discussion regarding the Income Study process to be placed on a future Town Council agenda. Council answered in the affirmative.

Administrator Fitch asked if Council wished to have the Association of Washington Cities Risk Management Services (AWCRMS) hold a land use workshop during a Council session. Discussion followed in regards to inviting other entities and hosting the workshop. Administrator Fitch indicated he would contact AWC regarding the particulars.

Administrator Fitch reported that a change order would be forthcoming on the Memorial Park renovation project due to a conflict involving elevation issues.

Administrator Fitch inquired about the format for the evening Brown & Caldwell Engineering presentation regarding the submarine sewer main alternative study. Council indicated they wanted the room adjusted to allow maximum capacity for the public.

Administrator Fitch reported that the 2006 Annual Report has been completed and is available for review.

Closed Session

At 1:40 PM, Mayor Pro-tem Brooks declared the meeting in closed session to discuss union negotiations for approximately 10 minutes.

At 1:55 PM, Mayor Pro-tem Brooks declared the meeting back in regular session and hearing no further business and no objection declared the meeting adjourned.

Carrie L. Brooks, Mayor Pro-tem

Kelle Wilson, Town Clerk

Town Council – February 2, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Pro-tem Brooks presiding.

Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Utilities Superintendent Wilks, and Sewer Department Leadman Reitan

Mayor Pro-tem Brooks led the meeting in the Pledge of Allegiance.

Brown & Caldwell Engineering representative, Mike O'Neil, gave a presentation regarding the alternatives for replacing the Town submarine sewer main. Mr. O'Neil described the three segments

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and the three alternatives for each segment. Mr. O'Neil explained the reasons for these required improvements. Mr. O'Neil explained possible funding sources for said project; the timeline for said improvements and grant funding; and answered questions from the audience regarding the components of the project.

Councilmember Rosenfeld suggested that Council consider building the sewer main in Segment B along the shoreline and covering said pipe with a public shoreside walkway. Mr. Rosenfeld indicated that additional grant resources for public water access could be available to fund said walkway project.

Mayor Pro-tem Brooks inquired about the particulars of the Department of Ecology (DOE) Centennial Grant Funds. Mr. O'Neil answered that said grant funds could fund up to 50% of the project with a limitation of \$2.5 million per year and that the other 50% would be eligible for a 0% DOE loan or a Public Works Trust Fund loan. Mr. O'Neil emphasized that the grant process is competitive and the Town's project would have a better chance of receiving grant funds from DOE if removed from the aquatic atmosphere.

Mayor Pro-tem Brooks explained that the Town is being mandated to replace its deteriorating submarine sewer main by DOE and in addition, the Puget Soundkeepers Alliance has filed suit against the Town for violation of the Federal Clean Water Act due to a violation of its Wastewater Treatment Plant Discharge permit requirements last year because of this failing infrastructure.

Councilmember Rosenfeld asked Mr. O'Neil if a boardwalk covering the sewer main pipe was feasible. Mr. O'Neil expressed concerns with the timeliness of adding a new component to the design and engineering process and still meeting the DOE final engineering design deadline in August. Discussion followed regarding esthetics; liability; timeline constraints; and earthquake impacts.

Councilmember Emery indicated that the cost difference in Segment B between the marine route (B1) and the upland route (B3) was not significant enough to justify leaving the pipeline in the aquatic environment considering the possible future environmental implications.

At 6:56 PM, Mayor Pro-tem Brooks opened the meeting to public input. Various members of the audience gave public comment supporting a boardwalk; giving consideration to disruption of 1st Street businesses; support for putting the pipeline in the ground versus the aquatic environment for reasons of visibility, DOE grant funding advantages, and maintenance; caution that a boardwalk would delay the timeliness of the project; support for working in the evening to negate disruption to 1st Street businesses should the upland route be chosen; proposed alternative routes; and support for leaving the pipeline in the water.

At 7:26 PM, Mayor Pro-tem Brooks closed the public input portion of the meeting and opened Council deliberations.

Councilmember Emery inquired of Administrator Fitch if the reconstruction of 1st Street would be accomplished at the same time as laying the sewer pipeline if Alternative B3 was chosen for Segment B. Administrator Fitch responded that it could be accomplished. Councilmember Rosenfeld clarified that whether or not the street project is included with the sewer project, at some point 1st Street is going to be disrupted by construction in the near future. Administrator Fitch concurred with this statement.

Mayor Pro-tem Brooks asked Mr. O'Neil for his opinion regarding whether or not a shoreline pipeline covered by a boardwalk would be looked upon as favorable by DOE. Mr. O'Neil answered that the

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Town would probably receive maximum favorably against other competing grant applicants by moving the pipeline entirely from the aquatic environment.

Councilmember Emery pointed out that Alternative B2 (upland/marine route) currently is the most expensive alternative for Segment B and the presented cost does not include the cost of a boardwalk.

Following discussion regarding the timeliness of more discussion and newly proposed engineering alternatives, Councilmember Gillette moved and Councilmember Rosenfeld seconded to ask Brown & Caldwell Engineering to figure the cost estimate for four new alternative upland routes for Segment B starting from the Cannery Landing Building on Front Street and go:

- ◆ Along Front Street to the turnaround, up to Court Street through the stairway next to the American Legion Hall, from Court Street to Second Street, down Jensen Alley to Tucker Avenue, or
- ◆ Along Front Street to the Yacht Club building across three private properties to McDonald St, or
- ◆ Along Front Street to the Yacht Club building then attached to the shoreline at the high water mark, across three private properties to McDonald Street, or
- ◆ Along Front Street to the Yacht Club then underwater to McDonald Street

Councilmember Emery questioned whether or not the engineers and staff had considered these new proposed routes previously during preliminary discussions. Mr. O'Neil answered in the affirmative and indicated they had been rejected for various reasons.

Following discussion, the motion passed unanimously.

Following motions that died for lack of a second, Councilmember Illg moved and Councilmember Gillette seconded to continue this discussion in two weeks at the next regularly scheduled Town Council meeting. Following discussion regarding the format of the next discussion on this issue, the motion was amended to indicate that a similar format to this meeting would be followed with the understanding that sufficient time should be allocated so that Council could make a decision. Following further discussion, the motion passed 4 to 1, with Councilmember Emery opposed.

Public Access & Non-agenda

None

At 8:06 PM, hearing no objection, Mayor Pro-tem Brooks declared the meeting adjourned.

Carrie L. Brooks, Mayor Pro-tem

Kelle Wilson, Town Clerk

Town Council – February 16, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, Treasurer Picinich, & Land Use Administrator Bertrand

Mayor Jones led the meeting in the Pledge of Allegiance.

Mayor Jones thanked Councilmember Brooks for performing the Mayoral duties on February 2, 2006.

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Ordinance #1300

Mayor Jones introduced draft Ordinance #1300. An ordinance rezoning portions of Lots 10, 11, 12, and 13 of the Evergreen Addition, Unit 1, from single family residential to light industrial. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt Ordinance #1300. Councilmember Emery inquired if the portion of the required fencing, that fell down during the recent wind storm, had been repaired. Land Use Administrator Bertrand answered that the fence had been repaired and outlined how future enforcement of the restrictions to this rezone would be implemented. Attorney Eaton explained how the restrictive covenant on this property obligates the property owner to maintain specific conditions. Following this discussion, the motion passed 4 to 0, with Councilmember Brooks abstaining because she recused herself during the public hearing regarding said rezone.

Application for License to Use Public Right of Way

Mayor Jones opened discussion of an application by Craig Goring on behalf of Wayne & Joanie Kaemingk to use the public right of way at 618 Warbass Way. Administrator Fitch explained the particulars of the request to use public right of way to replace an existing deteriorated pedestrian access ramp with a pedestrian stairway. Following inquiries, Councilmember Brooks moved and Councilmember Illg seconded to approve the License for Use of Right of Way at 618 Warbass Way subject to the property owner providing satisfactory documentation that Craig Goring is an authorized agent to apply on the Kaemingk's behalf. The motion passed unanimously.

Resolution #1497

Mayor Jones introduced draft Resolution #1497. A resolution authorizing the Mayor to execute an agreement with the San Juan Island Chamber of Commerce to provide a tourism promotion program for the year 2006 in the amount of \$33,976.00. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Brooks seconded to adopt Resolution #1497 as stated. Councilmember Illg disclosed that her personal company has business with the Chamber and although it is unrelated to this agreement, she would be abstaining. The motion passed unanimously with the remaining Council members.

Income Survey

Mayor Jones opened Council discussion of the community income survey. Administrator Fitch asked for Council direction regarding the income survey process. Councilmember Brooks indicated that the San Juan County Housing Board is interested in said survey information. Councilmember Emery volunteered to gather information from other jurisdictions for Council to see how other cities approached a survey of this type. Councilmember Illg volunteered to assist Councilmember Emery. Mayor Jones indicated that he would put additional discussion on this subject on the March 16th Town Council agenda.

Draft Resolution #1498/Ordinance #1301/Resolution #1499

Mayor Jones explained that labor contract negotiations were still under discussion, therefore deliberations of draft Resolution #1498, draft Ordinance #1301, and draft Resolution #1499 regarding labor contract, wages, and personnel guidelines, were not necessary. Administrator Fitch indicated that said draft resolutions and ordinance would be deleted, which would allow these ordinance and resolution numbers to be utilized on other items.

Review of Parking Infractions

At 12:32 PM, Mayor Jones opened discussion of the review of parking infraction fees and charges for miscellaneous services. Administrator Fitch explained staff recommendations regarding said fees. Councilmember Brooks suggested that the cost of fees and infractions should be relative to the expense. Discussion and inquiry between staff and Council followed regarding how building permit

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fees differ from infraction fines; the addition of a new demolition fee; wrong direction particulars and decreasing the proposed infraction fee; increasing the infraction fee for parking too close to a fire hydrant; and public notification. Mayor Jones indicated he would place further discussion on a future agenda.

Public Access

None

Administrator's Report

Administrator Fitch introduced draft Resolution #1498. A resolution authorizing the Mayor to execute Change Order #1 on the contract for the Linder Street Stormwater Main Construction Project in the amount of \$25,682.95. Following explanation, Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1498 as stated. The motion passed unanimously.

Administrator Fitch explained discussions with San Juan County Health and Community Services Director, John Manning, regarding the Town's use of RCW 36.22.178 (also referred to as HB2060) funds to assist affordable housing by augmenting utility connection fees. Discussion followed regarding the components necessary to implement a renters assistance program.

Administrator Fitch mentioned that the water transmission main, which is listed in the Town's adopted Capital Improvement Program is scheduled for 2006-2009 in phases. Mr. Fitch observed that he would be meeting with other utility companies on San Juan Island regarding how best to coordinate this project.

Administrator Fitch mentioned that the owners of the property at the corner of Harrison and A Streets would like to vary from the current road standards regarding sidewalks and right of way in an effort to preserve the rock outcropping located on said corner. Mr. Fitch explained the different configurations of the proposed sidewalk variations. Following inquires, Council did not express any discord with varying the street standards to accommodate the preservation of the rock outcropping.

Administrator Fitch commented that the staff's report for the March 2, 2006 Public Hearing regarding a rezone request on Park Street was available for Council review.

In regards to the submarine sewer line alternatives to be discussed at the evening Town Council meeting, Administrator Fitch called attention to a memo from Brown and Caldwell Engineering dated 2/10/06; a memo from him dated 2/6/06; a memo from Mike Wilks, Town Utilities Superintendent dated 2/14/06; and a letter from Steve Simpson, Director of the Port of Friday Harbor dated 2/14/06.

Minutes

Councilmember Brooks moved and Councilmember Illg seconded to approve the Town Council minutes of February 2, 2006 noon and 5:30 PM meetings as written. Councilmember Gillette indicated that the evening minutes on page 2 pertaining to the additional submarine sewer main alternatives was missing remarks about a walkway structure over the water from the US Customs house to pump station #2. Councilmember Emery commented on a clerical error on page 1 of the noon meeting. Following discussion, the motion to approve the minutes including the clerical correction noted by Councilmember Emery was approved 4 to 1 with Councilmember Gillette opposed.

Claims

Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #27407 through #27469 in the amount of \$193,181.52. The motion passed unanimously.

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Non-agenda

Councilmember Illg urged Council to attend the AWC Economic Development Workshop in March. Administrator Fitch commented that the Town was successful in its \$30,000 grant application for funds to draft an economic development element to its comprehensive plan.

Councilmember Rosenfeld suggested the Town Historic Preservation Review Board (HPRB) or Planning Commission discuss deferral incentives as an enticement to preserve historic residences. Mayor Jones indicated his suggestion would be referred to the HPRB.

Council inquired about upcoming agenda items.

At 1:37 PM, hearing no further business, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – February 16, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Treasurer Picinich, Utilities Superintendent Wilks, & Sewer Department Lead Reitan

Mayor Jones led the meeting in the Pledge of Allegiance.

Submarine Sewer Line Discussion

Mayor Jones opened Council discussion of the Submarine Sewer Line Replacement alternatives. Mayor Jones observed that Council had made decisions previously on Segments A and C and that only direction regarding Segment B including newly added sub-alternatives named Routes A, B, C, D, E were undecided. Mayor Jones asked for input regarding the Brown and Caldwell Engineering technical memorandum dated 2/10/06.

Councilmember Brooks indicated that she preferred Routes A or C within said memorandum.

Councilmember Emery commented that the memo from the utility department staff was helpful in understanding the issue from the crew point of view.

Councilmember Illg observed that the response from Friday Harbor Port Commissioners regarding their concerns about impacting the Port access and recent improvements to Front Street was also appreciated.

Councilmember Rosenfeld indicated that all of the options would have an impact on Front Street. Administrator Fitch concurred with this statement, but clarified that the Town was hopeful that alternative Route A would stop short of damaging the new road improvements near the Port Offices.

Councilmember Gillette expressed that he would like to see an engineering cost estimate to build the sewer pipeline under a water walkway type structure before making a firm decision.

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Councilmember Rosenfeld commented that the alternatives that require crossing private properties would be problematic and might delay the process and cause the Town to miss its Department of Ecology (DOE) deadlines.

Discussion followed regarding negotiating with property owners; tidelands; DOE statements; and different components of the alternatives.

Mayor Jones commented that the most important customer is generally the citizens of the Town, but in this case, the most important customer is the DOE because of compliance orders; timeline; and possible DOE grant opportunities. Mayor Jones observed that the engineers, staff, and the DOE all seemingly agree that the minimized marine option is the most appropriate route to select.

Councilmember Brooks commented that it was her inclination to choose the least expensive route, but the more expensive route has better opportunities to receive DOE grant funds, which would ultimately result in a smaller impact on Town residents.

Lori Stokes, Warbass Way resident, encouraged Council to take the "high ground" and select the option that would impact Town rate payers the least.

Roger Bennett, property owner at 1 Spring Street, encouraged Council to remove the pipeline from the marine environment.

Councilmember Emery moved and Councilmember Rosenfeld seconded to choose the minimized marine route alternative for Segment B, previously known as Segment B Option 3, and known in the technical memorandum dated 2/10/06 from Gray & Osborne Engineering as Route A.

Following discussion regarding depth of pipe placement within 1st Street; whether or not it would be best to coincide this sewer pipeline project in conjunction with 1st Street road improvements; cost differences between the different alternatives; delaying the selection of an alternative until additional engineering cost estimates could be formulated for a sewer pipeline underneath a water walkway; making a decision that will benefit the Town for the long term; and mitigating impacts to local business owners and residents, the motion passed 4 to 1, with Councilmember Gillette opposed.

Dan Levin, 1st Street Business Owner, asked for clarification of the upcoming sewer line and 1st Street improvement process. Administrator Fitch explained that combining the street improvement project with the submarine sewer line replacement project would be financially challenging for the Town. Mr. Fitch indicated that preliminary design for 1st Street improvements would determine the depth for placement of the sewer line within said street, and most likely road improvements would take place at a later date. Mr. Levin asked that the business community be notified well in advance of any planned business disruption. Council agreed that a public notification process would be provided prior to 1st Street road construction.

At 6:22 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Town Council – March 2, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

San Juan County Land Bank

Mayor Jones opened discussion of the mutual objectives of the Town and San Juan County Land Bank. San Juan County Land Bank Director, Lincoln Bormann, introduced Land Bank representatives, Nancy Jones and Lisa Nash-Lawrence. Mr. Bormann distributed information to Council regarding said Land Bank for future review. Mr. Bormann gave a brief history of the Land Bank and its objectives. Mr. Bormann explained the process the Land Bank undertakes to fulfill their mission to preserve the character of the islands; partnerships with other organizations; purchases of land or conservation easements within Town limits; how theoretically incoming revenues are distributed back to the geographical area that generated the revenue; and other projects outside of the Town limits that benefit the entire island population. Mr. Bormann asked Council to develop a list of open space priorities within the Town for Land Bank consideration. By consensus, Council agreed to develop said list.

Discussion and inquiry followed regarding Land Bank procedures; investments; projects; Land Bank participation in the development of the Town; finding a project that would benefit Town residents; the appraisal difficulties involved with the Lynn Danaher/Ron Boe project on Argyle Avenue; and the original intent of the Land Bank's purchase of property on the corner of Argyle Avenue and Malcom Street.

Fire District #3 Discussion

Mayor Jones opened discussion of the mutual objectives of the Town and San Juan Island Fire District #3. SJI Fire District #3 Commissioner, Bob Jarmen, was in attendance. Councilmember Rosenfeld gave a brief history of previous discussions regarding merging the Town and SJI Fire departments. Commissioner Jarmen suggested that the Town and Fire District investigate whether or not it makes financial sense to merge the two departments in some method.

Discussion followed regarding the estimated savings of said merge; how to approach the process for obtaining said information; whether or not to pursue the merge issue; studying other deciding factors beyond financial; water availability; and public safety.

Nancy Jones, 255 Harrison Street, expressed concern that Town property owners' insurance rates would increase if the fire departments merged. Mr. Jarmen mentioned discussions with a fire adjuster that estimated that both the Town and County fire insurance rates would decrease following a fire department merge.

Susan Risser, Town Firefighter and resident, observed that initially dissolving a Town department may appear to save money and free up funds to be used towards lower utility rates, but paying for fire protection may not be less expensive.

Councilmember Brooks commented that until more concrete information was established, she was unwilling to expend funds to study the benefits or disadvantages of merging the two fire departments, but would be willing to study this issue if volunteers would donate their resources.

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Councilmembers Emery and Illg agreed that there was sufficient public interest to pursue a definitive answer to whether or not merging the two fire departments was advantageous or not. Councilmember Gillette disagreed and explained his view of why it was premature to consider a merge at this time. Councilmember Rosenfeld moved and Councilmember Brooks seconded to authorize the Mayor to work with San Juan Island Fire District #3 to establish an acceptable committee to explore this issue. The motion passed 4 to 1 with Councilmember Gillette opposed.

Public Access

There were no public access items forthcoming.

Administrator's Report

At 1:18 PM, noticing additional time on the agenda, Mayor Jones asked Administrator Fitch to commence his Administrator's report. Administrator Fitch reported that the San Juan Island Chamber of Commerce will utilize Court Street to hold their annual Summer Arts Fair on the weekend of July 15 & 16.

Administrator Fitch announced that the developer of the Country Village Estates has submitted a completed application for a 25 lot subdivision off of Lampard Road and therefore Council should refrain from communications with opponents or proponents of this project. Mr. Fitch indicated that a quasi-judicial public hearing regarding this issue should be forthcoming sometime in April.

Administrator Fitch asked for a closed session to discuss union negotiations at the evening Town Council meeting. Mayor Jones agreed to said closed session.

Administrator Fitch introduced draft Resolution #1499. A resolution authorizing the Mayor to execute Change Order #2 on the Memorial Park Renovation Project contract in the amount of \$17,809.37. Administrator Fitch explained the particulars of said resolution. Following inquiries, Councilmember Rosenfeld moved and Councilmember Illg seconded to adopt Resolution #1499 as stated. The motion passed unanimously.

At 1:32 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – March 2, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, Land Use Administrator Bertrand, & Zoning Coordinator Jones

Mayor Jones led the meeting in the Pledge of Allegiance.
There were no public access items forthcoming.

Public Hearing for Rezone Application #52

Mayor Jones opened the public hearing on Rezone Application #52. A request by Marian L. Ford-Weber to change the zoning on property known as tax parcel #351456035 located at 720 Park Street from single family residential to professional services.

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Mayor Jones asked if any Councilmember wished to excuse themselves from participating. Council answered in the negative. There was no response to Mayor Jones' inquiry if anyone objected to his or any Councilmember's participation in the public hearing process. Council responded in the negative to Mayor Jones' inquiry regarding interest in the properties or issue; however Councilmember Emery stated that she previously worked at the subject property for nine years. Council responded in the negative to Mayor Jones' inquiry regarding gain or loss of financial benefit; and communication with opponents or proponents of said rezone. Council answered in the affirmative regarding hearing and considering the matter in a fair and objective manner. Upon inquiry, Attorney Eaton stated that he did not have any procedural issues to address.

Mayor Jones asked Zoning Coordinator, Warren Jones, to present the staff report. Mr. Jones reported that the staff report was dated 2/15/06 and consisted of 3 pages along with 4 attachments, totaling 8 pages. Mr. Jones indicated that a state environmental permit was not required for a rezone application. Mr. Jones noted adherence to publication laws and the Town public notification process. Mr. Jones mentioned receiving two public interest phone calls regarding this project, but no written comments. Mr. Jones described the project; adjacent zoning; current non-conforming use of the property; how the rezone request relates to Town municipal principles; and recommended approval of said rezone request.

Mayor Jones opened the public hearing to comments from the applicant.

Marian Ford-Weber, 720 Park Street, indicated that she would like the rezone request to be approved so that her business at this location can continue and expand.

Mayor Jones instructed those present of public hearing procedures.

Mayor Jones asked for audience input. None was forthcoming.

Due to wording on the applicant's rezone application form, Attorney Eaton asked Zoning Coordinator Jones to clarify for the record the current grandfathered use of said property and how it will change if rezoned to professional services. Attorney Eaton explained that if the current business operations being conducted were considered commercial, they could continue, but would not be permitted to expand under either its current grandfathered designation or under the applied for professional service zone designation.

Mr. Jones observed that the current use of the property at 720 Park Street was professional services with incidental commercial services and that if rezoned to professional services the property would no longer have a grandfathered use, but would be able to perform any type of activity allowed under the professional service zoning designation.

Ms. Ford-Weber explained some of her business walkup commercial services. Ms. Ford-Weber inquired about the differences between professional services and commercial zoning designations. Mr. Jones observed that staff felt the commercial services being performed at 720 Park Street were incidental to the professional services at this location. Following inquiry from Ms. Ford-Weber, Land Use Administrator Bertrand explained that the professional service and commercial zonings have different allowable uses.

Mayor Jones opened the public hearing to Council questions.

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Councilmember Emery inquired if the minimum professional service zone yard setback requirement of 20 feet was being achieved by the current 10 foot setback on each side. Mr. Jones answered in the affirmative.

At 5:45 PM, Mayor Jones closed the public input portion of the hearing and opened Council deliberations.

Councilmember Brooks observed that this rezone would be beneficial to the neighborhood and also abided by the Town's current comprehensive land use planning map.

Councilmember Gillette moved and Councilmember Rosenfeld seconded to approve Rezone Application #52 and direct staff to prepare findings of fact and conclusions of law to support said decision.

Councilmember Emery specified that during the last comprehensive land use planning map amendment process, she had voted against reclassifying this portion of Park Street because of the possibility of losing neighborhood character.

Councilmember Illg expressed that she felt allowing a mixed use heightens community value.

Councilmember Rosenfeld commented that he was concerned with degrading single family neighborhoods also. He asked Attorney Eaton if Council had a basis for denying a rezone request after approving the classification change to the Town's comprehensive land use planning map. Attorney Eaton responded that said planning map is meant to be a tool in the long range planning of the Town's development strategy and therefore Council could deny a rezone request if they felt it was premature to the development of the Town's long range plans. Mr. Eaton gave examples that explained his interpretation.

Following more discussion, the motion passed 4 to 1 with Councilmember Emery in the opposition.

Magnum Findings of Fact

At 5:54 PM, Mayor Jones opened discussion of the adoption of Findings of Fact and Conclusions of Law regarding the rezone of a portion of 560/565/570/575 Hemlock Court from single family residential to light industrial. Councilmember Emery moved and Councilmember Gillette seconded to adopt the Findings of Fact and Conclusions of Law for Rezone Application #51 as presented. The motion passed 3 to 0, with Councilmember Brooks abstaining because she had recused herself during this rezone public hearing and Councilmember Illg not voting because she was not a sitting Council member at the time of this decision.

Minutes

Councilmember Rosenfeld moved and Councilmember Brooks seconded to approve the Town Council minutes of February 16, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously.

Claims & Payroll

Councilmember Rosenfeld moved and Councilmember Gillette seconded to approve the payment of claim warrants #27472 through #27520 in the amount of \$96,615.96 and payroll warrants #11398 through #11445 in the amount of \$160,850.89. The motion passed unanimously.

Fee Schedule

Mayor Jones opened discussion of Council review of charges for miscellaneous services. Administrator Fitch explained the particulars of the charges that were added and revised. Following inquiries,

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Councilmember Emery moved and Councilmember Rosenfeld seconded to adopt the Fee Schedule for Services, Publications, & Applications dated March 2006. The motion passed unanimously.

Non-agenda

Councilmember Rosenfeld inquired about the process for soliciting Town businesses to fund the new historical street light standards. Administrator Fitch emphasized that operational procedures needed to be discussed prior to going further. Discussion followed.

Councilmember Rosenfeld inquired if the consideration of the expansion of the Town's Historic District is under contemplation. Land Use Administrator Bertrand answered that said expansion was not a part of the current proposed comprehensive plan amendments. Mr. Bertrand indicated that he has asked the Historic Preservation Coordinator to investigate this issue further.

Councilmember Gillette summarized the County's Solid Waste Advisory Committee (SWAC) meeting of February 27, 2006. Wally reported that the Public Works Manager Jon Shannon stated to SWAC that the amount of traffic at the Solid Waste Facility on Sutton Road is excessive and causing concern. A third employee has been added whose primary duty is to control traffic. Ed Hale presented SWAC with the following options to alleviate the problem: impose mandatory County wide collection of waste and recyclables; close the Sutton Road Facility for individual deliveries; impose a gate fee; develop a separate site for recyclables; refuse recyclable materials; divert commercial, Town and contractor wastes to Orcas; ration service by license number and/or expand operating hours. Wally suggested to the Council that the Town could reduce the problem by collecting recyclables using the same criteria as the County. The County's system allows Town residents to co-mingle paper and cardboard along with all the items currently permitted by the Town. Because the Town does not permit co-mingling, residents have an incentive to make individual trips to the Sutton Road facility. Following discussion and inquiry Administrator Fitch stated that he would have a staff member speak with the Council at our next meeting.

Councilmember Illg raised concerns about island trademark use and process.

Councilmember Rosenfeld inquired about the process for the distribution of minutes from sitting committees. Council agreed that minutes should be forwarded to the Clerk, who will forward on to the entire Council.

Mayor Jones asked if any Councilmember was interested in serving on the San Juan County Economic Development Council. No one volunteered.

Mayor Jones asked if a Councilmember wanted to attend San Juan County Land Bank meetings. Councilmember Illg volunteered. Discussion followed in regards to developing a list of Town priorities for the Land Bank while following the Town's Comprehensive Plan.

Closed Session

At 6:48 PM, hearing no objection, Mayor Jones declared the meeting in closed session to discuss union negotiations.

At 7:07 PM, Mayor Jones declared the meeting back in regular session and hearing no further business declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Town Council – March 9, 2006 @ 5:30 PM

The Town Council met in special session for the purpose of hearing public testimony regarding 2006 amendments to the 2002 Comprehensive Plan Land Use Map. Planning Commission Chair, Jeff Iverson called the Planning Commission meeting to order. Mayor Jones called the Town Council meeting to order.

Councilmembers present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Planning Commissioner present: Arnold, Cross, Gilson, Iverson, Kerr, Serna

Absent: Planning Commission member: Coyne

Others present: Town Administrator Fitch, Attorney Eaton, Land Use Administrator Bertrand, & Planning Commission Recording Secretary Zalmanek

2006 Comprehensive Plan Amendments Public Hearing

Chair Iverson asked if any Councilmember or Commissioner wished to excuse him or herself from participating. No one requested to be excused. No response was heard following Chair Iverson's inquiry if anyone in the audience objected to any Councilmember or Commissioner's participation in the public hearing process. Commissioners and Council responded in the negative to the inquiries regarding interest in the properties or issues; and gain or loss of financial benefit. Following inquiry regarding communication with opponents or proponents, Councilmember Brooks disclosed that she previously has had discussions with persons interested in purchasing the Victoria Cross Lane property and with Lynn Danaher, the Malcolm Street Properties owner, but felt she could be fair and objective regarding these issues. Councilmember Rosenfeld disclosed that he had spoken with the Malcolm Street Properties owner, but not regarding this issue. Planning Commissioner Gilson disclosed she had received one phone call from a resident near the 260 B Street reclassification request. Following these disclosures no audience objections were heard. Commissioners and Council answered in the affirmative regarding hearing and considering these matters in a fair and objective manner.

At 5:35 PM, Chair Iverson opened the public hearing regarding the 2006 amendments to the 2002 Comprehensive Plan Land Use Map, instructed those present of public hearing procedures, and asked Land Use Administrator Bertrand to outline the proposed amendments.

Land Use Administrator Bertrand entered Exhibits A-C(9) into the record and gave a summary of the proposed comprehensive plan land use map amendments as listed in the staff report dated 2/22/06 as items #1-5.

At 5:50 PM, after polling the audience to distinguish the priority in which to address said requested amendments, Chair Iverson opened public comment regarding item #1, a request by property owners at 260 B Street to reclassify their property from multi-family residential to commercial.

(For a more comprehensive description of public input, please see the Planning Commission minutes of this meeting.)

260 B Street

Dorothy Martyn, Harrison Condo owner, opposed this reclassification request because of the possibility of future businesses that would be allowed in a commercial zone.

Anne Williams, 230 B Street, agreed with Ms. Martyn and spoke of the pleasant neighborhood and the lack of necessity to change it.

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Robert Williams, 230 B Street, commented that the present owners recently purchased the property with the understanding that it was zoned multi-family residential. Mr. Williams observed that reclassifying this property would upset the balance of the neighborhood and asked that the request be denied.

Anna Marie de Freitas, owner of the subject property, explained that the commercial zoning designation would allow her business to expand.

Lots 1-3, Victoria Crossing Lane

At 5:58 PM, Chair Iverson opened public input on a request by William Percich to reclassify Lots 1-3 of Victoria Crossing Lane from light industrial to multi-family residential.

Janine Lendi, 740 Guard Street #5, opposed the reclassification of said lots because of the increased traffic impact that a multi-family residential development could have on the ingress/egress easement through the current Victoria Crossing multi-family residential complex.

Travis Mager, owner of numerous condominiums at 740 Guard Street, opposed the reclassification of said lots because he felt a multi-family residential development would create more traffic than a light industrial development. Mr. Mager spoke of the safety of the children who play in the parking area at the multi-family Victoria Crossing complex and asked that Victoria Crossing Lane Lots 1-3 either remain industrial or be given another ingress/egress.

545 Spring Street

No public comment was received regarding the reclassification of property located at 545 Spring Street from professional service to commercial.

Malcolm Street Properties

No public comment was received regarding the reclassification of properties on Malcolm Street from commercial to professional services.

Chair Iverson asked if staff had additional comments. Land Use Administrator Bertrand mentioned that within the last 5 years a property near B Street was partially rezoned from multi-family residential to commercial and staff felt this was sufficient evidence to endorse the reclassification of the 260 B Street property.

Chair Iverson opened the meeting to Planning Commission and Council members questions.

Commissioner Serna inquired about the access to the Victoria Crossing Lane property. Using Exhibit A, Land Use Administrator Bertrand explained the access easement.

Commissioner Arnold inquired about access from Harbor Street and the rationale for previously rezoning said lots to light industrial. Land Use Administrator Bertrand described the difficulties in accessing the subject property from Harbor Street and elaborated that said property was previously zoned light manufacturing and was approved to light industrial, which allows outside storage.

Commissioner Serna inquired about the worst case scenario regarding traffic impacts for industrial properties. Mr. Bertrand responded that industrial development usually correlates to large truck traffic.

Commissioner Gilson asked why the Town previously denied use of a piece of its property on Harbor Street for access to the Victoria Crossing Lane properties. Land Use Administrator Bertrand answered

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that, as far as he understood, the portion of land necessary for safe ingress/egress was too large of a section and consequently made the Town's property less usable.

Councilmember Brooks inquired about the parking requirements for a bed and breakfast. Discussion and inquiry followed regarding the different parking requirements under the existing bed and breakfast conditional use permit and the commercial zone. Councilmember Brooks commented that if reclassified as commercial, the bed and breakfast business could be closed and a different commercial business located within this building. Ms. de Freitas stated that she did not feel this was feasible, but agreed with the comment.

Ms. Martyn stated that if 260 B Street were reclassified to commercial nothing would stop it from becoming a t-shirt shop or restaurant in the future.

Mayor Jones asked Ms. de Freitas about the expansion plans for Tucker House Bed & Breakfast. Ms. de Freitas answered that her bed and breakfast is operated under a conditional use permit that limits their business to five rentable rooms and the reclassification of her property to commercial will allow her to expand to seven rooms.

Mayor Jones asked if a machine shop business would be currently allowed under the light industrial designation of the Victoria Crossing Lane property and if 18 units would be allowed on multi-family residential properties. Mr. Bertrand answered in the affirmative to both questions.

Travis Mager commented that although larger trucks may be traveling through his multi-family residential complex to access future light industrial businesses at Victoria Crossing lots 1-3, he felt that the industrial traffic would be less impact than multi-family residential traffic.

Commissioner Serna asked Mr. Mager if an alternative access was granted for the Victoria Crossing Lane Lots 1-3, would he still oppose reclassifying this property to multi-family residential. Mr. Mager answered in the negative.

Councilmember Brooks suggested that Victoria Crossing Lane property owners contact the northwest abutting property owners for an access easement so they could access their property from Harbor Street.

Lee Anderson, co-owner of the Victoria Crossing property, indicated that the current access easement via Guard Street is 50 feet wide and sufficient for access to the subject lots. Mr. Anderson stated disagreement with comments that residential traffic impacts would be more than industrial traffic impacts.

Commissioner Arnold asked the process for regulating road improvements during development. Land Use Administrator Bertrand explained how the Town regulates development.

Bill Percich, co-owner of Victoria Crossing Lane Lots 1-3, reminded those present that light industrial also allows ancillary residential units on top of industrial businesses.

Councilmember Gillette suggested Mr. Percich speak with Administrator Fitch regarding future Guard Street driveway design.

Betty Gilson asked if the access safety issues had been addressed in regards to the Victoria Crossing Lane reclassification request. Land Use Administrator Bertrand answered that the Town addresses safety concerns during the development process.

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Councilmember Emery inquired about the number of residential units allowed on top of industrial buildings. Mr. Bertrand responded that one per lot would be allowed. A brief discussion regarding the particulars of the number of ancillary units took place.

Regarding Tucker House Bed & Breakfast, Commissioner Gilson asked if seven rooms had previously been rented. Mr. Bertrand answered in the affirmative, but noted that the situation had been corrected.

Councilmembers Emery and Illg asked Mr. Bertrand to explain the restrictions for bed and breakfast establishments and allowable uses under the commercial zone and building code. Mr. Bertrand explained the differences.

Robert Williams asked the allowable uses within a commercial zone. Land Use Administrator Bertrand read the allowable commercial uses into the record. Mr. Williams asked if a dance hall would be permitted within a commercial zone. Mr. Bertrand answered in the affirmative.

Councilmember Brooks inquired if there was another method besides a zoning designation change to allow the Tucker House Bed and Breakfast to expand. Mr. Bertrand indicated that there was not another method at this time.

At 6:33 PM, hearing no further comments or inquiries, Chair Iverson closed the public input portion of the meeting.

Hearing no objection, Mayor Jones declared the Town Council portion of the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – March 16, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Treasurer Picinich, Land Use Administrator Bertrand, System Administrator Dubail, Fire Chief Low, Historic Preservation Coordinator Strehlou, and Street Lead Smith

Mayor Jones led the meeting in the Pledge of Allegiance.

Sunken Park Mural

Raul Vallejo and Priscilla Hawkins asked Council to allow a painted mural on the cement wall located within Sunken Park as a FHHS Senior Class project. Following discussion regarding the particulars of the project and Town signage and conditional use process, Council agreed to hold an additional meeting, if necessary, to expedite the permitting process.

Public Access

At 12:10 PM, Paul Hopkins, President of the San Juan Island Chamber of Commerce, announced that said Chamber has formed a new "downtown forum" that will meet monthly to discuss matters involving downtown Friday Harbor. Mr. Hopkins invited Council members to attend the next meeting on March 28th, 2006 at 8:30 AM.

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Resolution #1501

Mayor Jones introduced draft Resolution #1501 for consideration. A resolution accepting the bill of sale from the San Juan Community Home Trust for certain improvements to the Town water, sewer, and stormwater systems. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt Resolution #1501 as stated. Following discussion and inquiry, the motion passed unanimously.

Ordinance #1301

At 12:16 PM, Mayor Jones introduced draft Ordinance #1301 for consideration. An ordinance accepting the Final Site Plan of the Salal Neighborhood Planned Residential Development – Phase 2 to the Town of Friday Harbor. Administrator Fitch explained the particulars of said ordinance. Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Ordinance #1301 as stated. Following discussion and inquiry, the motion passed unanimously.

Resolution #1500

At 12:20 PM, Mayor Jones opened discussion of Resolution #1500. A resolution accepting the bill of sale from Madison Glenn Properties, LLC for certain improvements to the Town water, sewer, and stormwater systems. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1500 as stated. Following discussion and inquiry, the motion passed unanimously.

Resolution #1502

Mayor Jones opened discussion of Resolution #1502. A resolution authorizing the Town Treasurer to initiate an Inter-fund loan between the Current Fund and the Harbor Reserve Fund in an amount not to exceed \$100,000.00 with a repayment date of 8/15/07. Treasurer Picinich explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Brooks seconded to adopt Resolution #1502 as stated. Following discussion and inquiry, the motion passed unanimously.

Departmental Reports

At 12:28 PM, Mayor Jones presented Utilities Superintendent Wilks and Street Lead Smith with a Certificate of Excellence from the Association of Washington Cities for maintaining a successful risk management program in 2005.

Utility Department. Utilities Superintendent Wilks reported on various projects and activities within the Utilities Department, such as: staff review of the draft ozone report; discussions with the Town engineers regarding replacing the water transmission line and submarine sewer main; purchase of a new 14' boat to inspect the submarine sewer main; closure of Spring Street between 1st and 2nd Streets on March 28th & 29th for stormwater and sewer main repairs; recipient of a grant to retrofit Town trucks for diesel emissions control; and a casualty of 75' of fence at the Water Treatment due to recent winds.

Mr. Wilks explained the Town's co-mingled residential recycle and business cardboard pickup programs. Discussion and inquiry followed regarding whether or not San Juan County could manage the volume of paper generated within the Town if paper recycling were to be included into the Town's recycling program; the capital investment required to begin accepting paper recycling within Town; weather impacts on unprotected paper and cardboard; and how best to help San Juan County's Solid Waste Facility reduce traffic impacts at their transfer station.

Councilmember Rosenfeld suggested the County provide a container within Town for paper recyclables so that Town residents had an alternative place to deposit their recyclables other than the transfer station. Administrator Fitch observed that non-staffed recycle gathering locations commonly are the

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recipient of discarded regular trash. Discussion continued regarding the cost effectiveness of recycling; if separating and selling aluminum separately would be cost effective; and safety at the transfer site. Councilmember Brooks inquired about water in the Blair Street roadway. Mr. Wilks indicated that a leaky valve had been located and repaired. Councilmember Illg inquired about the use of bio-diesel in Town vehicles. Mr. Wilks indicated that he was not ready to convert to bio-diesel at this time, but was keeping an eye on the evolvement of this product.

Fire Department. Chief Low praised the Town Street Crew for their traffic control assistance during fire emergencies. Mr. Low reported on donations from the Friday Harbor Firefighters Association for emergency food, furniture, and community training events. Chief Low commented on an upcoming Fire Department Officers retreat to develop strategic goals; personal and community training; providing temporary dwelling quarters at the Fire Hall for firefighters to increase response times; and a FEMA grant opportunity. Following discussion, Council approved Chief Low to apply for a FEMA grant for a new fire engine. Discussion began regarding the particulars of firefighters staying at the Fire Hall, additional compensation, and balancing the needs of all Town departments.

Computer Systems. Systems Administrator Dubail reported on fieldtrips to the Town Water Treatment and Wastewater Treatment Facilities and summarized March activities with the Systems Administration Department.

Community Development. Land Use Administrator Bertrand distributed and summarized year to date Community Development and Building Department activities. Mr. Bertrand indicated that the County Village Estates subdivision developers have submitted a completed application and a public hearing would be scheduled in the near future. Mr. Bertrand reminded Council to refrain from speaking with opponents or proponents of said issue.

Councilmember Illg questioned the progress of the Intermodal Committee. Mr. Bertrand indicated that the March meeting was canceled and the next meeting was scheduled for 4/18/06. Discussion and inquires followed regarding the Intermodal Committee's mission and scope of work.

Historic Preservation. Historic Preservation Coordinator Strehlou announced that the Partners in Preservation Award would be awarded in May to the Memorial Park Renovation Steering Committee. Ms. Strehlou maintained that the Historic Preservation Review Board (HPRB) would be working with the local American Legion Club to coordinate the dedication of the renovated Memorial Park this May. Ms. Strehlou summarized other historic preservation projects.

Following inquiry by Administrator Fitch, discussion began regarding the possibility of incorporating artwork or historical artifacts into the repair of the Front Street wall. Following discussion, Council referred the issue to the HPRB for further input. Following inquiry, Administrator Fitch assured Council that the ultimate decision would be made by the Council.

At 1:44 PM, Mayor Jones suggested further business be taken up at the evening Town Council meeting and hearing no objection declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – March 16, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

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Others present: Town Administrator Fitch, Attorney Eaton, Treasurer Picinich & Land Use Administrator Bertrand

Mayor Jones led the meeting in the Pledge of Allegiance.

Mayor Jones suggested the meeting start with the unfinished agenda items from the noon Town Council meeting.

Administrator's Report

Administrator Fitch distributed a copy of a sketch by Kevin Petersen depicting a traffic circle at the intersection of Argyle Avenue and Spring Street. Council indicated they would be interested in discussing this suggestion at a future Town Council meeting.

Administrator Fitch indicated he is securing a proposal from Brown & Caldwell to update the Water System Hydraulic Model so that the recently completed 327 foot pressure system on Marguerite Street could be included in said model. Discussion followed regarding the elasticity of the Town water supply; number of average water connections within a year; and development impacts.

Councilmember Rosenfeld inquired about the Brown and Caldwell ozone experiment report. Administrator Fitch indicated that following staff review of said report it would be distributed to Council and the State Department of Ecology.

Minutes

Councilmember Gillette submitted the following revision to the draft March 2, 2006 5:30 PM Town Council meeting minutes for consideration:

~~Councilmember Gillette indicated that the amount of recycle traffic at the San Juan County Solid Waste Facility on Sutton Road is causing difficulties and reported on several ways the Solid Waste Advisory Committee is attempting to manage this traffic issue. Mr. Gillette suggested the Town collect recycling in the same manner as the County accepts recycling to help eliminate individual trips to the recycling center on Sutton Road. Following discussion and inquiry, Administrator Fitch volunteered to have the Town employees who are more familiar with the Town's recycling program speak with Council.~~

Councilmember Gillette summarized the County's Solid Waste Advisory Committee (SWAC) meeting of February 27, 2006. Wally reported that the Public Works Manager Jon Shannon stated to SWAC that the amount of traffic at the Solid Waste Facility on Sutton Road is excessive and causing concern. A third employee has been added whose primary duty is to control traffic. Ed Hale presented SWAC with the following options to alleviate the problem: impose mandatory County wide collection of waste and recyclables; close the Sutton Road Facility for individual deliveries; impose a gate fee; develop a separate site for recyclables; refuse recyclable materials; divert commercial, Town and contractor wastes to Orcas; ration service by license number and/or expand operating hours. Wally suggested to the Council that the Town could reduce the problem by collecting recyclables using the same criteria as the County. The County's system allows Town residents to co-mingle paper and cardboard along with all the items currently permitted by the Town. Because the Town does not permit co-mingling, residents have an incentive to make individual trips to the Sutton Road facility. Following discussion and inquiry Administrator Fitch stated that he would have a staff member speak with the Council at our next meeting.

Councilmember Emery commented that she did not object to the new language, but was uncertain if all the stated information was actually offered during the meeting. Councilmember Gillette indicated he thought he had stated all of the proposed revision. Following discussion, Councilmember Gillette

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moved and Councilmember Brooks seconded to approve the Town Council noon minutes as written and 5:30 PM minutes as corrected by Councilmember Gillette. The motion passed unanimously.

Claims

At 5:49 PM, Councilmember Gillette moved and Councilmember Emery seconded to approve the payment of claim warrants #27522 through #27581 in the amount of \$249,035.13. The motion passed unanimously.

Non-agenda

Councilmember Brooks reported that the Affordable Housing Funding Commission no longer exists as of Tuesday, March 14th, because the San Juan County Council has formed a Housing Bank to replace said Commission. Ms. Brooks indicated that because of the increased commitment necessary to serve on said Housing Bank, after 60 days, she would be unable to continue to serve any longer and encouraged another Councilmember to volunteer. Ms. Brooks commented that a letter has been sent to the State Attorney General's office asking for the ability to use moderate income levels versus low income levels for refunds. Ms. Brooks reported on homelessness figures for San Juan County.

Councilmember Rosenfeld suggested that Council members who attend mandatory adhoc committee meetings should be compensated in some way. Following discussion regarding the particulars of the idea, Mayor Jones and Administrator Fitch volunteered to study the issue and report back to Council at a later date.

Income Survey Update

Councilmembers Emery and Illg reported on income survey process information; the timeline of said survey in relation to upcoming grant applications; and the type of information to be gathered. They suggested the Town conduct its 2006 Income Survey utilizing the same techniques employed during the 1996 Income Survey by using volunteers, Town staff, and a paid coordinator. Councilmember Emery reported that the coordinator who orchestrated the previous income survey was enthusiastic about coordinating this survey also. Discussion and inquiry followed. As an alternative, Councilmember Emery noted that the Town could hire a professional to conduct a mailed survey, but due to budget constraints, she advocated following the previous income survey format. Councilmember Brooks moved and Councilmember Rosenfeld seconded to conduct an income survey within the Town of Friday Harbor limits using volunteers, Town staff, and a paid coordinator commencing in the Fall. Following further discussion, the motion passed unanimously.

Resolution #1503

At 6:17 PM, Mayor Jones opened discussion of draft Resolution #1503. A resolution authorizing the Mayor to execute a Consent Decree regarding litigation with Puget Soundkeeper Alliance. Administrator Fitch explained the particulars of said Resolution. Councilmembers expressed appreciation for Administrator Fitch's management of this issue. Following discussion, Councilmember Brooks moved and Councilmember Emery seconded to adopt Resolution #1503 as stated. The motion passed unanimously.

Finding of Fact and Ordinance #1302

At 6:24 PM, Mayor Jones opened Council discussion of the adoption of Findings of Fact and Conclusions of Law regarding the rezone of 720 Park Street from single family residential to professional services. Administrator Fitch explained the particulars of said Findings and draft Ordinance #1302. An ordinance rezoning Lot 35 of Price's Addition to Friday Harbor to Professional Services. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt said Findings of Fact and Conclusions of Law and Ordinance #1302 as stated. The motion passed 4 to 1, with Councilmember Emery opposed.

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Closed Session

At 6:26 PM, hearing no objection, Mayor Jones declared the meeting in closed session to discuss labor negotiations for approximately 15 minutes.

At 6:50 PM, Mayor Jones declared the meeting back in regular session and hearing no further business or objection, declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – March 27, 2006 @ 9:00 AM

Mayor Jones called the Town Council special session to order at 9:03 AM.

Members present: Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch & Treasurer Picinich

Resolution #1504

Mayor Jones opened discussion of draft Resolution #1504. A resolution authorizing the Mayor and Town Finance Officer to apply for a low-interest loan from the Public Works Trust Fund (PWTF). Administrator Fitch explained that said PWTF monies would be used, along with Town capital reserve funds, towards the costs associated with the submarine sewer line development of plans and specifications. Mr. Fitch indicated that the deadline for submittal of said loan application was April 5, 2006 and therefore necessitated this special meeting to obtain Council approval. Councilmember Rosenfeld moved and Councilmember Illg seconded to adopt Resolution #1504 as stated. Following further inquiries and clarifications regarding Department of Ecology Centennial Grant funds, the motion passed unanimously.

At 9:06 AM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – April 6, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Land Use Administrator Bertrand, & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Resolution #1507

Mayor Jones opened discussion of draft Resolution #1507. A resolution to execute an agreement with the Northwest Workforce Development Council to provide a tourism promotion program for the year 2006 in the amount of \$23,278.51. Councilmember Rosenfeld explained the particulars of the tourist promotion program. Following discussion regarding the new State Attorney General opinion in regards to hotel motel funds, Councilmember Illg moved and Councilmember Emery seconded to adopt

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Resolution #1507. Councilmember Gillette commented that he would like to see the data collected during last year's Ambassador Tourist Program. Councilmember Rosenfeld indicated he would obtain said information and distributed to Council. Administrator Fitch volunteered to contact the program director. The motion passed unanimously.

Resolution #1505

Mayor Jones introduced and explained draft Resolution #1505. A resolution to execute an agreement to promote economic development in Town in the amount of \$1,500.00 with the San Juan County Economic Development Council. Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Resolution #1505 as stated. Councilmember Illg recused herself due to personal business relations. The motion passed unanimously with the remaining Councilmembers.

Resolution #1506

At 12:10 PM, Mayor Jones opened discussion of draft Resolution #1506. A resolution to execute an agreement for administering a utility reimbursement program in the amount of \$4,000.00 with the Family Resource Center. Administrator Fitch explained the particulars of said resolution. Councilmember Illg moved and Councilmember Rosenfeld seconded to adopt Resolution #1506 as stated. Following comments and discussion, the motion passed unanimously.

Ordinance #1304

Mayor Jones opened discussion of draft Ordinance #1304. An ordinance amending Ordinance No. 945 and Chapter 10.04 of the Friday Harbor Municipal Code concerning time limited parking and parking angles, and repealing Ordinance No. 1239 in its entirety. Administrator Fitch explained the particulars of said ordinance. Councilmember Gillette moved and Councilmember Emery seconded to adopt Ordinance #1304 as stated. The motion passed unanimously.

Bail Schedule

At 12:20 PM, Mayor Jones opened discussion of the revisions to the Bail Schedule. Administrator Fitch explained the particulars of the increased prices for parking infractions within the Town of Friday Harbor per previous discussions with Council. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt the revised Bail Schedule. Councilmember Illg asked that the discussion of the lack of non-vehicular trails within the Town be placed on a future Council agenda. Following discussion, the motion passed unanimously. Councilmember Brooks asked to discuss the use of parking meters on a future agenda also.

Ordinance #1303

At 12:29 PM, Mayor Jones opened discussion of draft Ordinance #1303. An ordinance establishing a nonrefundable \$200 fee for a license allowing private structures on public property and amending Ordinance No. 1065. Administrator Fitch explained the particulars of said ordinance. Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Ordinance #1303 as stated. The motion passed unanimously.

Resolution #1508

Mayor Jones opened discussion of draft Resolution #1508. A resolution authorizing the Mayor to execute an agreement with SCS Engineers for improvements to the groundwater monitoring system at the Friday Harbor Landfill in the amount not to exceed \$64,993.00. Administrator Fitch explained the particulars of said resolution. Following discussion and inquiries, Council determined that further information was necessary and took no action on draft Resolution #1508 at this time.

Public Access

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Debbie Pigman, San Juan Island Chamber of Commerce Executive Director, reported on the first meeting of the Chamber's Downtown Forum. Ms. Pigman asked Council to keep the Chamber "in the loop" regarding activities within the downtown core. Ms. Pigman also asked if Council would consider increasing the allowable parking hours from 2 to 4 hours in limited areas within Town to provide a place for people to park and go to a matinee or out on a boat tour.

Administrator's Report

At 1:00 PM, Administrator Fitch reported that the trihalomethane levels in the Town's drinking water continue to be under the State Department of Health allowable threshold.

Administrator Fitch reported on discussions with a citizen group and Town staff regarding a litter prevention program.

Administrator Fitch reported that the Department of Natural Resources has informed the Town that it will be receiving less Harbor Lease Funds because there is not a state designated harbor area within the Town.

Administrator Fitch reported that blasting for rock removal should commence as early as tomorrow at the former Churchill house property on A Street. Mr. Fitch commented on other upcoming blasting sites. Discussion followed.

Administrator Fitch notified Council of an upcoming joint quasi-judicial public hearing with the Planning Commission regarding a planned residential development at 572 University Way. Mr. Fitch reminded Council that they should not have any communications with opponents or proponents of said issue.

Administrator Fitch reported that the Historic Preservation Review Board would be discussing the design renovations to the Front Street Wall on April 12th and would report back to Council with their recommendations. Discussion and inquiries followed.

Minutes

At 1:26 PM PM, Councilmember Gillette moved and Councilmember Brooks seconded to approve the Town Council minutes of March 9, 2006 at 5:30 PM, March 16, 2006 noon and 5:30 PM, and the March 27, 2006 at 9:00 AM meetings as written. The motion passed unanimously.

Claims & Payroll

Following inquiries, Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #27585 through #27652 in the amount of \$178,846.49 and payroll warrants #11454 through #11535 in the amount of \$186,378.25. The motion passed unanimously.

Non-agenda

Councilmember Brooks expressed dissatisfaction with the Front Street circle landscaping.

Mayor Jones acknowledged that he has selected George Johnson, Steve Kennedy, and Gary Gibbons to serve on the committee to study whether or not merging the Town and San Juan Island Fire Departments would be advantageous.

Mayor Jones asked Administrator Fitch to commend the Town maintenance staff for their excellent work on the Spring Street sewer and storm sewer improvements.

At 1:33 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – April 6, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, & Land Use Administrator Bertrand

Mayor Jones led the meeting in the Pledge of Allegiance.

Planning Commission Recommendations

At 5:32 PM, Mayor Jones opened discussion of the Planning Commission recommendations for amendments to the 2002 Town Comprehensive Plan. Mayor Jones expressed that although additional public input had been submitted to the Town regarding some of the proposed changes, he did not feel it was new information. Mayor Jones asked Council if they wanted to open the discussion to further information.

By way of answering, Councilmember Brooks moved and Councilmember Illg seconded to accept the Planning Commission recommendations. Following instructions from Attorney Eaton, Council indicated that they had read the Planning Commission minutes of 3/9/06 and agreed with the reasoning and recommendations for approval and denial stated in said minutes. Following further discussion regarding appreciation for the Planning Commission and access to the Victoria Crossing Lots 1, 2, & 3, the motion passed unanimously.

Non-agenda

Councilmember Rosenfeld commented on attendance at Monday night's regularly scheduled fire department drill and reported that the volunteer firefighters would appreciate other Council members attending said drills.

Public Access

Betty Gilson, 240 Harrison Street, asked Council to work on solving the pedestrian traffic difficulties at the intersection of Spring, Argyle, and Nichols. Councilmember Brooks suggested Council investigate the traffic circle in the City of Edmonds.

Sybil Major, owner at Victoria Crossing Condominiums, asked that Council consider granting the newly reclassified Victoria Crossing Lots 1-3 another access that would not cause traffic to cross her property.

Bill Percich, one of the owners of Victoria Crossing Lots 1-3, indicated he would be coming to Council to request an access to his property from Harbor Street.

At 5:48 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Town Council – April 20, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Noting the absence of the Sheriff, Mayor Jones asked Administrator Fitch to begin his Administrator's Report.

Administrator's Report

Administrator Fitch commented that San Juan County (SJC) Administrator, David Goldsmith, has drafted an interlocal agreement between the County and the Town to study a joint use administration facility. Mayor Jones stated that due to the heavy demands on Mr. Fitch's time, he informed County Councilmember Ranker that the amount of time Administrator Fitch could contribute to this study would be limited. Discussion followed regarding the amount of time and funds the Town could give the study; whether or not a joint use facility was feasible; and future joint meetings between the Town and County Councils. Administrator Fitch volunteered to draft a letter to Mr. Goldsmith notifying him of the Town's time and funding limitations.

Sheriff's Report

At 12:07 PM, Sheriff Cumming expressed his support for a joint Town/County administration facility. Mr. Cumming distributed the March 2006 Sheriff's Report. Mr. Cumming commented on the lack of funding for marine rescue, marine law enforcement, and the need for additional facilities for boaters. Mr. Cumming indicated he may be asking for future Council support to petition the state legislature to reinvest the funds generated by boaters into amenities that benefit boaters. Mr. Cumming remarked on upcoming water rescue training. Mr. Cumming expressed his support for the ferry traffic control program.

Summer Ferry Traffic Control Program

Mike Akin, Friday Harbor Ferry Terminal Representative, suggested various ways he could modify the summer ferry traffic control program to save money. Discussion followed regarding the intermodal committee; whether or not SJC has budgeted funds for its portion of the ferry traffic control program; projected cost of the program; use of Court Street for overflow vehicle staging; beginning the traffic control program later in the year to save additional funds; and replacing the directional arrow in Memorial Park to assist traffic. Administrator Fitch indicated a resolution would be forthcoming on a future agenda to fund said program.

Administrator's Report (con't)

Administrator Fitch reported on communications with the Historic Preservation Review Board in regards to improvements to the wall on Front Street. Following discussion between Council and staff regarding the Historic Preservation Review Board recommendations; materials; scheduling; types of groups who would be eligible to put their information on the wall; visibility of the wall; and aesthetics, Councilmember Emery moved and Councilmember Rosenfeld seconded to build the Front Street wall this Spring out of exposed aggregate concrete. Following cost inquires, the motion passed unanimously.

SJC Emergency Management

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At 12:42 PM, Brendan Cowan gave an overview of educational and planning efforts in regards to a pandemic flu outbreak. Mr. Cowan stated that the goal of said efforts was to raise awareness without causing panic. Discussion and inquiry followed regarding the likelihood of exposure in the San Juan Islands; stockpiling vaccines; related book recommendations; educating local businesses; essential Town operations that are necessary to continue during an outbreak; and communication with elected officials. Mayor Jones thanked Mr. Cowan for his report.

Public Access

Jim Desormeaux, 511 Tucker Avenue, asked the Town to eliminate parking on Tucker Avenue to allow pedestrians to walk unobstructed on the pavement on the side of the road. Following discussion and inquiry, Mayor Jones indicated that further discussion would take place at a future time.

Administrator's Report (con't)

At 1:08 PM, Administrator Fitch distributed pictures of the water spring that was located by Town crew during recent sewer and stormwater improvements on Spring Street. Administrator Fitch also distributed a 1907 petition by residents of the Village of Friday Harbor to the SJC Commissioners asking that the "spring" in Spring Street be cleaned.

Administrator Fitch reported that a resolution authorizing Brown and Caldwell Engineering to begin development of the plans and specifications on the submarine sewer main replacement project would be forthcoming at the May 4th Town Council meeting.

Administrator Fitch reported that the Department of Natural Resources has informed the Town that we will no longer be receiving Harbor Lease Funds due to the lack of a state designed harbor within Town. Mr. Fitch stated that he would try and get this ruling in writing.

Administrator Fitch explained that an interlocal agreement between SJC and the Town would be forthcoming in May so that the Town Fire Chief could provide plan check services for the County in 2006.

Administrator Fitch advised Council of the possibility that two quasi-judicial public hearings with the Planning Commission would be held in the San Juan Island Grange building on June 1st. Mr. Fitch explained the two proposed development issues to be considered.

Administrator Fitch noted a memo from Jon Shannon to SJC Treasurer, Kathy Turnbull, regarding the distribution of Capron Funds to the Town. Mr. Fitch asked Council if they wanted to petition SJC for an interlocal agreement to reinstate the former informal agreement that distributed 10% of the overall Capron Funds to the Town. Discussion followed regarding the assessment of tax-exempt properties. Administrator Fitch suggested the Town delay its request until after the election to discuss this issue with a fully seated County Council.

Administrator Fitch commented that Brown & Caldwell Engineering would be giving a presentation regarding the Town's Ozone Report during the second Town Council meeting in May. Mr. Fitch also announced that SCS Engineers, along with Mark Tompkins, from San Juan County Health & Community Services, would be doing a presentation regarding the Solid Waste Facility monitoring wells at the noon May 4th Town Council meeting.

Administrator Fitch noted that the Guard Street – Phase 3 project bid opening was today at 2:00 PM.

Minutes

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At 1:24 PM, Councilmember Rosenfeld moved and Councilmember Brooks seconded to approve the Town Council minutes of April 6, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously.

Non-agenda

Councilmember Rosenfeld declared that he is considering running for a seat on the San Juan County Council and invited comments.

Councilmember Illg informed Council that she would not be attendance at the evening Town Council meeting.

At 1:26 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – April 20, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, & Rosenfeld

Council excused the absence of Councilmember Illg.

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Resolution #1509

Mayor Jones introduced draft Resolution #1509 for discussion. A resolution authorizing the Mayor and Town Finance Officer to apply for a low-interest loan from the Public Works Trust Fund for construction of the submarine sewer main replacement project. Administrator Fitch explained the particulars of said resolution. Councilmember Emery moved and Councilmember Rosenfeld seconded to adopt Resolution #1509 as stated. The motion passed unanimously.

Resolution #1510

Mayor Jones introduced draft Resolution #1510 for discussion. A resolution authorizing the Mayor to execute an Interlocal Agreement with the Port of Friday Harbor for the purchase of a sewer pump-out boat in the amount of \$18,000.00. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Brooks seconded to adopt Resolution #1510 as stated. Following inquiry, the motion passed unanimously.

At 5:36 PM, Attorney Eaton arrived during the above resolution discussion.

Ordinance #1305

Mayor Jones introduced draft Ordinance #1305. An ordinance amending the 2002 Town of Friday Harbor Comprehensive Plan and Comprehensive Plan Land Use Map and amending Ordinance No. 1256. Administrator Fitch explained the particulars of said ordinance. Councilmember Gillette moved and Councilmember Rosenfeld seconded to adopt Ordinance #1305 as stated. The motion passed unanimously.

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Claims

Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #27654 through #27717 in the amount of \$93,395.66. The motion passed unanimously.

Non-agenda

Councilmember Brooks asked that discussion regarding the Land Bank's request for Council input concerning acquisitions or projects within Town be placed on a future agenda. Mayor Jones indicated that Councilmember Illg is the Town's liaison with the Land Bank and perhaps she could forward the Council's wishes to them.

Councilmember Brooks reported that the Affordable Housing Funding Commission no longer exists. Ms. Brooks indicated she would be chairing the new Housing Bank Commission for 60 days, but would be unable to serve after that time and encouraged another Councilmember to volunteer. Councilmembers expressed inability to serve on said Commission due to lack of available time. Mayor Jones indicated he would contact Councilmember Illg about her time availability. Discussion followed regarding whether or not the representative on said Commission could be someone other than a Town elected official. Administrator Fitch indicated that the information he received stated a "Town representative" was acceptable.

Councilmember Rosenfeld suggested inviting County Administrator, David Goldsmith, to a Town Council meeting as a way to improve communications between Town and County Councils. Following discussion, Mayor Jones and Administrator Fitch volunteered to work on improving communications between the two entities.

Discussion began regarding the request by Jim Desermeaux to eliminate parallel parking on Tucker Avenue. Following discussion, it was the consensus of Council to eliminate all parallel parking on both sides of Tucker Avenue.

Administrator Fitch indicated that a copy of the memo from Jon Shannon, SJC Public Works Director to Kathy Turnbull, SJC Treasurer regarding the distribution of Capron Funds was in front of Council for their review. Discussion and inquiry followed regarding the timeline for requesting a change in the percentage distributed to the Town of said funds; regulating non-taxable properties via land use zoning; requesting an annual assessment for all of San Juan County; and doing a side appraisal of the non-taxable properties within Town. No clear Council direction was heard.

Administrator Fitch reported that one bid was received for the Guard Street – Phase 3 improvement project at approximately 30% higher than the engineer's estimate. Mr. Fitch explained the particulars of said bid and discussions with the Transportation Improvement Board regarding additional funding.

Councilmember Gillette advocated combining Phases 3 & 4 to save staging costs. Administrator Fitch explained how combining the two phases would make it more complicated because of federal grant funding restrictions.

Councilmember Emery suggested the Town reconsider spending funds on plans and specifications for Guard Street Phase 4 and use the funds scheduled for that phase on Phase 3.

Closed Session

At 6:20 PM, hearing no objection, Mayor Jones declared the meeting in closed session to discuss union negotiations.

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At 6:32 PM, Mayor Jones declared the meeting back in regular session and hearing no further business declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – May 4, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Poppy Days Proclamation

Mayor Jones together with American Legion Auxiliary members, Minnie Kynch, Susan Ross, and Michele Delorenzi read a proclamation declaring May 26th through May 29th, 2006 as Poppy Days in the Town of Friday Harbor.

Landfill Groundwater Monitoring

Mayor Jones opened discussion of the groundwater monitoring issues at the Town landfill located on Sutton Road. Administrator Fitch explained the particulars of the groundwater monitoring program and discussions with the Department of Ecology regarding recent contaminants found at said landfill.

Mark Tompkins, San Juan County Department of Health and Community Services, and Mark Varljen, the Town's consultant from SCS Engineers, explained the particulars of the Department of Ecology's (DOE) regulatory requirement that three additional groundwater monitoring wells be installed at the Town's landfill site. Mr. Varljen indicated that although the groundwater contaminate levels are under those found in drinking water standards, the DOE requires it to be investigated. And therefore it is prudent to gather, verify, and document data regarding the groundwater contamination to determine the size of the plume; where it is moving; how fast it is moving; and what is happening to it as it moves through the groundwater. Mr. Varljen explained the work plan and process that would be implemented to alleviate the Department of Ecology concerns.

Discussion and inquiry continued in regards to determining whether or not other uses of the landfill property were feasible; if the SJC Transfer Station or homes above the landfill site could have contributed to the contamination found; contaminants commonly found in landfills; monitoring versus mitigation; the length of time the additional wells may have to be monitored; and why the SJC Dept. of Health is no longer providing groundwater monitoring services.

Administrator Fitch noted that if Council did not have any objections, a resolution authorizing SCS Engineers to provide a work plan and improvements to the groundwater monitoring system at the Friday Harbor Landfill would be forthcoming at the May 18, 2006 Town Council meeting. No objections were heard.

National Historic Preservation Week

At 12:45 PM, Mayor Jones, along with Historic Preservation Coordinator Strehlou, read a proclamation declaring May 2006 as National Historic Preservation Month.

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Historic Preservation Report

Ms. Strehlou encouraged Council to attend other planned historic preservation events in May. Ms. Strehlou recommended that Gary Franklin and Mary Jane Anderson be re-appointed to the Town Historic Preservation Review Board. Councilmember Rosenfeld moved and Councilmember Illg seconded to re-appoint Gary Franklin to Position B and Mary Jan Anderson to Position D on said Historic Board. The motion passed unanimously.

At 12:50 PM, Mayor Jones declared a recess so that Council could attend the ceremony at Memorial Park where historic preservation awards would be presented.

At 1:25 PM, following the presentation of historic preservation awards to those individuals who contributed to the renovation and restoration of Memorial Park, and refreshments, the meeting was adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – May 4, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch & Attorney Eaton (late)

Mayor Jones led the meeting in the Pledge of Allegiance.
There were no public access items forthcoming.

Resolution #1511

Mayor Jones introduced draft Resolution #1511 for discussion. A resolution authorizing the Mayor to execute an agreement between the Town of Friday Harbor and the engineering firm of Brown and Caldwell to complete a final engineering report and construction plans and specifications for the Sewer Main Replacement Project in the amount of \$528,552.20. Administrator Fitch explained the particulars of said resolution. Following discussion and inquiry, Councilmember Rosenfeld moved and Councilmember Brooks seconded to adopt Resolution #1511 as stated. The motion passed unanimously.

Resolution #1512

Mayor Jones introduced draft Resolution #1512 for discussion. A resolution authorizing the Mayor to execute a contract for improvements to its water distribution system and the reconstruction of Guard Street in the amount of \$1,163,127.52 with Award Construction, Inc. Administrator Fitch explained the particulars of said resolution, the bidding process, and the shortfall in funding and how the Town would handle said shortfall.

Tamara Nack, from the firm of Gray & Osborne Engineering (who provided the engineer's estimate for this project), pointed out that increased material costs, due to the destruction caused by hurricane Katrina in New Orleans, were contributing to the current high bidding climate.

Discussion and inquiry followed in regards to how to fund any change orders that may occur during said project construction; particulars of the contract; contract management services; redesigning the

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project; lighting standards; and whether or not the other utility franchises within Town were prepared for this project.

Councilmember Rosenfeld moved and Councilmember Brooks seconded to adopt Resolution #1512 as stated. The motion passed 4 to 1, with Councilmember Gillette opposed.

Resolution #1513 (& Resolution #1514)

Mayor Jones introduced draft Resolution #1513 for discussion. A resolution authorizing the Mayor to execute a contract with the engineering firm of Gray & Osborne, Inc. to provide construction management services for the Guard Street Improvement Project in the amount of \$93,582.00. Administrator Fitch explained the particulars of said resolution and indicated this resolution was in combination with draft Resolution #1514. A resolution authorizing the Mayor to execute a contract with the engineering firm of Gray & Osborne, Inc. to provide construction management services for the water main installation associated with the Guard Street Improvement Project in the amount of \$5,100.00. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1513 and Resolution #1514 as stated. The motion passed unanimously.

Housing Bank Representative

At 6:10 PM, Mayor Jones opened discussion of the Town representative to the San Juan County Housing Bank Commission. Mayor Jones stated that although the San Juan County Council has requested a recommendation for a Town representative on said Commission, he would prefer to wait until after the election on May 16th to select a Town representative. Following discussion it was the consensus of Council that Councilmember Brooks be recommended for appointment to said Commission until at which time she is unable to serve, another Town representative would be selected.

Administrator's Report

At 6:22 PM, Administrator Fitch indicated that due to the reorganization of County Government, the Town needs to recommend to the County an elected representative for appointment to the San Juan County Board of Health. Councilmember Rosenfeld expressed an interest in serving on said Board.

Administrator Fitch suggested the Town update its Sewer Rate Study to incorporate the cost of the submarine sewer line replacement project that was not included in the previous rate study. Following inquiry, Mr. Fitch indicated the cost of said update was approximately \$14,000. Following discussion and inquiry, it was the consensus of Council to delay the update of said study until the Town was closer to bidding the submarine sewer main replacement project.

Administrator Fitch mentioned that on May 20th, he, Utilities Superintendent Wilks, and Sewer Department Lead Reitan will meet with the Cannery Village Condominium Owners and Cannery Marina Owners Associations regarding easements to relocate sewer pump station #1 within the parking lot of said complexes.

Administrator Fitch reported that DOE received the Town's Sewer Replacement Study Draft Engineering Report on April 26th. DOE indicated the report appeared very complete.

Administrator Fitch commented that Court Street would be closed for a Relay for Life benefit street dance on July 8th from 7:00 PM to 10:00 PM.

Administrator Fitch reported that the developer of the property on the corner of A and 1st Street desires to link his property with Sunken Park by building steps from his development to said Park. Following inquiry, Council agreed to allow said stairs to be built on Town property to Town standards at the developers' expense.

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Administrator Fitch explained discussions with Lori Peterson, representative of the Chamber's Downtown Forum Committee, regarding historic lighting fixtures. Discussion followed regarding the Town's current agreement with Orcas Power and Light Cooperative in regards to maintenance and operation of the street standards; minimum lightning requirements for safety; and the need for further investigation regarding if the historic lighting standards would be safe during a strong wind or a vehicular impact.

Minutes

At 6:55 PM, Councilmember Emery asked for the following sentence modification to the noon April 20, 2006 minutes: Mike Akin, Friday Harbor Ferry Terminal Representative, suggested various ways ~~the Town~~ he could modify the summer ferry traffic control program to save money. Councilmember Rosenfeld moved and Councilmember Brooks seconded to approve the Town Council minutes of April 20th, 2006 noon and 5:30 PM meetings as corrected. The motion passed unanimously.

Claims & Payroll

Councilmember Rosenfeld moved and Councilmember Gillette seconded to approve the payment of claim warrants #27724 through #27783 in the amount of \$197,812.83 and payroll warrants #11536 through #11585 in the amount of \$162,789.37. The motion passed unanimously.

Non-agenda

At 6:58 PM, Councilmember Illg commented that Washington State Ferries (WSF) scheduled their 20 year planning public input meeting tonight during the Council meeting, which made it difficult for the Town to make comments regarding future WSF plans. Councilmember Rosenfeld indicated he has previously asked WSF to schedule meetings on a date/time when Council could attend and make comments.

Attorney Eaton left during non-agenda.

Councilmember Emery inquired about the breakwater fence down at the Port of Friday Harbor marina. Administrator Fitch indicated that either Land Use Administrator Bertrand or Attorney Eaton would clarify the course of action regarding said fence at the next evening Town Council meeting.

Councilmember Rosenfeld reported on attendance at the Chamber sub-committee on litter. Mr. Rosenfeld commented on ideas the committee had to improve the Town's litter control. Discussion followed regarding the responsibilities of the Town versus business owners. Administrator Fitch pointed out that the Town could look as good as "Disneyland" with the proper amount of personnel and funding.

Executive Session

At 7:20 PM, hearing no objection, Mayor Jones declared the meeting in executive session for approximately 10 minutes to discuss union negotiations.

At 7:37 PM, Mayor Jones declared the meeting back in regular session and hearing no objection, declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

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Town Council – May 18, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Land Use Administrator Bertrand, Historic Preservation Coordinator Strehlou, & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Access

During public access, Gloria Ball, 311 Price Street, reported that she and several other vehicles were almost involved in an accident in front of the Whidbey Island Bank due to trucks parked along Market Street. These trucks block the view of oncoming traffic from the Bank's driveways. Kim Blake and Kelly Armstrong from Whidbey Island Bank presented pictures showing how the trucks blocked site clearance on Market Street. Ms. Blake also shared customer and client comments about the trucks parked on Market Street.

Councilmember Emery suggested that the parking concern be discussed at a future Town Council meeting and the Town Clerk notify both Ms. Ball and Whidbey Island Bank Officials when said discussion would be held.

EMS Proclamation

Mayor Jones together with Jim Cole, San Juan Island Emergency Medical Service Director, read a proclamation declaring May 14 through May 20, 2006 as Emergency Medical Services week in the Town of Friday Harbor.

County Council Update

David Goldsmith, Temporary Interim San Juan County Administrator, updated the Town Council on County happenings. He reported that he and Town Administrator Fitch are working on an interlocal agreement to restore the Town's Capron Fund allocation back to the historical 10% of those funds received by the County from the State. Mr. Goldsmith reported on the San Juan County Solid Waste Transfer Station and the solid waste options that the Solid Waste Advisory Committee are reviewing. He also urged the Town to join the Solid Waste District. Mr. Goldsmith noted that the County is purchasing the Marston Building on the corner of Second and Reed Streets from John Carlson. The elections department will be relocating into said building and require the installation of fiber cable across Second Street. Mr. Goldsmith indicated he's working with Administrator Fitch on an interlocal agreement for use of the Town's right of way. Mr. Goldsmith reported that the new County Administrator will begin in mid-June and the County Council will be hosting an open house June 6 to introduce the four candidates for County Administrator.

Councilmember Rosenfeld asked what kind of affordable housing solutions the County was considering since the defeat of the affordable housing tax ballot. County Administrator Goldsmith responded that the County is mapping out County owned lands that may be available for a private/public affordable housing project.

Public Art

Mayor Jones opened discussion of the Historic Preservation Board recommendations for a public art policy and program for the Town. Historic Preservation Coordinator, Sandy Strehlou, explained that the guidelines were a starting point. Councilmember Rosenfeld suggested that the Mayor appoint a committee of three citizens to "fine tune" the guidelines. Councilmember Illg suggested that Debbie Pigman of the San Juan Island Chamber of Commerce be included on the committee. The Council,

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except Councilmember Emery, agreed that the Mayor appoint a committee to draft a new version of the public art policy and program for future Council review.

Resolution #1515 (& Resolution #1516)

Mayor Jones introduced draft Resolution #1515. A resolution authorizing the Mayor to execute an agreement for summer traffic control for 2006 in the amount not to exceed \$12,800.00. Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Resolution #1515. Mike Akin, owner of Anchor Management Services, Inc., explained the proposed 2006 traffic control program. Councilmembers Brooks and Rosenfeld amended the motion to adopt Resolution #1516 simultaneously with Resolution #1515. Resolution #1516 is a resolution authorizing conditional private use of a portion of Court Street by Anchor Management Services, Incorporated. The amended motion passed unanimously.

Resolution #1508

Mayor Jones introduced draft Resolution #1508. A resolution authorizing an agreement with SCS Engineers for improvements to the groundwater monitoring system at the Friday Harbor Landfill on a time and material basis, not to exceed \$64,993.00. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1508 as stated. The motion passed unanimously.

Minutes

Mayor Jones asked for a motion to approve the Town Council minutes of May 4, 2006 noon and 5:30 PM meetings. Councilmember Gillette distributed his proposed correction to the minutes, which stated the three reasons he had given for voting against Resolution #1512 concerning improvements to Guard Street. Councilmember Gillette requested that all discussion be added to the minutes. Discussion followed regarding the policy of what the minutes should contain. Following discussion, Councilmember Brooks moved and Councilmember Rosenfeld seconded to approve the Town Council minutes of May 4, 2006 noon and 5:30 PM meetings as written. The motion passed 4 to 1, with Councilmember Gillette opposed because the minutes omitted his concern about the million dollar plus contract for Guard Street renovations.

Claims

Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #27786 through #27846 in the amount of \$130,773.54. The motion passed unanimously.

Non-agenda

At 1:20 PM, Councilmember Brooks inquired on how to get the body of water at the entry to Town designated by the state as a harbor. Treasurer Picinich suggested Administrator Fitch would be best to update Council regarding information he has received from the Department of Natural Resources regarding harbor designation.

Councilmember Illg reported on a governmental accounting class she recently attended and suggested that a review of the Town's Annual Report be on a future Council agenda.

Councilmember Illg also reported that the Town of La Conner nets \$18,000 a month from their composting program.

Councilmember Gillette reported on a recent Solid Waste Advisory Committee (SWAC) meeting and the committee's information gathering program.

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Councilmember Emery asked that a review of the parking on Market Street be added on a future Council agenda.

Councilmember Brooks reported that the direction of the San Juan County Housing Bank Commission was up in the air following the defeat of the affordable housing tax ballot.

Councilmember Brooks suggested researching the installation of wind generators at the Town Sutton Road refuse property for generating electricity. Councilmember Rosenfeld suggested solar panels as an alternative way to generate electricity.

At 1:40 PM, there being no further business before the Council, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Clerk Pro-tem, Wendy Picinich

Town Council – May 18, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Attorney Eaton, Land Use Administrator Bertrand, & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Public Hearing – 630 Harrison Street

At 5:35 PM, Mayor Jones opened the public hearing on Shoreline Substantial Development Permit Application #82 and SEPA checklist #256. A request by Tri-Point Development, LLC to construct two residences at 630 Harrison Street.

Councilmember Illg recused herself from the hearing and left the room.

Land Use Administrator Bertrand explained the shoreline permit process. Mr. Bertrand presented a letter signed by neighbors of the proposed development that were not opposed to the project, but expressed concerns about the traffic problem on Warbass Way & Harrison Street. The letter was marked Exhibit C.

Mr. Bertrand introduced Exhibit A, a site plan of the property, and Exhibit B, the vicinity map of the project, into the record.

Mayor Jones asked if the applicant wished to speak. Art Timmons of Tri-Point Development, LLC explained the project.

At 5:45 PM, Mayor Jones opened the hearing to public input. The following people provided public input (all input was recorded):

Virginia Otto, Franck Street, Friday Harbor
John Moore, Harrison Street, Friday Harbor
L.C. "Si" Stephens, Harrison Street, Friday Harbor

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Rick Adams, 51 Street, Mercer Island
Mike O'Donnell, Turn Point Road, Friday Harbor
Dave Flora, Harrison Street, Friday Harbor
Guy Timmons, Eagle Cove, Friday Harbor

All spoke in favor of the project, but expressed concerns about increasing traffic on Harrison Street.

Attorney Eaton reminded Council and the audience that the hearing was to determine if the proposed project met the criteria of the Town's Shoreline Master Program.

At 6:05 PM, Mayor Jones closed the public input portion of the hearing and Council began their deliberations.

Councilmember Gillette moved and Councilmember Brooks seconded to approve Shoreline Substantial Development Permit #82 and SEPA checklist #256 and direct staff to prepare findings of fact and conclusions of law to support said decision. The motion passed unanimously.

Councilmember Illg rejoined the meeting.

Resolution #1517 (& Ordinance #1306)

Mayor Jones introduced draft Resolution #1517. A resolution committing the Town to enact land use regulations that meet the criteria for participation in the National Flood Insurance Program. Land Use Administrator Bertrand explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt Resolution #1517 and to adopt Ordinance #1306, an ordinance re-adopting State Building Code regulations and amending Ordinance No. 1252. The motion passed unanimously.

Ordinance #1307 - 1311

Mayor Jones opened discussion of draft Ordinances #1307-1311. Ordinance #1307 clarifies the requirements for connections to the Town water system and amends Ordinance No. 1080. Ordinance #1308 clarifies the requirements for connections to the Town sewer system and amends Ordinance No. 1088. Ordinance #1309 clarifies the requirements for connections to the Town refuse utility account with the Town and amends Ordinance No. 1092. Ordinance #1310 clarifies the requirements for connections to the Town stormwater system and amends Ordinance No. 914. Ordinance #1311 modifies the requirements for preliminary approval of a short plat and amends Ordinance No. 1059.

Attorney Eaton explained the particulars of said ordinances as they refer to Planned Residential Developments.

Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Ordinance #1307 through Ordinance #1311. The motion passed 4 to 1 with Councilmember Gillette opposed.

Resolution #1518

Mayor Jones presented draft Resolution #1518. A resolution authorizing the Mayor to execute a labor contract with Washington State Council of County and City Employees, AFSCME, AFL-CIO, Local 1849F for the period of January 1, 2006 through December 31, 2008. Councilmember Emery moved and Councilmember Rosenfeld seconded to adopt Resolution #1518. The motion passed 4 to 1, with Councilmember Gillette opposed.

Ordinance #1312 and Resolution #1519

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Mayor Jones presented draft Ordinance #1312. An ordinance affixing 2006 wages for represented employees. And draft Resolution #1519, a resolution adopting revisions to the Personnel Guidelines for employees covered by collective bargaining. Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Ordinance #1312 and Resolution 1519. The motion passed unanimously.

Ordinance #1313

Mayor Jones presented draft Ordinance #1313. An ordinance establishing the date, time, and place for a meeting of the Friday Harbor Town Council, to take place at a location other than that specified by Ordinance No. 1135. Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Ordinance #1313 moving the meeting to the San Juan Island Grange Hall. The motion passed unanimously.

Non-agenda

Councilmember Rosenfeld reported the Washington State Department of Transportation representative on the Intermodal Transportation Committee has changed as well as the agency's technical people.

Executive Session

At 6:30 PM, hearing no objection, Mayor Jones declared the meeting in executive session for approximately 10 minutes to discuss property acquisition.

At 6:40 PM, Mayor Jones declared the meeting back in regular session and hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Clerk Pro-tem, Wendy Picinich

Town Council – June 1, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Treasurer Picinich, & Land Use Administrator Bertrand

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Litter Prevention

Mayor Jones opened discussion of a litter prevention program. Councilmember Rosenfeld indicated that Steve Buck was unable to attend today's Town Council meeting to make a presentation. Councilmember Illg noted that Mr. Buck has requested to be on the June 15, 2006 Town Council agenda.

Resolution #1520

Mayor Jones introduced draft Resolution #1520. A resolution authorizing the Mayor to execute an agreement with the consulting firm of Barney and Worth, Inc. to prepare an Economic Development Element for the Town's Comprehensive Plan on a time and material basis, not to exceed \$26,000.00. Land Use Administrator Bertrand explained the particulars of a \$60,000 grant received from Community Trade and Economic Development (CTED) that will be divided between San Juan County and the Town of Friday Harbor to develop economic development elements to their comprehensive plans.

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Discussion followed regarding the use of the local Economic Development Council; the proposed work timeline; and including additional Town service groups that are not currently listed on Attachment A: Work Plan under Action 1.4.

Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Resolution #1520 as stated. Councilmember Illg recused herself from the vote, because her private company may have transactions regarding this project. Councilmember Emery asked that the work timeline be updated and the Council's wishes regarding the inclusion of the four major Town service organizations be communicated to the consulting firm. Mayor Jones volunteered to manage said corrections. The motion passed 4-0.

Findings of Fact – Tri-Point Development

At 12:12 PM, Mayor Jones opened discussion of the Findings of Fact and Conclusions of Law regarding Shoreline Substantial Development Permit #82 and SEPA checklist #256 in regards to two residences at 630 Harrison Street. Councilmember Gillette moved and Councilmember Emery seconded to adopt said Findings of Fact and Conclusions of Law. The motion passed 4-0, with Councilmember Illg not voting because she recused herself during the public hearing for said Shoreline Permit.

Ordinance #1314

At 12:15 PM, Mayor Jones opened discussion of draft Ordinance #1314. An ordinance accepting the Final Plat of the Islanders' Addition Subdivision – Phase 2 to the Town of Friday Harbor. Administrator Fitch explained the particulars of said Ordinance. Councilmember Emery moved and Councilmember Gillette seconded to adopt Ordinance #1314 as stated. The motion passed unanimously.

Resolution #1521

Mayor Jones introduced draft Resolution #1521. A resolution accepting the bills of sale from the Hrycak Corporation for certain improvements of the Town water, sanitary sewer, and stormwater systems in the Islanders Addition Subdivision – Phase 2. Administrator Fitch explained the particulars of said resolution. Following discussion of the stormwater retainage pond and catch basin clean out responsibilities, Councilmember Brooks moved and Councilmember Gillette seconded to adopt Resolution #1521 as stated. The motion passed unanimously.

Administrator's Report

Administrator Fitch commented on his attendance at labor institute training in Yakima during the May 18, 2006 Town Council meeting.

Treasurer Picinich announced that the Town has received a \$76,000 refund from the Department of Revenue for overpayment of utility taxes, as well as an additional \$18,000 for overpayment of sales and use taxes. Ms. Picinich anticipated that more refunds may be forthcoming.

Administrator Fitch described the Front Street contaminated soil situation. Mr. Fitch stated that current testing indicates that the contaminated soil is below the Department of Ecology's cleanup level standards. Discussion followed regarding the location of the contamination, and the previous owner of said site.

Administrator Fitch explained discussions with Island Network, a division of Orcas Power and Light Cooperative, representatives regarding a franchise agreement to provide broadband services to public entities within the Town. Mr. Fitch emphasized that he would be bringing a draft 5-year franchise agreement review by the Council at the June 15, 2006 Town Council meeting.

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Administrator Fitch indicated that County Administrator, David Goldsmith, has requested an interlocal agreement between the Town and County to allow the County to install telecommunications infrastructure under Second Street to the building located on the corner of Second and Reed Streets. Administrator Fitch described the public benefit in regards to said interlocal agreement. Administrator Fitch introduced draft Resolution #1522. A resolution authorizing the Mayor to execute an intergovernmental agreement with San Juan County for limited use of the Second Street right of way. Following discussion, Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1522 as stated. Administrator Fitch indicated that said resolution would be signed by the Mayor only after all options with Island Network have been explored and once all of the construction details have been worked out. Following discussion, the motion passed unanimously.

Administrator Fitch reported that the paving portion of the Friday Harbor Ferry Terminal Renovation project will be postponed until the Fall. Administrator Fitch asked Council to walk the site to determine whether or not the Town wanted to expend funds to temporarily pave the site for the summer season. Discussion followed regarding the frustration with the incomplete project; liability; and the Intermodal Committee.

Administrator Fitch advised Council that the public would be interrupted during upcoming soil testing of street substructure on June 6th & 7th along the planned forced **sewer** main route.

Administrator Fitch asked if Council would pre-approve a currently undrafted letter to the San Juan County Council officially appointing Councilmember Rosenfeld to the newly created Board of Health. Council approved of said appointment by consensus.

Minutes

Councilmember Rosenfeld moved and Councilmember Ilg seconded to approve the Town Council minutes of May 18, 2006 noon and 5:30 PM meetings. Councilmember Brooks asked that the first sentence of the non-agenda portion of the 5/18/06 noon minutes be revised to read as follows: "Councilmember Brooks inquired on how to get the body of water at the entry to Town designated by the state as a harbor have the harbor designated as part of the Town of Friday Harbor." Councilmember Brooks asked for the inclusion of the following sentence under the non-agenda discussion regarding electricity: Councilmember Rosenfeld suggested solar panels as an alternative way to generate electricity.

Councilmember Emery asked that the 5/18/06 noon minutes under the County Council Update be revised to read as follows: "Mr. Goldsmith reported that the new County Administrator will begin mid-June and the County Council will be hosting an open house June 6 to introduce said the four candidates for County Administrator. Ms. Emery commented on her uncertainty regarding the public art discussion during the noon 5/18/06 Town Council meeting, and clarified her support for public art.

Councilmember Gillette asked that the minutes section of the noon 5/18/06 Town Council minutes be revised as follows: Councilmember Gillette distributed his proposed correction to the minutes, which stated his reason the three reasons he had given for voting against Resolution #1512 concerning improvements to Guard Street. Councilmembers Brooks and Gillette suggested other grammatical corrections.

The amended motion to approve said minutes as corrected passed unanimously.

Claims & Payroll

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At 1:10 PM, Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #27848 through #27902 in the amount of \$167,403.31 and payroll warrants #11586 through #11635 in the amount of \$199,997.21. The motion passed unanimously.

Non-agenda

Councilmember Brooks indicated that the Housing Bank members are asking why the Town has not spent their portion (5%) of HB 2260 funds that were given to the Town in January. Administrator Fitch answered that the program for rental assistance was never developed and said funds are being set aside to be used for the utility hookup deferral program. Councilmember Brooks commented that she will be serving three more years on the Housing Bank Commission.

Treasurer Picinich reported that the Garden Club donated funds to the Town, which were used to purchase the hanging baskets.

Mayor Jones and Administrator Fitch discussed procedures for the evening joint Town Council and Planning Commission public hearings to be held at the San Juan Island Grange Hall.

At 1:20 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – June 1, 2006 @ 5:30 PM

The Council met in regular session with the Planning Commission in attendance at the San Juan Island Grange Hall.

Council present: Mayor Jones, Councilmembers Brooks, Emery, Gillette, Illg and Rosenfeld.

Planning Commission present: Chairman Iverson, Arnold, Coyne, Cross and Gilson.

Absent: Kerr and Serna

Staff present: Administrator Fitch, Land Use Administrator Bertrand, Attorney Eaton, Treasurer Picinich, and Recording Secretary Zalmanek

Mayor Jones opened the Town Council meeting and Planning Commission Chair Iverson opened the Planning Commission meeting.

At 5:35 PM, Planning Commission Chair Iverson opened the Public Hearing for the Preliminary Plat approval of a twenty-five family lot subdivision known as Country Village Estates.

Land Use Administrator Bertrand introduced additional input received since the Staff Report was prepared which were labeled as the following exhibits.

- A: Letter from John and Louise Dustrude
- B. Letter from Bill Weissinger
- C. Letter from Roberto Alps
- D. Letter from Star Surveying
- E. E-mail from Rob Browne

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Land Use Administrator Bertrand introduced Exhibit F, the Town of Friday Harbor 2006 Zoning Map and Exhibit G, a survey of the proposed subdivision. He further explained the Traffic Impact Analysis prepared by Geri Reinart, P.E. and a memorandum prepared by Brown & Coldwell regarding the Town of Friday Harbor's updated water distribution system hydraulic model.

Geri Reinart, P.E., explained her analysis of the Traffic Study prepared by Star Surveying and Engineering. The details of Ms Reinart's report are included in her memorandum "Country Village Estates-Initial Review of Traffic Analysis" to Tamara Nack, P.E., Gray & Osborne, Inc., dated May 3, 2006.

At 5:50 PM, Planning Commission Chair Iverson opened the Public Hearing to comments from the applicant. William Weissinger, representing Country Village, LLC, introduced Julie Ross who explained that she and her husband Bobby were the developers of the Country Village subdivision and outlined the type of home construction planned for the area which will be incorporated into the development's CC&Rs.

Bobby Ross explained their vision of the project and presented a map of the neighborhood around the proposed subdivision. This map was entered as Exhibit H.

Mr. Weissinger submitted a plat map for the subdivision which was entered as Exhibit J and a survey from 1900 which established Lampard Road. The survey was entered as Exhibit I. Mr. Weissinger stated that the applicants agree with the recommendations outlined in Gray & Osborne, Inc. report "Country Village Estates, Traffic Study Review" dated May 4, 2006.

At 6:10 PM, Planning Commission Chair Iverson opened the hearing to public input. (All input was recorded).

Bruce Williams, 1000 Lampard Road, stated that he did not agree with the Reinart traffic analysis and recommended that the Town either deny the application or made road improvements on Lampard Road. Mr. Williams presented a letter from the Lampard Road and Hillcrest Place residents opposing the project. The letter was marked Exhibit K.

Debbie Nash-Strasser, 1176 Lampard Road, expressed her concerns regarding the traffic study and the impact that the proposed subdivision would have on Lampard Road and the safety of pedestrians walking in the area.

Jerry McCormick, 450 Hillcrest Place, expressed concerns that the proposed subdivision would impact traffic and walkers on Lampard Road and questioned if there is enough water pressure to support the proposed subdivision.

After a minute recess, the public input portion of the hearing continued.

Thane Bolger, 585 Mitchell Bay Road, voiced his support of the proposed subdivision, citing the need for housing on San Juan Island and that the project meets the Town's subdivision criteria.

David Eden, 1025 Harborview Place, stated that he was supportive of the proposed subdivision but expressed concerns about pedestrian safety on Lampard Road and about the removal of trees in the area.

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Laurie Wangenheim, 365 Hillcrest Place, stated that she was in favor of the proposed subdivision but felt Lampard Road was a bad street safety wise.

George Kock, 425 Jennifer Place, stated that none of the roads in the Lampard area met AASHTO road requirements.

Mac Montague, 4447 Westside Road, spoke in favor of the proposed subdivision

Tom Steers, 470 Hillcrest Place, supported the right of the Ross Family to develop their land but expressed concerns about Lampard Road and the Traffic Study. He submitted a letter regarding vehicle traffic in the area which was marked Exhibit L.

Mr. Weissinger, representative of the Country Village Estates applicants, reminded the Chair that the individual audience testimony was exceeding their five minute limit.

Larry White, 1870 Lampard Road, expressed his concerns that there is not adequate width on Lampard Road for vehicles to safely pass bicycles.

Dwight Ware, 474 Guard Street, acknowledged that the safety of Lampard Road was questionable but he supported the proposed subdivision.

Ivan Pleaca spoke in favor of the proposed subdivision

Dede McCormick, 450 Hillcrest Place, expressed her belief that Lampard Road was not safe and that the Traffic Study did not address the blind corners on the Road nor did it address the possibility of another access to the proposed subdivision.

Vic Woodward, 728 Nash Street, spoke in favor of the project as did Steve Downsworth, 285 Fox Lane.

Janet Wilson, 765 Larson Street, supported the project but expressed concerns regarding the safety of Lampard Road.

Mike Carlson, 2165 West Valley Road, spoke in favor of the new subdivision and stated that the condition of Lampard Road in a separate issued that the Town needs to address.

Tom McCarthy, 470 Hillcrest Place #6, expressed his concerns regarding traffic issues in the area of the proposed subdivision.

Ron Stanger, 325 Hillcrest Place, spoke in favor of the subdivision but stated that the Town needed to fix Lampard Road.

Lori Narum, 295 Hillcrest Place, spoke in favor of the new subdivision but expressed concerns about the traffic generated from the proposed lots and its impact on the area.

Jerry McCawn, 54 Beaver Tracks, stated that the Town should not consider a new subdivision in the Lampard Road area until improvements have been made to the road.

Bill Gendron, 60 Griffin View Lane, spoke in favor of the purposed subdivision and stated that he thought that the Traffic Study was good and the Country Village Estate subdivision should be approved immediately.

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Larry Soll, 421 West Side Road, spoke in favor of the subdivision and stated that he felt that is a need for affordable housing on San Juan Island.

Roberto Alps, 114 Ridgedale Road, spoke in favor of the proposed subdivision and stated that the growth on San Juan Island should happen within the Town limits.

At 7:10 PM, Planning Commission Chair Iverson asked if Land Use Administrator Bertrand or Town Attorney Eaton wanted to add any more information or if any one from the audience would like to add any non repetitive comments.

Mr. Weissinger acknowledged the neighbors concerns regarding the conditions of Lampard Road, but believed that the developer should not have to do all the improvements to it.

Debbie Nash-Strasser, speaking on behalf of her Aunt Judy Nash, 1108 Lampard Road, stated that Ms Nash was not in favor of the proposed subdivision.

Dede McCormick, 450 Hillcrest Place, expressed her concerns of increased traffic on Lampard Road and stated that she was not expecting the developer to make the improvements to the road.

At 7:25 PM, Planning Commission Chair Iverson closed the public input portion of the hearing and asked the Town Council and Planning Commission if they had any questions.

Councilmember Brooks asked why another access road into the proposed subdivision was not considered. Mr. Weissinger explained that neither the Town of Friday Harbor Municipal Code nor the Traffic Studies on the area required a second access into the proposed subdivision.

Councilmember Illg asked if trails through a subdivision were a requirement of the Town's subdivision regulations. Land Use Administrator Bertrand explained that trails were not a requirement of the Town's subdivision regulations and that those installed in the Islanders' Subdivision were voluntary on the part of the developer.

Planning Commissioner Coyne questioned why pedestrian traffic on Lampard Road was not addressed in the Reinart traffic analysis report. Ms Reinart explained that the developer was only required to address current road standards as they apply to the area around the proposed subdivision and not the entire road.

Planning Commissioner Gilson asked how the Planning Commission could address road safety issues while reviewing the application for compliance with the Town's subdivision regulations. Attorney Eaton explained that the propose of the Planning Commission/Town Council hearing is to review the purposed subdivision to make sure that it meets those subdivision standards outlined in the Town's Municipal Code. He reminded the audience that the Town cannot require a developer to make offsite improvements unless the Town has impact fee regulations in place which it doesn't or that any requested improvements are negotiated with the developer.

At 7:45 PM, Planning Commission Chair Iverson closed the Public Hearing on Country Village Estates Subdivision Application #10 and SEPA check list #254 and declared a short recess.

At 8:00 PM, Planning Commission Chair Iverson called the meeting back in session and opened the Public Hearing on Friday Cove Planned Residential Development Application #02 and SEPA checklist #255 Planning Commission Chair Iverson excused himself from the hearing as he is doing survey work for the developers and asked Planning Commission member Coyne to chair the hearing.

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Land Use Administrator Bertrand presented the staff report and introduced the following Exhibits:

- A. Site plan of the proposed project
- B. A conceptual plan of the development
- C. A site plan of the proposed project with contour lines
- D. A vicinity map of the area where the proposed project is located
- E. A landscape plan of the grounds
- F. The Town of Friday Harbor 2006 Zoning Designation Map

At 8:05 PM, Planning Commission Vice Chair Coyne opened the Public Hearing to comments from the applicant.

William Weissinger, representing the applicant, Pacific Synergy Group, LLC, introduced the Friday Cove development team which includes Steve Schramm of Island Gardens; John Hart of Hart Pacific Engineering; Anna Justiss, Ann Hamilton and Scott Rosenbalm.

Mr. Weissinger, explained the Friday Cove Plan, referring to Exhibit A. The Planned Residential Development (PRD) will include lots 1 through 43. The group plans to donate lot 45 to the San Juan County Land Bank. The future of lot 44 has not been determined at this time.

At 8:20 PM, Planning Commission Chair Coyne opened the hearing to public input. (All input was recorded).

Richard Strathman, University of Washington Laboratories, reported that he was pleased with the staff report and suggested that the invasion of non native plants to the area be controlled and that the proposed landscaping did not include plants that required fertilization so as to protect the water quality of the stormwater run off. Mr. Strathman stated that he had some concerns about the future development of lots 44 & 45 that he would like to discuss with the applicant. Mr. Strathman presented a letter from the University of Washington which was marked as Exhibit G.

There being no more public input, Planning Commission Chair Coyne closed the public input portion of the hearing and asked the Town Council and Planning Commission if they had any questions of the staff or the audience.

Councilmember Brooks questioned if University Road had the capability to handle the traffic of fifty more households. Land Use Administrator Bertrand noted that the capacity of University Road was under used at this time and would be adequate to handle traffic from the proposed PRD. Land Use Administrator Bertrand pointed out that the proposed project was being developed at much less density than it could be.

Councilmember Emery questioned why there was only one access into the development. Land Use Administrator Bertrand explained that the one access meets the requirement of the Town's Planned Residential Development regulations.

Councilmember Gillette stated that he like the proposed walking path along University Road and asked if sidewalks will be installed in the future.

Councilmember Rosenfeld noted that the proposed development did not propose to install the required curb and gutter on University Road. Land Use Administrator Bertrand explained that due to topographical conditions the roadway section will not be improved in the near future but the applicant

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will deposit funds into the Town's Trust Account to help pay for the improvements when they are made. Land Use Administrator Bertrand further explained that the development of the road, curb & gutters and paths within the proposed development will remain privately owned the Friday Cove homeowners association and that the Town will only be granted utility easements.

Planning Commissioner Gilson expressed concerns about water metering in the PRD. The proposal is that a master water meter will be installed in the development and each individual housing unit will have its own sub meter.

Planning Commissioner Arnold expressed concerns regarding the future development of Lots 44 & 45 and what would happens to the landscape requirements if the lots are sold. Land Use Administrator Bertrand explained that the landscape borders are a requirement of the PRD regulations and removal of the landscaping would be a zoning violation.

Planning Commission Chair Coyne suggested that the donation of lot 45 to the land bank be a requirement of for the approval of PRD #02. Mr. Weissinger explained that by making the donation of lot 45 to the Lank Bank a condition of approval, the developers would not qualify for the tax deduction advantage they will receive if the lot is donated to a charitable entity. Mr. Weissinger stated that the developers would be happy to submit a letter to the Town detailing the purposed donation.

Councilmember Brooks asked why a second driveway access was not included in the proposal. John Hart explained that a second driveway would create a site distance problem on the County portion of the road.

At 8:45 PM, Planning Commission Chair Coyne closed the Public Hearing on Friday Cove Planned Residential Development #02 and SEPA check list #255.

Mayor Jones declared the Town Council meeting adjourned.

David F. Jones, Mayor

Clerk Pro-tem, Wendy Picinich

Town Council – June 15, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Treasurer Picinich, Utilities Superintendent Wilks, and Water Lead Deegan

Mayor Jones led the meeting in the Pledge of Allegiance.

SolarBee

Ray Smith, SolarBee representative, gave a presentation regarding potential benefits of solar-powered circulation to improve water quality at the Town's Trout Lake water source. Mr. Smith estimated the cost of said equipment at \$126,816 and also described lease options. Discussion and inquiry followed regarding the length of the life of said equipment; other jurisdictions that have benefited from the SolarBee system; warranty of the equipment; and insurance. Administrator Fitch noted a memo from Utilities Superintendent Wilks dated 6/8/06 regarding algae blooms in Trout Lake.

Litter Prevention

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At 12:40 PM, Steve Buck, San Juan Island Chamber of Commerce member, read a statement asking Council to take various steps to keep our Town cleaner, such as: more smaller trash receptacles that would provide a range of opportunities for others to be more responsible with their trash and animal excrement; providing a more thorough job of sweeping, vacuuming, and washing Town streets and sidewalks; working in cooperation with the Chamber to develop a campaign to remind others to keep Friday Harbor clean; and weekly to monthly inspection and monitoring of the streets and sidewalks for cleanliness.

Discussion and inquiry followed regarding the Town's current refuse and street sweeping practices; how some businesses have expressed that they don't want to have a garbage receptacle in front of their businesses; how San Juan Island garbage may soon be hauled to Orcas Island; difficulties in allocating the best way to spend public dollars; how comparing the Town to Disneyland is not suitable because the Town can not charge an entrance fee and does not shut down at night; and how those who litter should be given a ticket or fine of some sort. Mr. Buck emphasized that daily cleanup of the Town's streets was the top priority for the business community.

Mayor Jones suggested further discussion take place during the non-agenda portion of the evening meeting or at a future Town Council meeting.

Oversize Vehicle Parking

At 1:03 PM, Mayor Jones opened Council discussion of limiting oversize vehicle parking. Administrator Fitch asked Council to refrain from passing legislation to restrict oversize vehicles, as this would impact recreational vehicles; buses, etc., that visit the Town.

Discussion followed regarding the oversize vehicles that are parked on Market Street that limit driver visibility when exiting the Whidbey Island Bank building location; if the Town Municipal Code has language pertaining to advertising on vehicles parked on Town roads; and exploiting the use of Town streets.

Kim Blake, Customer Service Manager of Whidbey Island Bank located on the corner of Mullis and Market Streets, stated that the limited sight distance caused by the oversized vehicles parked on the south side of Market Street should be considered a large safety concern to the Town.

Dan Kerr, owner of said oversized vehicles, stated that he is parking within the Town parking regulations. He indicated that his business pays taxes to the Town and provides a vital service to Town residents. Mr. Kerr indicated his vehicles had been vandalized when at his home.

Councilmember Rosenfeld asked if Mr. Kerr were open to parking his vehicles elsewhere that may not cause vehicle site difficulties. Mr. Kerr answered that he was agreeable, as long as the location was safe.

Mayor Jones suggested further discussion take place during the evening Town Council non-agenda segment.

Resolution #1523

At 1:18 PM, Mayor Jones introduced draft Resolution #1523. A resolution authorizing the conditional private use of a portion of Front Street by the Rotary Club of San Juan Island on July 4, 2006.

Jack McKenna, Rotary Club representative, described the "Rock the Dock" event.

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Councilmember Brooks asked why the need to serve liquor. Mr. McKenna answered that serving liquor helped the event "break even" financially. Ms. Brooks suggested the size of the cups that liquor is served in be reduced.

Councilmember Illg asked if the event was geared towards families or adults. Mr. McKenna answered that it was a family event. Ms. Illg questioned the message being sent to youth regarding liquor.

Mr. McKenna indicated that he would be open to looking into these suggestions for next year's event.

Councilmember Emery moved and Councilmember Gillette seconded to adopt Resolution #1523 as stated. The motion passed 3 to 1, with Councilmember Brooks opposed and Councilmember Illg abstaining.

Historic Preservation Review Board Nominees

At 1:23 PM, Mayor Jones asked Council to confirm the appointment of Kevin Peterson and Michael Jean Carpentier to the Historic Preservation Review Board. Councilmember Emery moved and Councilmember Rosenfeld seconded to confirm the appointments of Kevin Peterson to Position C and Michael Jean Carpentier to Position E on said Board. Following discussion, the motion passed unanimously.

At 1:30 PM, with Council approval, Mayor Jones extended the meeting 15 minutes.

Administrator's Report

Because Washington State Ferries' Friday Harbor Ferry Terminal Renovation Project is not scheduled to complete asphaltting of a portion of Front Street until this Fall, Administrator Fitch asked if Council wanted to expend approximately \$7,500 to asphalt a section of Front Street so that it would be presentable for the summer visitor season. Following inquiry, Administrator Fitch clarified that the Town would be billing Washington State Ferries for reimbursement of said asphalt. It was the consensus of Council to proceed with said asphalt repairs.

Administrator Fitch noted that a draft pandemic flu planning document should be available for Council review within approximately 60 days.

Administrator Fitch updated Council on the Front Street contaminated soil situation. Discussion and inquiry followed.

Administrator Fitch asked for Council approval to apply for a \$60,000 Public Facilities Financing Assistance Program grant from San Juan County for Guard Street Phase 4 improvements. Council approved of said application for funding.

Administrator Fitch reported that a public hearing regarding Island Network's franchise request to use the Town's public right of way to operate and maintain a fiber optic communication service system would be held on July 6, 2006 at 5:30 PM. Administrator Fitch distributed information for Council review prior to said meeting.

Administrator Fitch reported on July 4th event permits and activities.

Administrator Fitch thanked Councilmember Gillette for participating at the interviews with potential Guard Street Phase 4 engineering firms at Town Hall on June 12th, 2006 in the Council Chambers.

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Minutes

Councilmember Rosenfeld moved and Councilmember Illg seconded to adopt the Town Council minutes of June 1, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously.

Claims

At 1:42 PM, Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #27906 through #27976 in the amount of \$206,158.67. The motion passed unanimously.

Public Access

Nancy DeVaux, Executive Director of San Juan Community Home Trust, stated that now that the election regarding affordable housing as failed, she asked that Council to be proactive regarding affordable housing. Ms. DeVaux suggested the Town consider inclusionary zoning as a way to encourage affordable housing. Councilmember Rosenfeld asked Ms. DeVaux to find and distribute inclusionary zoning information to Council. Ms. DeVaux volunteered to do so. Ms. DeVaux invited Council to attend said Home Trust's summer celebration and membership drive on Saturday, June 17th.

Non-agenda

Councilmember Emery noted that she would not be in attendance at the July 6th, 2006 Town Council meetings.

At 1:46 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – June 15, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Mayor Jones proclaimed June 17th, 2006 as Adam E. Myers Day for his attainment of the rank of Eagle Scout.

There were no public access items forthcoming.

Land & Cattle Short Plat Rezone request

At 5:35 PM, Mayor Jones opened the public hearing on Rezone Application #53 for Lots 1, 2, and 3 of Land & Cattle Short Plat located off of Guard Street from Light Industrial to Multi-family residential. No Councilmember requested to excuse themselves from participating in the hearing. No one from the audience expressed an objection to Mayor Jones' or any Councilmembers' participation in the hearing. Following inquiry by Mayor Jones, Council answered in the negative to questions regarding interest in the property or issue; gain or loss of financial benefit; and communication with proponents and opponents. Councilmember Brooks disclosed that she lives within the 300' notification area of said project. Council answered in the affirmative when asked if they could hear and consider this issue in a fair and objective manner. Mayor Jones instructed those present of public hearing procedures.

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Following inquiry from Mayor Jones, Attorney Eaton did not have any procedural issues to address.

Mayor Jones asked Zoning Coordinator Jones to present the staff report. Zoning Coordinator Jones summarized the 7-page staff report dated 6/7/06 (4 written pages and 3 attachments). Mr. Jones entered Exhibit A into the record and indicated it was a combination of Attachments 2 and 3 of said staff report. Mr. Jones noted that no SEPA is required for a rezone application. Mr. Jones explained the zoning of the subject property, as well as, surrounding properties, current access, and mailing and newspaper notification procedures followed. Mr. Jones indicated that one verbal inquiry and one written comment were received regarding said rezone. Mr. Jones distributed the written comment from Jane Broadwater Redfern and entered it into the record as Exhibit B. Mr. Jones observed that should a rezone be allowed a maximum of 18 multi-family residential units could be built. Mr. Jones noted that if Council approved said rezone they should accept the staff report dated 6/7/06 and direct staff to prepare findings of fact and conclusions of law.

Mayor Jones opened the hearing to comments from the applicant. None were forthcoming.

Mayor Jones opened the hearing to comments from the audience.

Stewart Redfern, 350 Carter Avenue, noted that he has lived at this location for approximately 22 years. Mr. Redfern expressed concerns with view blockage from his home; and ingress and egress access; traffic; and drainage.

Lee Anderson, applicant for the proposal, observed that what is to be developed on the property is a question for another day. He said whether or not the property is light industrial or multi-family housing the 27' Town height limit will apply. Mr. Anderson stated that light industrial traffic would impact traffic more than multi-family traffic.

Dave Dom, #9 Victoria Crossing, asked if there had been any communication between the owners of the subject property and the Town in regards to access being granted from Harbor Street by crossing the Town owned property.

Bill Weissinger, Friday Harbor Businessman, expressed that there seems to be a need for more multi-family residential property in Town.

Sybil Mager, Carter Beach Road resident and owner of six units at Victoria Crossing, asked Council to consider granting access across the Town owned property off of Harbor Street rather than through the Victoria Crossing Complex.

Dave Picinich, Harbor Street resident, expressed that he did not feel a Harbor Street access was advisable because of the blind corner on that road. Mr. Picinich stated that there was no public benefit to gifting the Town's land to benefit one property owner when a current access easement exists from Guard Street.

Mayor Jones asked for additional staff comments. Zoning Coordinator Jones explained that when the Victoria Crossing condominiums were built, the subject lots and the condominiums were all one piece of property under one ownership. Then approximately 15 years ago the owner of the property asked to divide the property and granted an easement to the subject property via Victoria Crossing at that time.

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Attorney Eaton reminded Council that the request in front of them was to determine if a rezone from light industrial to multi-family residential property was appropriate or not.

Mr. Redfern asked Council to consider the future urban development of the subject area.

Ms. Mager stated that her deceased father in law, who originally owned the entire parcel of land, did not know what the future zoning of the property would be when he originally divided the land and granted the existing easement.

Zoning Coordinator clarified that the land in question has been zoned multi-family residential since 1979, until recently when Council allowed it to be rezoned from multi-family residential to light industrial.

Mayor Jones opened the hearing to Council questions.

Councilmember Rosenfeld asked on what basis the Council could deny a rezone application that is in compliance with the Town's Comprehensive Planning Map. Attorney Eaton answered that the Council could approve a change to the Comprehensive Planning Map that anticipated a future development of the Town, but then deny a rezone request if they felt the timeline for such a zoning change was not yet appropriate.

Addressing his comments to Mr. Dom, Administrator Fitch answered that the Town had previously considered and rejected granting access across its land on Harbor Street.

At 6:05 PM, Mayor Jones closed the public input portion of the hearing and opened the meeting to Council deliberations.

Councilmember Gillette indicated that he felt that multi-family residential was a better use of the property and should be less intrusive on the surrounding residential areas than an industrial business.

Councilmember Brooks expressed concern with the access to the property from either Harbor or Guard Streets, but noted that multi-family residential property was needed within Town.

Councilmember Rosenfeld indicated that it is not completely clear whether a multi-family residential use would be more advantageous than a small industrial use. He commented that as the Town grows and density increases, residents are going to lose views and hoped the developers would be sensitive to others.

Councilmember Emery agreed with fellow Councilmembers and emphasized that access from Guard Street might improve after Phase 3 of the Town's Guard Street Improvement Project is completed.

Councilmember Illg expressed concurrence with rezoning the property to multi-family residential. Ms. Illg stated that she hoped future residents of the subject property will be aware that the Town's property may be used for an expanded sewer treatment plant, or a public works yard.

Councilmember Emery moved and Councilmember Gillette seconded to accept the staff report dated 6/7/06; approve Rezone Application #53; and direct staff to prepare findings of fact and conclusions of law to support said decision. The motion passed unanimously.

Country Village Estates

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

At 6:13 PM, Mayor Jones opened Council deliberations regarding preliminary plat approval of a 25-single family lot subdivision known as Country Village Estates located on Lampard Road.

Administrator Fitch pointed out a memo from Land Use Administrator Bertrand dated 6/8/06 that summarized the Town Planning Commission recommendations for approval of the Country Village Estates subdivision and the Friday Cove planned residential development.

Councilmember Brooks moved and Councilmember Rosenfeld seconded to accept the Planning Commission recommendation for approval of the Country Village Estates subdivision.

Councilmember Gillette inquired about the Planning Commission's recommendation regarding the widening of Lampard Road. Attorney Eaton answered that the Planning Commission discussed the issue and determined that the applicant should not be required to do anything further than he volunteered at the June 1, 2006 public hearing.

Councilmember Emery complimented the Planning Commission on their thorough consideration of the public input regarding road conditions.

Councilmember Gillette suggested that the infrastructure improvements should be planned or in place prior to the beginning of the project for safe access.

Councilmember Illg agreed that the widening of the lower portion of Lampard Road should be accomplished prior to the beginning of construction.

Discussion followed regarding the timeline of the planned road widening; the Planning Commission's recommendation; what the applicant volunteered to do during the public hearing on 6/1/06; whether or not a timeline could be implemented at this time; and letting the applicant know that the Council would appreciate if Lampard Road were widened prior to the beginning of the project.

Attorney Eaton stated that final approval of the project would not be given by the Town unless the improvements to Lampard Road were completed.

Following discussion regarding future road improvements to Lampard Road and Hillcrest Road areas; the suggestion of adding a 3-way stop where Lampard and Hillcrest Roads meet; and changing Town requirements to require developers to accomplish infrastructure improvements prior to project commencement, the motion passed 4 to 1, with Councilmember Gillette opposed due to the lack of a specific timeline for infrastructure improvements to Lampard Road.

Friday Cove

At 6:39 PM, Administrator Fitch explained the landscaping conditions of the project. Councilmember Brooks moved and Councilmember Gillette seconded to accept the Planning Commission's recommendation for approval of the Friday Cove planned residential development. Following discussion regarding how the Town manages monies paid for development infrastructure improvements, and the need to include affordable housing within developments, the motion passed unanimously.

Resolution #1524

At 6:48 PM, Mayor Jones introduced draft Resolution #1524. A resolution authorizing the Mayor to execute deductive Change Order #1 on the contract with Award Construction, Inc., for the Guard Street Improvement Project in the amount of \$-49,277.41. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt Resolution #1524 as stated. Following inquiries, the motion passed unanimously.

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Resolution #1525

Mayor Jones introduced draft Resolution #1525. A resolution extending the period for providing approval for an assignment of the Adelphia cable system franchise to Time Warner NY (TWN) Cable, LLC for a period of 90 days. Administrator Fitch explained the particulars of said resolution. Councilmember Illg moved and Councilmember Emery seconded to adopt Resolution #1525 as stated. Following inquiries, the motion passed unanimously.

Resolution #1526

Mayor Jones introduced draft Resolution #1526. A resolution authorizing the Mayor to execute an agreement with SCS Engineers for 2006 groundwater monitoring program services at the Friday Harbor Landfill in the amount of \$32,898.00. Administrator Fitch explained and answered inquiries regarding the particulars of said resolution. Councilmember Gillette moved and Councilmember Illg seconded to adopt Resolution #1526 as stated. The motion passed unanimously.

Non-agenda

At 7:00 PM, Councilmember Brooks inquired if the Town had requested its 5% portion of 2060 funds from San Juan County. Following a moment to locate the information, Administrator Fitch answered that the Town had not yet requested said funds, but would be sending a letter requesting its portion soon.

Councilmember Rosenfeld suggested Council raise hands when voting to benefit those watching the Town Council meetings on the cable channel. Council appeared to agree, although no hands were raised.

Councilmember Rosenfeld commented that the next Intermodal Committee meeting is scheduled for Tuesday, June 20, 2006 in the Mullis Center at 5:30 PM.

Councilmember Rosenfeld suggested a future meeting agenda topic could be Council discussion of infrastructure standards. Councilmember Emery suggested level of service standards. Discussion and inquiry followed.

Mayor Jones opened discussion of the Market Street parking state of affairs. Following discussion, Council agreed to ask Administrator Fitch to manage the situation.

Mayor Jones suggested discussion regarding a Town litter campaign be delayed until the next Town Council meeting.

At 7:28 PM, hearing no objection, Mayor Jones declared the meeting in executive session to discuss property acquisition for approximately 10 minutes with no action anticipated.

At 7:43 PM, Mayor Jones declared the meeting back in regular session with no action taken in executive session and with no objection declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Town Council – July 6, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Gillette, Illg, & Rosenfeld

Council excused the absence of Councilmember Emery.

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

SJI Trails Committee

David Zeretzke, representative for the San Juan Island Trails Committee, distributed a draft San Juan Island Trails Plan for Council review and gave a presentation that outlined the goals, mission, key partners, future development steps, and vision of said plan. Discussion and inquiry followed regarding the benefits of a trails system on San Juan Island.

Ordinance #1315

At 12:24 PM, Mayor Jones introduced draft Ordinance #1315. An ordinance reducing the speed limit on Perry Place and amending Ordinance No. 945 and repealing Ordinance No. 1271 in its entirety. Administrator Fitch explained the particulars of said ordinance. Councilmember Gillette moved and Councilmember Rosenfeld seconded to adopt Ordinance #1315. Following discussion, the motion passed unanimously.

Resolution #1527

Mayor Jones introduced draft Resolution #1527. A resolution authorizing the Mayor to execute an agreement with Simply Paw-fect for janitorial services to clean the Town public restroom facility located in Sunshine Alley. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Brooks seconded to adopt Resolution #1527. The motion passed unanimously.

Resolution #1528

Mayor Jones introduced draft Resolution #1528. A resolution authorizing the Mayor to execute a purchase agreement with Petro San Juan to provide motor fuels to the Town of Friday Harbor from August 1, 2006 through July 31, 2007. Administrator Fitch explained the particulars of said resolution. Councilmember Brooks moved and Councilmember Gillette seconded to adopt Resolution #1528. Following discussion regarding the use of bio-diesel, Mayor Jones indicated that he and Administrator Fitch would keep Council informed of updated information regarding the future use of bio-diesel within the Town organization. The motion passed unanimously.

Resolution #1529

At 12:37 PM, Mayor Jones introduced draft Resolution #1529. A resolution authorizing the Mayor to execute a purchase agreement with Vander Yacht Propane to provide propane fuel to the Town of Friday Harbor from August 1, 2006 through July 31, 2007. Administrator Fitch explained the particulars of said resolution. Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Resolution #1529. Discussion and inquiry followed regarding the use of propane fuel as related to the Wastewater Treatment Plant sludge dryer, and ways the Town could use or dispose of its sludge byproducts in a different way. Following discussion the motion passed 3 to 1, with Councilmember Gillette opposed.

Public Access

None

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Administrator's Report

At 12:54 PM, Administrator Fitch pointed out a memo from him to Mayor Jones and Council dated 6/30/06 regarding the upcoming Six Year Transportation Improvement Program. Mr. Fitch indicated that the public hearing regarding said program was scheduled for July 20, 2006. Discussion and inquiry followed regarding the projects listed on the draft Six Year Transportation Improvement Program; the order of said projects, and other needed street improvement projects.

Administrator Fitch pointed out a memo to Council dated 7/6/06 from Mayor Jones and himself regarding litter control in Friday Harbor. Administrator Fitch directed Council attention to a map which illustrated the location of 41 public trash cans within Town. Councilmember Brooks suggested the Town provide sanitary wipes or gloves to assist citizens with trash pickup. Mayor Jones commented that a cooperative public/private partnership would help keep the Town clean. He suggested the Town purchase scoopers to give to Spring Street businesses to assist them in their clean up efforts. Debbie Pigman, San Juan Island Chamber of Commerce, stated that she felt the majority of downtown businesses would respond well to any assistance the Town could provide. Following discussion, Council agreed to the purchase of said scoopers.

Administrator Fitch indicated that he was prepared to solicit bids for Trout Lake "solar bee" circulator type equipment. Council concurred.

Administrator Fitch reported on continuing Pandemic Flu planning. Administrator Fitch asked Council to approve a contribution of \$2,500 to \$5,000 towards administrative support staff for said planning.

Administrator Fitch reminded Council that the Town's 100 year anniversary is approaching in 2009 and funding will need to be budgeted for a suitable celebration.

Administrator Fitch reported that the Town received a \$500 Association of Washington Cities Risk Management grant for pea gravel in Sunken Park.

Administrator Fitch reported on the progress by Brown & Caldwell Engineering in regards to the Trout Lake Dam Emergency Action Plan. Administrator Fitch indicated that public hearings regarding impacts to structures downstream from said dam would be necessary. Discussion and inquiry followed.

Administrator Fitch noted that the Town was recommended for award of a \$60,000 grant of .08 tax funds towards Phase 4 of the Guard Street Improvement Project.

Administrator Fitch noted that a marine diver invoice would be forthcoming because of a suspected submarine sewer main break, which did not materialize.

Administrator Fitch reported that the submarine sewer main replacement project will require additional funding for more survey work on Martin Street and generator capacity.

In regards to switching out the existing street lighting fixtures to the type recommended by the Historic Preservation Review Board, Administrator Fitch mentioned that Gray & Osborne Engineering, Inc. has estimated the cost of a street lighting survey at \$10,225.

Administrator Fitch noted that he had been interviewed by the Chairman of the San Juan County Solid Waste Advisory Committee (SWAC) regarding possible options for a new County transfer station site.

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Administrator Fitch announced that Paula Bey, Dave Smith, Mike Wilks and he are meeting to explore the particulars of a yard waste program for Town residents. Councilmember Gillette suggested Mr. Fitch work in collaboration with San Juan County Public Works Department regarding said issue.

Administrator Fitch reported the updated 2006 population count as 2210 per the Office of Financial Management.

At 1:31 PM, hearing no objection, Mayor Jones deferred the rest of the agenda business to the evening Town Council agenda and declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – July 6, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Gillette, Illg, & Rosenfeld

Council excused Councilmember Emery's absence at the noon meeting.

Others present: Town Administrator Fitch, Attorney Eaton, & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Hearing – Island Network & 1st Reading draft Ordinance #1318

Mayor Jones opened the public hearing to consider granting a franchise to operate and maintain a fiber optic communication service system within the Town's public right of way by Orcas Power & Light Cooperative (OPALCO) d/b/a Island Network.

Randy Cornelius, General Manager of OPALCO, expressed appreciation for the work the Town Administrator has put in on this project. Mr. Cornelius noted approval of the language in draft Ordinance #1318 and encouraged Council to approve said ordinance.

Administrator Fitch reviewed the process in regards to the Island Network franchise agreement development and the 5 year franchise term. Councilmember Brooks noted a correction in the franchise term stated in draft Ordinance #1318.

Discussion followed regarding exclusive versus non-exclusive rights and the telecommunications act.

Mr. Cornelius indicated that Island Network is currently operating in the "red", but they hoped to be in the "black" soon. Mr. Cornelius described fiber optic infrastructure within the islands and other possible infrastructure promoting uses of said fiber optic communications.

At 5:50 PM, hearing no further public input, Mayor Jones closed the public hearing on said franchise agreement.

Public Access

There were no public access items forthcoming.

Minutes

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Councilmember Brooks asked for the following sentence change within the 6/15/06 5:30 PM Town Council meeting minutes: "...Councilmember Brooks inquired if the Town had requested its ~~housing bank~~ 5% portion of 2060 funds from San Juan County." Councilmember Gillette asked for the following sentence change within the 6/15/06 noon Town Council meeting minutes: "Administrator Fitch thanked Councilmember Gillette for ~~attending~~ participating at the interviews with potential Guard Street Phase 4 engineering firms..." Councilmember Brooks moved and Councilmember Rosenfeld seconded to approve the Town Council minutes of June 15, 2006 noon and 5:30 PM meetings as corrected. The motion passed unanimously.

Claims & Payroll

Councilmember Rosenfeld moved and Councilmember Gillette seconded to approve the payment of claim warrants #27980 through #28040 in the amount of \$415,358.01 and payroll warrants #11636 through #11715 in the amount of \$192,506.71. Following inquiries and assurances that Administrator Fitch would look into a note on the Richard Lawson Construction invoice for asphalt, the motion passed unanimously.

Findings of Fact & Conclusions of Law – Country Village Estates

At 6:02 PM, Mayor Jones opened discussion of the Findings of Fact and Conclusions of Law regarding Long Subdivision Application #10 and SEPA Checklist #254 for Country Village Estates. Councilmember Brooks moved and Councilmember Rosenfeld seconded to approve said Findings of Fact. Following discussion regarding planned Lampard Road improvements, the motion passed unanimously.

Findings of Fact & Conclusions of Law – Friday Cove

At 6:12 PM, Mayor Jones opened discussion of the Findings of Fact and Conclusions of Law regarding Planned Residential Development Application #2 and SEPA Checklist #255 for Pacific Synergy Group. Councilmember Brooks moved and Councilmember Gillette seconded to approve said Findings of Fact. The motion passed unanimously.

Findings of Fact & Conclusions of Law – FH Land & Cattle

Mayor Jones opened discussion of the Findings of Fact and Conclusions of Law regarding Zoning Designation Application #53, a request to change from light industrial to multi-family residential for Lots 1, 2, and 3 of the Friday Harbor Land & Cattle Short Plat. Councilmember Illg moved and Councilmember Gillette seconded to approve said Findings of Fact. The motion passed unanimously.

Ordinance #1316 & 1317

At 6:14 PM, Mayor Jones opened discussion of draft Ordinance #1316. An ordinance clarifying the requirements for connections to the Town **sewer** system, amending Ordinance No. 1088 and repealing Ordinance No. 1308. Attorney Eaton explained the particulars of draft Ordinance #1316 and draft Ordinance #1317. Draft Ordinance #1317 is an ordinance establishing the responsibility for utility accounts and amending portions of Ordinances No. 1080, No. 1088, and No. 1092. Following discussion and inquiry regarding the utility billing and connection procedures, Councilmember Rosenfeld moved and Councilmember Illg seconded to adopt Ordinance #1316 and Ordinance #1317 as stated. The motion passed unanimously.

Additional Administrator's Report

Administrator Fitch noted that the contractor for the Guard Street Improvement Project – Phase 3, would be working this Saturday, July 8th to compensate for the loss of construction progress on the 4th of July holiday.

Administrator Fitch reported that a Washington State Ferries Intermodal Group consultant would be conducting a traffic analysis for 2-3 days beginning July 21st.

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Non-agenda

Councilmember Brooks suggested the Town reconsider the layout of the sidewalk located on the west side of Caines Street. Following discussion, Mayor Jones indicated that Administrator Fitch would bring forth the preliminary designs of Caines Street for Council review at the next Town Council meeting.

Councilmember Rosenfeld asked if the development of the Browne Lumber property will continue to allow a path via this property to the post office. Administrator Fitch answered that he was unaware of any solid plans for said property development.

Mayor Jones noted the resumes for Sara Waterbury, Taylor Bruce, and David Champlin. These individuals have volunteered to serve on an Art's Sub-Committee to redraft the preliminary recommendations previously developed by the Town Historic Preservation Review Board. Council agreed with the selected Committee members.

At 6:37 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – July 20, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld (late)

Others present: Town Administrator Fitch

Mayor Jones led the meeting in the Pledge of Allegiance.
There were no public access items forthcoming.

Caines St./Nash St. Intersection

Mayor Jones opened Council discussion of revisions to the Caines and Nash Street intersection. Administrator Fitch explained past history regarding traffic volume and road development. Discussion followed regarding various ways to improve pedestrian safety at 425 Caines Street.

Mayor Jones opened the discussion to the audience.

Rudy Weissinger, part owner of the building at 425 Caines Street, asked Council to replace the previous straight sidewalk and remove the bump out altogether. She commented that vehicular speed is not a problem in this area and therefore this bump out calming device is not necessary.

Fred McCulloch, tenant at 425 Caines Street, agreed with the comments made by Ms. Weissinger and noted that the bump out is the problem in this design.

Discussion followed regarding traffic volume & speed; development in the area; adding posts or some other visual effect to highlight the bump out area; cost to replace the straight sidewalk; and whether or not the bump out works as a traffic calming device.

Georgia Baci, County resident, stated that the current design is not working and asked that the straight sidewalk be replaced.

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Following further discussion, Councilmember Brooks moved and Councilmember Illg seconded to put the straight sidewalk back at 425 Caines Street, subject to the cost estimate. Administrator Fitch noted he would get an estimated cost to Council at the evening Town Council meeting. Following additional inquires, the motion passed unanimously.

Councilmember Gillette moved and Councilmember Brooks seconded to insert bright yellow rubber and flexible posts into the concrete as shown on the MPD Engineering drawing, and at the center of Nash Street and at each side of the crosswalk with a small sign that says "keep right". Following discussion, the motion failed 1 to 4, with Councilmember Gillette in favor.

Ordinance #1318

At 12:44 PM, Mayor Jones introduced draft Ordinance #1318. An ordinance granting a non-exclusive franchise to Orcas Power and Light Cooperative, a non-profit Washington State Corporation d/b/a Island Network, to operate and maintain a fiber optic communication system within the public streets and rights of way of the Town of Friday Harbor. Administrator Fitch explained the particulars of said ordinance. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt Ordinance #1318 as stated. The motion passed unanimously.

Resolution #1530

Mayor Jones introduced draft Resolution #1530. A resolution designating the Journal of the San Juans as the source for legal printing and other official publications for the Town of Friday Harbor. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1530 as stated. The motion passed unanimously.

Resolution #1531

At 12:47 PM, Mayor Jones introduced draft Resolution #1531. A resolution authorizing the Mayor to execute an interlocal agreement with San Juan County for development and implementation of a pandemic flu preparedness and response plan. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1531 as stated. Council asked various questions of John Manning, San Juan County Health and Community Services manager, regarding the specifics of said plan; overall cost of plan development; and jurisdiction. The motion passed unanimously.

Administrator's Report

At 12:52 PM, Administrator Fitch noted that the next step in regards to pandemic flu planning was for the Town to adopt a policy regarding anti-viral medications to be dispensed to its essential positions. Mr. Fitch indicated that a separate policy designating the essential Town positions would be forthcoming for Council discussion.

Administrator Fitch asked if Council would like to begin meeting quarterly with the County Council. Council answered in the affirmative and were agreeable to either Tuesday, September 19th or Thursday, September 21st as possible meeting dates.

Administrator Fitch reported that the Town was selected to receive a \$60,000 grant for Phase 4 of Guard Street from San Juan County as part of the Public Facilities Financing Assistance Program (.08) process.

Administrator Fitch reported that the Town is in violation of the state's trihalomethane (THM) allowable levels based on the last four quarters. The Town will consequently be sending out notification notices

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to all of its water users of said high THM levels. Discussion and inquiry followed regarding treatment; other possible solutions for this problem; and public awareness.

Administrator Fitch reported that Phase 3 of the Guard Street project is approximately 16 days behind schedule due to underground utility issues. Mr. Fitch indicated that a change order would be forthcoming.

Administrator Fitch distributed several exhibits for the evening public hearing on the Six Year Transportation Improvement Plan for Council review.

Administrator Fitch reported on the progress of the Washington State Ferries (WSF) Terminal Renovation Project. Mr. Fitch commented that WSF has agreed to allow the Town to use its generator for the new sewer pump station near Front Street if the Town manages the maintenance of said equipment and agrees to purchase its own generator when it becomes necessary.

Mayor Jones displayed a sample dust pan the Town could purchase to distribute to 50 downtown business owners at an approximately cost of \$1700.00. Following inquiry, Mayor Jones answered that the dust pans would be distributed on a 1st come 1st serve basis.

Administrator Fitch reported on a meeting with members of the San Juan Island School District and coordinators for the Carter Street Sports Fields regarding who was responsible to design the scheduled improvements to Carter Avenue. Mr. Fitch indicated the design costs were not specifically mentioned as a part of Conditional Use Permit #62 requirements. Mr. Fitch stated that MPD Engineering has estimated the cost of said design at \$13,250. Discussion and inquiry followed.

Administrator Fitch noted that the Submarine Sewer Main replacement project drawings are at 60%, with an August 31, 2006 deadline for 100% drawings.

Minutes

At 1:32 PM, Councilmember Brooks moved and Councilmember Gillette seconded to approve the Town Council minutes of July 6, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously. Councilmember Emery abstained because she was not in attendance at these meetings.

Claims

Councilmember Gillette asked that the approval of claims be delayed until the evening Town Council meeting. Mayor Jones agreed to this change.

Non-Agenda

Councilmember Brooks moved and Councilmember Gillette seconded to ask staff to look at ways to improve the drivability of Caines Street in a cost effective way and report back to Council. The motion passed 4 to 1, with Councilmember Rosenfeld opposed because he felt these decisions should be at the Town Administrator's discretion.

Councilmember Gillette reported on the most recent Solid Waste Advisory Committee meeting and noted the next meeting was scheduled for August 21.

At 1:38 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

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Kelle Wilson, Town Clerk

Town Council – July 20, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch and Land Use Administrator Bertrand

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Hearing – Six Year Transportation Improvement Plan

At Mayor Jones' request, Administrator Fitch explained the Six Year TIP process and indicated that said plan was not meant to incorporate all of the Town's road improvement needs, but only those which would be available for federal and state funding assistance.

Mayor Jones opened the public hearing to consider the five projects listed on the draft Six Year Transportation Improvement Plan (TIP) for public input. The draft projects are:

- #1 – Guard Street from Marguerite Place to Park Street
- #2 – Spring Street Traffic Circle at Argyle and Spring Intersection
- #3 – First Street from East Street to Spring Street
- #4 – First Street from Spring Street to Court Street
- #5 – Tucker Avenue from Guard Street to Larson Street

Claudia Cross, 555 Hemlock Court and Town Planning Commission Member, encouraged Council to consider the Planning Commission's recommendation to move Priority #5, Tucker Avenue, to Priority #3. Administrator Fitch introduced Exhibit F, a memo dated 7/14/06 to the Mayor & Council from the Planning Commission.

Bob Wingate, owner of The Little Store and Big Store, expressed concerns with Priority #2, Spring Street Traffic Circle, and suggested the Town could find a better use of its public and grant funds. Mr. Wingate suggested that adding a stop sign on Argyle Avenue where it meets Nichols Street would help to alleviate traffic congestion in this area.

Mayor Jones explained that the Six Year TIP is a tool for the Town to use to set road improvement priorities and that the proposed traffic circle was just one of the solutions proposed to alleviate pedestrian and vehicular congestion at the intersection of Argyle and Spring Streets.

Mr. Wingate commented that he still felt there were better uses of Town monies and other cheaper ways to solve this intersection dilemma.

Susan Wingate indicated that the addition of a traffic circle at said intersection would eliminate six critical Town parking spaces and inquired about other aspects of the TIP form and projects listed.

Betty Gilson, 240 Harrison Street and Town Planning Commission Member, asked that Council follow the Planning Commission's recommendation and move Priority #5, Tucker Avenue to Priority #3 so that the other utility companies that have facilities located within the Town right of way would be put on notice that this project is approaching.

Lin Pearson, owner of Petro San Juan, inquired that if said plan is only a tool for the Town to use in planning road projects, would the public be given an opportunity to comment during design of the Spring and Argyle intersection. Mayor Jones answered in the affirmative.

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Dan Zehring, suggested that the wording of Priority #2 be changed to read: Spring and Argyle Intersection, rather than Spring Street Traffic Circle to allow other solutions to be considered and developed.

David Allen, Petro San Juan Fuel Truck Driver, indicated that a 72' or 80' fuel truck is not going to be able to navigate a traffic circle at said intersection. Following inquiry, Mr. Allen commented that if he was able to maneuver over the center curb of the traffic circle without obtaining a traffic violation, a traffic circle may be feasible.

Administrator Fitch entered Exhibit E, a letter from Jean Fawcett dated 2/11/05 regarding sidewalks on Marguerite Street; and Exhibit G, a letter from Island Petroleum Services owner Charlie Meyer dated 7/14/06 regarding the Guard Street Project and Carter Avenue sidewalks.

Exhibits A-D were displayed on the corkboard facing Council and the audience. Exhibit A – staff drawn depiction of a traffic circle at the intersection of Argyle Avenue and Spring Street; Exhibit B, C, & D drawings by Gray & Osborne Engineering in 1995 depicting alternative solutions to the Spring/Argyle/Nichols intersection. Exhibit H, an email from Island Concrete Products dated 7/17/06 regarding ferry dwell time in Friday Harbor.

At 5:52 PM, hearing no further public input, Mayor Jones closed the public hearing portion of the Six Year TIP discussion.

Mayor Jones noted that the reason the intersection of Spring Street and Argyle Avenue was added to the Six Year TIP was because the Town Transportation Advisory Committee's Final Report listed said intersection as the top priority for Council consideration.

Mayor Jones reminded Council that the Town Planning Commission also has expressed a desire for the Tucker Avenue Project to be moved up on said Six Year Plan. Discussion followed regarding how Tucker Avenue was placed as Priority #5 on said plan.

Councilmember Rosenfeld commented on the many upcoming road project priorities and whether or not it was wise to put aside Town funds for the intersection of Argyle and Spring, when Marguerite, Lampard, and Carter Streets also need funding for improvements.

Councilmember Gillette suggested that Marguerite Place and Carter Avenue should be added to the Six Year TIP and that the improvements to the Spring Street should be prioritized as last on said list.

Discussion followed regarding arterial designation and funding; the priorities listed and the difficulties facing each project; and the timeframe for funding and coordinating with other projects.

Councilmember Emery commented that the goal of the Intermodal Transportation Committee is to enhance the movement of traffic through Town. Ms. Emery acknowledged that the intersection of Spring and Argyle is troublesome for pedestrians.

Councilmember Illg suggested that Grover Street be added to the Six Year TIP.

Following discussion regarding the priorities listed, other necessary road projects; the use of real estate excise tax (REET) funds; and the priority and timeline of the projects, Councilmember Brooks moved and Councilmember Emery seconded to accept the Six Year Transportation Improvement Plan for the years 2007 through 2012 except moving Priority #5, Tucker Avenue to Priority #3, and changing the description of Priority #2, listed as Spring Street Traffic Circle to Spring and Argyle Intersection. The

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motion passed 4 to 1, with Councilmember Gillette opposed because he felt the Spring/Argyle Intersection should be a lower priority.

Resolution #1532

At 6:27 PM, Mayor Jones opened discussion of draft Resolution #1532. A resolution providing for a Six Year Road Transportation Improvement Plan for the years 2007 – 2012. Councilmember Brooks moved Councilmember Rosenfeld seconded to adopt Resolution #1532. The motion passed 4 to 1 with Councilmember Gillette opposed.

Washington State Ferries Update

David Sowers and Jayne Davis, Washington State Ferries (WSF) representatives, along with Bob Distler, Washington State Transportation Committee, gave a presentation regarding Washington State Ferries' draft Long-Range Strategic Plan and the implications for San Juan Island. Mr. Sowers indicated that this plan is to guide WSF in their 20 year capital facilities spending policy.

Discussion and inquiry followed regarding the specifics of said plan; a second ferry dock in Friday Harbor; how the Intermodal Transportation Plan correlates with said Long-Range Plan and the Existing Conditions Report; upcoming traffic counts to be done by WSF this weekend; how the San Juan Islands route compares to the Seattle area routes financially; and ways WSF could cut operating costs.

Ms. Davis indicated that the comment period for input on the draft Long-Range Strategic Plan has been extended until July 31, 2006.

Mayor Jones and Council thanked WSF for their presentation.

Public Access

None.

Non-agenda

Administrator Fitch estimated the cost of replacing the sidewalk at 425 Caines Street near the bump out site at \$2,500. Council agreed to this expenditure.

Administrator Fitch clarified that the MPD Engineering design proposal for improvements to Carter Street that was mentioned at the noon Town Council meeting only included the design for Sections B and C of said street.

Claims

Councilmember Gillette moved and Councilmember Illg seconded to approve the payment of claim warrants #28044 through #28105 in the amount of \$106,855.80. The motion passed unanimously.

At 7:21 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – August 3, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

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Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.
There were no public access items forthcoming.

Anti-Litter Proclamation

Mayor Jones read a proclamation endorsing the activities of the San Juan Island Anti-Litter Initiative. Lori Stokes and David Dehlendorf explained the anti-litter initiative and how they hope to solve this issue via education and prevention programs.

Sheriff's Report

At 12:07 PM, Sheriff Cumming distributed the June 2006 San Juan County Law Report. Sheriff Cumming suggested ways to help alleviate some of the litter problems; sheriff boat responses; and personnel changes in the Sheriff's Department. Councilmember Brooks expressed concerns about noise, parties, and fast cars within the Harbor Ridge Trailer Park facility. Sheriff Cumming indicated he would investigate her concerns.

Community Development Report

Land Use Administrator Bertrand distributed the Community Development Department Projects Report as of 7/3/06. Mr. Bertrand reviewed some of the upcoming projects and recent code enforcement activities. Councilmember Ilg inquired if there is an established starting time for construction work within Town. Mr. Bertrand answered that there is not a standard time when construction work can begin, but normally most owners have been responsive to suggestions by the Town regarding work schedules. Council inquired about other Town development plans.

Historic Preservation Report

At 12:24 PM, Historic Preservation Coordinator Strehlou reported on activities of the Historic Preservation Review Board (HPRB). Ms. Strehlou asked Council to sign up to help staff the HPRB San Juan County Fair booth this month.

Utilities Report

Utilities Superintendent Wilks reported on water production; rainfall; the water level at the Trout Lake Dam; and generator placements within the public works department. Regarding draft Resolution #1533 to be considered by Council on the evening agenda, Mr. Wilks commented that the floating solar powered water circulators are an important component to algae control and water quality. Discussion and inquiry followed regarding said water circulators. Mr. Wilks commented that the Nelson Street sewer main is a candidate for re-lining rather than replacement, which will result in a cost savings for the Town. Mr. Wilks indicated that Hillcrest, Harbor, Malcolm, and Hunt Streets will be chip sealed on August 10th. Discussion and inquiry followed regarding various Utility Department projects and operational matters.

Public Hearing – Amended 2006 Town Budget

At 12:41 PM, Mayor Jones opened the public hearing on the amendments to the 2006 Town Budget. Discussion and inquiry between Mayor Jones, Council, and staff ensued regarding various components of said amended budget.

Mayor Jones asked if Council wanted to include \$10,000 in the 2006 Amended Budget for a lighting study.

Jim Carroll, San Juan Valley Road, recommended Council fund said study.

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Councilmember Emery questioned the area within Town to be study for lighting. Administrator Fitch answered that the historic preservation overlay district would be the designated area.

Discussion and inquiry followed regarding whether or not this study would establish lighting level standards that would then need to be adhered to by the Town and future developers; other components of a lighting level standard, such as how to determine the level of light necessary for safety and comfort and number of lighting standards; and whether or not spending \$10,000 for a lighting study was necessary or if a decision could be made using information from lighting sales representatives.

Lori Stokes, representative for the Anti-Litter Initiative, reminded Council that those persons trying to coordinate an anti-litter campaign have requested smaller trash cans on the light posts throughout Town.

Sharon Kivisto, PO Box 1118, encouraged the Council to do a lighting study so that the streets would be safer for elderly people.

Discussion followed regarding the Town's light standard partnership with Orcas Power and Light Cooperative.

Betsy Anderson asked for clarification regarding the Council discussion of lighting standards. Mayor Jones answered that an entirely new historic style light standard would be installed replacing the current lighting standards.

Continuing with the amended budget discussion, Administrator Fitch recommended Council appropriate \$7,000 to fix the Town clock that is located on the front of the Fire Station Building.

At 1:14 PM, hearing no additional public input, Mayor Jones closed the public input portion of the public hearing and opened Council deliberations regarding the 2006 Amended Town Budget and draft Ordinance #1319, an ordinance amending the 2006 Budget for the Town of Friday Harbor.

Council questioned funds budgeted for derelict vessels; rental income; travel and training costs; a grant to upgrade diesel vehicles; and expenditures in the sewer fund. Administrator Fitch and Treasurer Picinich responded to these questions.

Councilmember Emery moved and Councilmember Brooks seconded to adopt Ordinance #1319 including the added expenses of \$10,000 for a historic district overlay lighting study and \$7,000 to fix the Town clock. Following comments, the motion passed 4 to 1, with Councilmember Gillette opposed.

Solid Waste Program Update

At 1:21 PM, Matt Zybas, San Juan County Solid Waste Division Manager, updated Council on the ongoing public participation process in regards to the management of solid waste disposal on San Juan Island. The solid waste management options initially under consideration were landfills; incineration; whether or not the solid waste is handled on this island or shipped somewhere else; or mandatory curbside collection on San Juan Island. Mr. Zybas indicated that the solutions being considered by the Solid Waste Advisory Committee to solve the high volume of customer traffic at the current Solid Waste Transfer Station on Sutton Road were to manage the solid waste on island at a new transfer station and/or develop a mandatory curbside collection system.

Discussion and inquiry followed regarding the County purchasing and using more of the Town's solid waste facility property; the feasibility of a curbside collection system on narrow hard to travel county

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roads; the percentage of county residents that would be served by a collection system; noise; recyclables; county road traffic; and how the San Juan Island transfer site traffic compares to Orcas Island's transfer site traffic.

Mr. Zybas invited Council to attend the public participation meeting on August 10, 2006 at 7:00 to 9:00 PM at the Senior Center on Mullis Street.

Minutes

Following suggested corrections, Councilmember Brooks moved and Councilmember Emery seconded to approve the Town Council minutes of July 20, 2006 noon and 5:30 PM meetings as corrected. The motion passed unanimously.

At 1:40 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – August 3, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, Treasurer Picinich, & Utilities Superintendent Wilks

Mayor Jones led the meeting in the Pledge of Allegiance.
There were no public access items forthcoming.

Ordinance #1320

Mayor Jones introduced draft Ordinance #1320. An ordinance rezoning Lots 1, 2, and 3 of Friday Harbor Land & Cattle Short Plat from Light Industrial to Multi-family Residential. Councilmember Brooks moved and Councilmember Gillette seconded to adopt Ordinance #1320. The motion passed unanimously.

Resolution #1533

Mayor Jones introduced draft Resolution #1533. A resolution authorizing the Mayor to accept a proposal from Pump Systems, Incorporated to provide three floating solar powered circulators in the amount of \$135,785.27. Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Resolution #1533 as stated. Administrator Fitch commented that the State Department of Health has given approval for use in the Town's reservoir and that the Town's water system engineers have also given their approval. Administrator Fitch explained permitting particulars for the circulators. Mayor Jones asked Utilities Superintendent Wilks to characterize conversations with other entities that are currently using said circulators. Mr. Wilks indicated that the entities he spoke with all seemed to be pleased with the equipment and its performance.

Following discussion regarding solar powered circulators at our latitude and budget allocation, the motion passed unanimously.

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Resolution #1534

At 5:40 PM, Mayor Jones introduced draft Resolution #1534. A resolution authorizing the Mayor to execute an interlocal agreement with San Juan County for the distribution of the Capron Funds. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Gillette seconded to adopt Resolution #1534 as stated. Following comments regarding kudos for Administrator Fitch and appreciation to San Juan County, the motion passed unanimously.

Administrator's Report

At 5:42 PM, Administrator Fitch reported that Robert Low has submitted his resignation as Fire Chief effective 8/14/06. Administrator Fitch explained how administration of the Fire Department and Fire Marshal duties will continue. Administrator Fitch explained recruitment and interview panel particulars.

Councilmember Emery inquired about the progress of the committee that is studying the feasibility of merging the Town and San Juan Island Fire Departments. Mayor Jones answered that said committee should be finished with their analysis before the Town begins interviewing for a new Fire Chief.

Administrator Fitch indicated that the Town has been invited to participate in a program to consider joint Fire Marshal services with San Juan County based on a building permit fee charge. Land Use Administrator Bertrand is going to estimate the projected revenue that would result from said fees.

Administrator Fitch reported that Phase 3 of the Guard Street Improvement Project is still behind schedule. Discussion followed.

Administrator Fitch noted that the Town is #7 on a list of 16 projects being considered by the State Legislature to receive a Public Works Trust Fund loan. The Town's requested loan amount is \$4.4 million.

Administrator Fitch reported on his meeting with the property owners that would be required to have grinder pumps installed as part of the Town's submarine sewer line replacement project. Administrator Fitch explained the particulars of said grinder pump installation and maintenance. Mr. Fitch indicated that Council will need to make a decision regarding the ownership of the grinder pumps at their August 17, 2006 Town Council meeting to meet the State Department of Ecology compliance order deadline of August 31, 2006.

Administrator Fitch mentioned that Matt Ringstat, new Washington State Ferries (WSF) Friday Harbor Ferry Terminal Project Manager, has indicated that WSF will be paving the Front Street portion of said project in mid-October. Discussion followed.

Claims & Payroll

Following inquiries, Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #28108 through #28163 in the amount of \$231,118.44 and payroll warrants #11716 through #11764 in the amount of \$180,156.53. The motion passed unanimously.

Non-agenda

Councilmember Rosenfeld commented on the lack of yellow jacket bees this year.

At 6:28 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

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Kelle Wilson, Town Clerk

Town Council – August 17, 2006 @ Noon

Town Clerk Wilson called the meeting to order and commented that Mayor Jones would not be in attendance. Clerk Wilson indicated that Mayor Jones suggested Councilmember Brooks be Mayor Pro-tem in his absence. By consensus, Council concurred with this suggested.

Mayor Pro-tem Brooks asked for the roll to be called. Members present: Brooks, Emery, Gillette, Ilig, & Rosenfeld (late)

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Pro-tem Brooks led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

FH Athletic Association Request

Don Galt, Executive Director of the Friday Harbor Athletic Association, commented on receipt of a \$500,000 grant from the Paul Whittier Confidence Foundation to help construct community sports fields on Carter Avenue. Mr. Galt commented on the community support for said fields. Administrator Fitch pointed out a letter from Mr. Galt dated 8/11/06 requesting an additional \$12,281 in Town funds towards said project. Administrator Fitch pointed out that because the subject property will have a well on it, a water backflow prevention device will be required at an approximate additional cost of \$1,000.

Councilmember Brooks questioned whether or not said Athletic Association would be able to complete the project if Mr. Galt was unavailable. Mr. Galt indicated that his son, Don Galt Jr. who is also the president of the Association, along with the local contractors would complete the project.

Councilmember Emery asked for clarification of where the funds would be taken from the Town Budget. Administrator Fitch explained that approximately \$20,000 would be taken from the Parks Department budget and the remaining funds would come from the General Fund.

Councilmember Emery asked what portion of the Town funded expenditures for this project needed to be funded in 2006. Administrator Fitch answered that only the \$400 for a Utility Right of Way Permit would be necessary this year.

Following further discussion, Councilmember Emery suggested Council approve the additional \$400 expense, and discuss further Town funding of this project during the 2007 Town Budget process. Following discussion, Council concurred with this suggestion.

Councilmember Gillette applauded Mr. Galt, his persistence, and the project.

Sewer Main Replacement Update

At 12:21 PM, Mike O'Neal, from Brown & Caldwell Engineering, gave a progress report regarding the sewer main replacement project. Mr. O'Neal reviewed the particulars of the three project segments; possible funding options; and those properties that will need to convert to grinder pumps for their septage services within segments B & C.

Mr. O'Neal recommended a specific type of grinder pump because of its known reliability. Mr. O'Neal indicated that Brown & Caldwell has also recommended that the Town pay for the installation of the grinder pumps, but not retain ownership or maintenance responsibilities for the equipment.

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Discussion followed between Council, Mr. O'Neal, and Administrator Fitch regarding easements; coordinating conversions throughout the project; electrical and backup power; the Dept. of Ecology (DOE) compliance deadline; 60% design phase updated cost estimate; discussions with property owners who would need to convert to a grinder pump system; and grinder equipment maintenance projections.

Administrator Fitch expressed that the Town could also reimburse the affected sewer customers the cost of purchasing and installing the grinder pumps and therefore release the Town from having to include said pump costs within its bidding specifications. Mr. Fitch noted that said grinder pumps can not be included in the DOE grant funding request.

Councilmember Gillette advocated purchasing the grinder pumps and retaining Town ownership of said equipment.

Following discussion regarding power outages and the equipment holding capacity; future property development; and upcoming DOE deadlines, it was the consensus of Council to pay for the grinder pump equipment and installation, however, the ownership and maintenance of said equipment will remain with the private property owners.

Administrator Fitch explained that there would not be further opportunity to receive input from Council prior to transmitting the necessary information to the Department of Ecology to meet the 8/31/06 deadline. Council expressed understanding of this fact.

Resolution #1535

At 1:18 PM, Mayor Pro-tem Brooks introduced draft Resolution #1535. A resolution authorizing the Mayor to execute a contract with the engineering firm of Gray & Osborne, Inc., for a downtown street lighting study in an amount not to exceed \$10,225.00.

Following discussion regarding the type of lighting fixture that will be studied; components of the study; other methods to obtain a lighting study; and liabilities, Councilmember Illg moved and Councilmember Emery seconded to adopt Resolution #1535 as stated. Following further inquiries, the motion passed 3 to 2 with Councilmembers Gillette and Rosenfeld opposed.

Administrator's Report

At 1:31 PM, Administrator Fitch reported that the Guard Street project is now only 12 days behind schedule. Mr. Fitch gave a projected timeline for some of the scheduled improvements to Guard Street.

Administrator Fitch indicated that he has received another complaint regarding the large trucks parked on Market Street.

Administrator Fitch informed Council of septage overflow problems at the Hungry Clam Restaurant and the Cannery Village Condominiums.

Administrator Fitch reported that an Affordable Housing meeting with Larry Soll will be held on September 21st.

Administrator Fitch asked Council if Tuesday, October 3rd, 2006 from noon to 1 would be an acceptable time to meet with the County Council to discuss the pandemic flu plan. Council was agreeable to this date.

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Councilmember Brooks asked Administrator Fitch when the Harbor Street chip seal loose rocks would be brushed up. Administrator Fitch indicated that it would be done soon.

Councilmember Rosenfeld inquired about a letter form SRS Construction regarding curb and gutter standards. Administrator Fitch indicated he would deal with the situation.

Minutes

At 1:37 PM, Councilmember Emery moved and Councilmember Rosenfeld seconded to approve the Town Council minutes of August 3, 2006 noon and 5:30 PM meetings as written. Councilmember Gillette asked that additional wording be added to the August 3, 2006 noon meeting minutes regarding the 2006 Amended Town Budget.

Councilmember Gillette asked that the record reflect that he was voting against the minutes today because the previous minutes were incomplete because they did not include a sentence as to the fact that he voted against the 2006 Amended Town Budget because of the increased cost of propane at the sewage treatment plant.

Discussion followed regarding how minutes should summarize the discussion and actions taken within a meeting. Councilmember Rosenfeld pointed out that although it may be good policy to voice the reasons why Councilmembers vote for or against a motion for the audio record, those reasons do not necessarily need to be a part of the written record.

Administrator Fitch suggested the Council set a policy regarding minutes. Councilmember Rosenfeld indicated that Council previously has set a policy that when a Councilmember wants something in the minutes they should inform the Clerk that their comments are "for the record". The motion passed 4 to 1 with Councilmember Gillette opposed.

At 1:42 PM, Mayor Pro-tem Brooks moved the remaining agenda items to the evening Town Council meeting and hearing no objection declared the meeting adjourned.

Mayor Pro-tem, Carrie Brooks

Kelle Wilson, Town Clerk

own Council – August 17, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Pro-tem Brooks presiding. Members present:

Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, & Treasurer Picinich

Mayor Pro-tem Brooks led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

600 Warbass Way Right of Way

Mayor Pro-tem Brooks opened discussion of an application for license to use the public right of way at 600 Warbass Way. Administrator Fitch explained the particulars of the application.

Following discussion regarding the exact location of the right of way use, Council asked that the issue be tabled until the next Town Council meeting to give them time to view the proposed right of way to be utilized.

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Resolution #1536

Mayor Pro-tem Brooks opened discussion of draft Resolution #1536. A resolution authorizing the Mayor to execute a contract with the engineering firm of Gray & Osborne, Inc., for preparing plans and specifications for the construction of Guard Street – Phase 4 from Marguerite Place to Park Street. Administrator Fitch explained the particulars of said project and anticipated funding. Following discussion of the particulars of said project, Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1536 as stated. The motion passed unanimously.

Pandemic Influenza Plan

At 6:01 PM, Mayor Pro-tem Brooks opened discussion of pandemic influenza planning. Administrator Fitch explained the process for development of the Pandemic Influenza Plan. Mr. Fitch explained that at the joint meeting with the Town and County Councils on October 3, 2006 the Pandemic Influenza Planning Committee will be presenting different scenarios for consideration of how to handle them during a pandemic flu predicament. Administrator Fitch explained some of the Town's essential public functions and positions and how those employees will be provided for differently than non-essential positions during a pandemic influenza crisis.

Discussion and inquiry followed regarding the particulars of how the Town's essential employees would obtain pandemic influenza medication; how a pandemic influenza may affect employee health; the amount of pandemic influenza medication available; and communicating public health and safety to the Town's residents.

Claims

Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #28166 through #28221 in the amount of \$217,758.98. The motion passed unanimously.

Non-agenda

Councilmembers Emery and Rosenfeld commented that it did not seem clear at the Solid Waste Advisory Committee (SWAC) held on August 10th, that the Town was still willing to sell its Sutton Road Property to the County to use for their solid waste transfer site facility.

Councilmember Gillette indicated that other issues needed to be decided by the SWAC, such as consolidation of garbage on this island and the necessary size of a transfer station, prior to discussing the Town's Sutton Road property. Mr. Gillette stated that the next meeting is scheduled on Monday, August 21, 2006 at 11:30 AM in the Fire District #3 building on Mullis Street.

Councilmember Emery asked that Councilmember Gillette, as the Town's SWAC representative, make sure said Committee is informed of the Town's willingness to discuss a sale of its Sutton Road property.

Administrator Fitch informed Council that on Monday, August 21, 2006 the Mayor will be taking a picture with local downtown business owners who have requested to receive a dust pan in an effort to keep the Town looking clean.

Following inquiry, Administrator Fitch indicated that the fire department merge blue ribbon panel will be giving their preliminary results in a meeting with Mayor Jones in the near future.

Mayor Pro-tem Brooks mentioned that the Intermodal Transportation Committee is scheduled to meet Thursday, August 24th at 4:30-6:30 PM at the Mullis Senior Center.

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Councilmember Illg reminded everyone to stop by the Town Historic Preservation booth at the San Juan County Fair and urged everyone to fill out a Town Centennial Party activities form that is located at said booth.

Ms. Brooks also noted that the Town is selling its Walking Tour Brochure for \$3 at said booth.

At 6:48 PM, hearing no further business, Mayor Pro-tem Brooks declared the meeting adjourned.

Mayor Pro-tem, Carrie Brooks

Kelle Wilson, Town Clerk

Town Council – September 7, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Access

During the public access portion of the meeting, Susie Doyle, 810 Larsen Street and owner of Susie's Moped business on Nichols Street, indicated that she has been put on notice by Town staff that her business is in violation of the Town's Land Use Regulations regarding outdoor storage and asked Council to give her until the end of the summer season to correct this situation. Councilmember Emery asked Ms. Doyle when the summer season would end for her business. Ms. Doyle answered she would be finished by October. Mayor Jones indicated that further discussion would be held during the non-agenda portion of the meeting.

Debbie Pigman, San Juan Island Chamber of Commerce Director, expressed appreciation for the Town's business dust pan program. Ms. Pigman reported that 36 dust pans have been delivered to Town businesses. Ms. Pigman also thanked Town Street Leadman, Dave Smith, for solving the cigarette litter problem near the bar at the corner of Spring and First Streets. Ms. Pigman reported on Downtown Forum meeting discussions regarding the addition of new signage to help direct visitors to side streets within Town; how to bring business to Town; and the advantageous of shopping local.

Sandy Strehlou, Historic Preservation Coordinator, reported on activities at the Historic Preservation booth at the San Juan County Fair in August. Ms Strehlou distributed a sheet of public comments received at said Fair; a Fair booth staffing schedule; a copy of an old picture depicting a livery stable downtown Friday Harbor; and other items distributed at said Fair booth.

Harbor Street – Petition

Mayor Jones opened discussion of the petition by Harbor Street residents to redirect the Guard Street construction detour traffic from Harbor Street to Larsen Street. Discussion followed regarding the timeline for the Guard Street project completion and how future projects may be impacted by setting a precedent regarding detours on this project.

Councilmember Brooks commented that the recent chipsealing of Harbor Street increased noise in their neighborhood and that the detour vehicle headlights at night were also a nuisance. As a compromise,

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Ms. Brooks suggested that those traveling from Roche Harbor to the north side of Guard Street should use Larsen Street, and those traveling from Town to the north side of Guard Street use Harbor Street.

Councilmember Illg suggested opening the project during the weekends or at night to alleviate some of the Harbor Street traffic. Administrator Fitch indicated that this action could be done, but recommended against it because it would complicate the project further.

Councilmember Brooks expressed appreciation for those who live on Guard Street and their tolerance for this project.

Councilmember Rosenfeld inquired of Councilmember Brooks if the traffic had decreased since the Labor Day holiday. Ms. Brooks was unsure if the traffic had decreased or not.

Regarding Councilmember Brooks' suggested compromise, Councilmember Gillette indicated that a detour on Larsen Street for those traveling from Roche Harbor Road may confuse visitors traveling to Town via Tucker Avenue who did not need to go to Guard Street north.

Lee Sturdivant, Larsen Street resident, reported that Larsen Street has already seen a considerable increase in detour traffic from those who are aware that Larsen Street is a straighter route to Guard Street than the curvy Harbor Street.

Councilmember Illg inquired about the quality of chipseal materials used this year. Administrator Fitch answered that the materials used were the standard materials used by San Juan County for their rock and oil program. Mr. Fitch emphasized that the Town uses rock and oil in some areas because asphalt is too expensive.

No action was taken on this petition.

System Administrator's Report

At 12:26 PM, System Administrator Dubail distributed the August 2006 Activity Summary for the Systems Administration Department. Mr. Dubail called attention to a geographical list of the last 99 visitors to the Town's website. Councilmember Illg commented that she appreciated the Town's website, and suggested two informational links that describe to the public how they can: "Start a business within the Town" and "Conduct business with the Town". Mr. Dubail agreed to work with other Town staff to develop these components.

Resolution #1537

At 12:33 PM, Mayor Jones introduced draft Resolution #1537. A resolution authorizing the Mayor to execute Change Order #2 on the contract with Award Construction, Inc., for the Guard Street Improvement Project in the amount of \$9,278.09. Administrator Fitch explained the particulars of said resolution. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1537 as stated. Following inquiry, the motion passed unanimously.

Administrator's Report

At 12:38 PM, Administrator Fitch reported that the final engineered drawings for the Town's submarine sewer main replacement project were submitted to the State Department of Ecology (DOE). Mr. Fitch noted that this was the final component of the present DOE compliance order related to this project against the Town.

Administrator Fitch noted several upcoming quasi-judicial public hearings and asked Council to refrain from communication with opponents or proponents in regards to:

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- October 2, 2006 - Shoreline substantial development permit regarding installation of floating solar powered circulators within Trout Lake
- November 2, 2006 - Shoreline substantial development permit for the submarine sewer main replacement project
- Unscheduled - Vacation of Culver Street public right of way

Administrator Fitch noted the chart, made by Treasurer Picinich, regarding the 2007 Budget timeline. Mr. Fitch asked Council to report back to him after checking their personal calendars to see if an additional Council meeting could be held on November 30th to hold a final public hearing on the 2007 Town Budget.

Administrator Fitch reported that a lawsuit against the Town in regards to an incident at Memorial Park was dismissed by Judge Churchill.

Administrator Fitch reported that Parking Enforcement Officer, Joyce Gaylard, has resigned. Councilmember Gillette suggested the Town refrain from filling this parking enforcement position until next summer.

Mr. Fitch pointed out a letter from David Kinderfather dated 9/6/06 in regards to the Right-of-way Application at 600 Warbass Way to be discussed at the evening Town Council meeting.

Mr. Fitch pointed out that six applications for the Town Fire Chief position have been received to date.

Mr. Fitch noted that repairs to the Town Clock are scheduled for September 25th and 26th.

Administrator Fitch commented on a public/private partnership to purchase a sidewalk cleaning machine. Mr. Fitch noted that this would be up for Council consideration as part of the 2007 Budget discussions. Debbie Pigman commented that the Port of Friday Harbor has a sweeper machine that may be available for Town use.

Mr. Fitch noted that a presentation by Brown and Caldwell Engineering regarding the Trout Lake inundation analysis would be held on October 19, 2006 and a meeting with property owners downstream of Trout Lake would be held on 10/20/06.

Administrator Fitch noted a letter from Sheriff Cumming dated 9/6/06 requesting a \$20,000 cost increase for law enforcement services in 2007.

At Mr. Fitch's urging, Councilmember Brooks explained a request and her response to Homes for Islanders' for a donation of water to help sod grass growth at their project located outside of the Town off Beaverton Valley Road.

Administrator Fitch noted that he would be taking vacation October 2 to the 13th.

Minutes

At 1:05 PM, Councilmember Emery moved and Councilmember Rosenfeld seconded to approve the Town Council minutes of August 17, 2006 noon and 5:30 PM as written. Councilmember Brooks noted the misspelling of a name on page 3 of said noon minutes. Councilmember Gillette suggested additional language be added into the noon minutes regarding discussion of the street lighting study. Following discussion, the motion passed 4 to 1. Councilmember Gillette commented for the record that he voted against the minutes due to a material deletion in the noon minutes.

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Claims

Councilmember Rosenfeld moved and Councilmember Brooks seconded to approve the payment of claim warrants #28227 through #28286 in the amount of \$123,747.22 and payroll warrants #11765 through #11814 in the amount of \$192,444.95. The motion passed unanimously.

Non-agenda

Discussion began regarding the Susie Moped situation presented during public access. Land Use Administrator Bertrand was on hand to answer questions regarding zoning; the particulars of the outdoor storage regulations; and the process to resolve the violation. Following discussion, Councilmember Gillette moved to grant Ms. Doyle a 60 day extension to allow her time to comply with the Town's regulations. The motion died for lack of a second.

At 1:34 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – September 7, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Ilg, & Rosenfeld

Others present: Town Administrator Fitch & Attorney Eaton

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Access

During the public access portion of the meeting, Land Use Administrator Bertrand reported that Susie Doyle, of Susie's Moped business, has presented a plan to the Community Development Department in an effort to resolve her outside storage issue.

600 Warbass Way

Mayor Jones opened discussion of an application for license to use the public right of way by Paul Upchurch for property located at 600 Warbass Way. Administrator Fitch explained that the property owners intend to construct a retainage wall and guardrail, and a pedestrian access way with a handrail at said location within the public right of way. Mr. Fitch recommended approval of said application. Following inquiry, Councilmember Brooks moved and Councilmember Rosenfeld seconded to accept Administrator Fitch's recommendation for approval of Mr. Upchurch's application to make use of the public right of way at 600 Warbass Way as described.

Councilmember Emery commented that her concerns regarding lack of pedestrian space were answered.

Councilmember Rosenfeld suggested that any future infrastructure placed within the Warbass Way right of way be restricted to 2 or 3 feet to avoid crowding the limited pedestrian space available. Following further discussion, the motion passed unanimously.

Resolution #1538

At 5:39 PM, Mayor Jones opened discussion of draft Resolution #1538. A resolution authorizing the Mayor to sign an Agreement And Deed Exchange To Clarify Public Street Right-Of-Way concerning a

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portion of Warbass Way. Attorney Eaton explained the particulars of said resolution and its solution to resolve possible future disputes of right-of-way issues along this section of Warbass Way. Following discussion and inquires, Councilmember Gillette moved and Councilmember Brooks seconded to adopt Resolution #1538 as stated. Following further inquires, the motion passed unanimously.

Fire Department Merge

At 5:50 PM, Mayor Jones opened discussion of the Ad Hoc Advisory Panel's report on the financial implications of combining Town and Fire District #3 Fire Departments. Mayor Jones publicly thanked said advisory panel (Gary Gibbons, George Johnson, and Steven Kennedy) for a job well done. Mayor Jones summarized the Advisory Panel Report for those present.

George Johnson, panel member, commented that the panel was restricted to studying the financial implications of combining the two fire departments. Mr. Johnson explained various components of the report.

Steve Kennedy, panel member, explained that the potential \$75,000 savings to the Town was calculated by taking the County fire levy rate and applying it to the assessed value of Town property compared to the difference the Town is currently budgeting for fire protection in its General Fund.

Discussion followed regarding the potential savings of merging the two departments versus diminished control; public safety; maintaining good relations between the two departments; personnel wages; and advantages or disadvantages to the Town.

Administrator Fitch expressed concerns regarding joint training difficulties. Mr. Fitch commented that previously when the Town had an interlocal agreement with Fire District #3 for training, their training officer had indicated that training both departments was too burdensome and the agreement was eventually dissolved. Later in the meeting, Mr. Johnson indicated that if the Fire Departments merged an additional Assistant Fire Chief position would be added and personnel allocation would be the responsibility of Fire District #3 to get the training job accomplished.

Councilmember Brooks inquired if a merge would affect the Town's fire insurance rating. Administrator Fitch answered that he did not feel it would impact the Town's fire rating significantly.

Bill LaPorte, Friday Harbor resident, stated that the financial savings did not warrant the loss of control that would happen if the fire departments merged.

Pete Kilpatrick, Town property owner and Fire District #3 firefighter, commented that because the Town was currently recruiting for a new Fire Chief, it was a good time to join the two departments and that combining the two departments would improve safety for everyone.

Bob Jarmen, Fire District #3 Commissioner, explained how a "functionality" agreement between the Town and Fire District #3 would operate in regards to capital improvements; costs, and safety.

Councilmember Gillette suggested the two departments remain separate, but increase joint training to improve safety.

Tom Eades, interim Town Fire Chief, indicated he did not have a preference one way or another on the merge issue, but encouraged a thoughtful process prior to dissolving a 50 year old fire department and potentially losing dedicated Town volunteer firefighters.

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Mayor Jones commented that if the volunteers of both fire departments' were encouraging a merge, he would be more inclined to agree with combining the departments.

Following discussion regarding training; mutual cooperation; savings; future process; the impact continued merge discussion has on the Town volunteer firefighters, and Sheriff Dispatch procedures, no action was taken.

At 6:48 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – September 21, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Access

Lori Stokes, co-founder of the San Juan Island Litter Initiative, introduced citizens who helped to clean a ½ mile of Tucker Avenue and read a letter into the record requesting the Town budget funds in 2007 for a sidewalk sweeper.

David Dehlendorf commented that the Town's garbage truck has a gap that may be contributing to the Town's litter difficulties. Mr. Dehlendorf encouraged the Town to find ways to improve its refuse collection system.

Community Development Department Update

At 12:07 PM, Land Use Administrator Bertrand reported on attendance at an affordable housing conference in Bellevue, WA. Mr. Bertrand noted that after attending said conference, he felt the Town is doing very well in providing tools that encourage affordable housing development.

Mr. Bertrand pointed out changes to Town regulations within the last four years that encourage affordable housing, such as: allowing ancillary residential housing in the commercial zone; increasing multi-family density from 9 to 14 units/acre; expanding the definition of home occupation to allow more non-intrusive businesses to take place in residential areas; and adding Planned Residential Developments to our multi-family zone.

Mr. Bertrand noted that the Town could add incentives or bonuses to further encourage affordable housing.

Mr. Bertrand indicated that the State is developing regulations regarding manufactured home parks and recommended the Town adopt the State's regulations when completed.

Discussion followed regarding the planned residential development regulations; height incentives; housing bank authority; apartment vacancies within Town; location of ancillary residences; density

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bonuses; and expanding the urban growth area. Mr. Bertrand noted he would be in attendance at the evening Town Council meeting, should the Council have questions for him.

Mayor's Proclamation

At 12:27 PM, Mayor Jones declared September 22, 2006 as Wendy Picinich Day in honor of her Professional Finance Officer Award received from the Washington Finance Officers Association.

Resolution #1539

Mayor Jones opened discussion of draft Resolution #1539. A resolution authorizing the Mayor to execute an agreement between the Town and John E. Jensen, an independent contractor, to provide code compliance services on a time and materials basis at \$41 per hour. Following inquiries to Administrator Fitch and Mr. Jensen, Councilmember Brooks moved and Councilmember Emery seconded to adopt Resolution #1539 as stated. The motion passed unanimously.

Resolution #1540

At 12:39 PM, Mayor Jones opened discussion of draft Resolution #1540. A resolution authorizing the Mayor to execute a contract with the engineering firm of Gray & Osborne, Inc., for preparing a storm drain system design for the Larson Street area on a time and materials basis not to exceed \$72,000. Administrator Fitch explained the particulars of said resolution. Mr. Fitch indicated that monthly stormwater rates will increase in 2007 to help fund these infrastructure improvements.

Councilmember Rosenfeld inquired about adding a cistern that would store rainwater for emergency use. Administrator Fitch indicated he had pertinent information regarding water to report during his Administrator's Report. Councilmember Illg moved and Councilmember Emery seconded to table Resolution #1540 until after the Administrator's report. The motion passed unanimously.

Administrator's Report

At 12:48 PM, Administrator Fitch reported on attendance at a "Water in the City" conference in Victoria BC, which addressed the affects of global warming and lack of water for the world's water purveyors. Mr. Fitch commented that the State standards regarding re-use of water may be lowered to assist this process. Discussion and inquiry followed regarding the changing water environment.

Administrator Fitch reported that 18 completed applications for the Town Fire Chief position have been received.

Administrator Fitch mentioned that the State Auditors are here and suggested Council contact the auditors directly regarding any areas of concern. Mr. Fitch indicated that an "exit conference" has been scheduled for 9/27/06 at 9:00 AM with said auditors. Councilmembers Emery and Illg volunteered to attend said conference.

Administrator Fitch suggested November 9th as the date to hold a public open house regarding Phase 4 of the Guard Street Improvement Project. A quorum of the Council could not be obtained for November 9th, therefore that date was discarded.

Following discussion regarding the public process, Mayor Jones agreed that Gray & Osborne, the engineers for said project, will present the draft Phase 4 Guard Street improvement design concepts to Council at their regularly scheduled meeting on November 2. Administrator Fitch asked Council to check their personal calendars for availability to hold said open house on November 14th or 15th.

Untabled Resolution #1540

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At 1:33 PM, Mayor Jones re-opened discussion of draft Resolution #1540 as previously stated. Councilmember Gillette moved and Councilmember Brooks seconded to adopt Resolution #1540.

Discussion followed regarding the opportunity to make an ecological difference in the future handling of stormwater by the Town. Mayor Jones asked Mr. Fitch to speak with Gray & Osborne Engineering about developing some "green" alternatives, as well as traditional design concepts, without spending too many additional Town funds. The motion passed unanimously with this added component.

At 1:49 PM, hearing no objection, Mayor Jones moved the remaining agenda items to the evening Town Council meeting and declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – September 21, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

San Juan Community Home Trust

Nancy DeVaux and Larry Soll, Executive Director and President of the San Juan Community Home Trust respectively; spoke on the changing faces of housing in Washington. They mentioned the high median average home price versus the low wages paid here on San Juan Island; the increased cost of land and utility connection fees that have impacted affordable housing development; and ways to encourage affordable housing in Town.

Their suggestions were as follows: rezone the mobile home park on Tucker Avenue from multi-family to a new zone that restricts this property from becoming anything except a mobile home park; establish a requirement of 50% perpetual affordability for any annexation of residential land into the Town; define the income eligibility for affordable housing at 140% of area median income; reinstate a density of 10 units/acre with a density bonus for permanently affordable housing; and establish a requirement for a minimum percentage of affordable units in all future developments (inclusionary zoning).

Mr. Soll thanked Council for passing legislation that deferred water and sewer connections, but asked that this legislation be revised to defer the payment of said connections as long as the house remains permanently affordable housing.

Ms. DeVaux and Mr. Soll distributed a graph depicting the local rising cost for housing since 2002; the Final Bill Report on ESHB 2984; and other permanently affordable housing information. Mr. Soll encouraged the Town to establish a committee to study ways to encourage affordable housing.

Discussion and inquiry between Council, staff, and Mr. Soll and Ms. DeVaux followed regarding density; other housing clusters that are working well on San Juan Island; mobile home insurance availability;

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

lack of current management for affordable housing regulations; projections regarding the availability of workers should housing prices continue to rise; process to expand the urban growth area; other possible bonuses that could be given for affordable housing; and the affordable housing suggestions as stated above.

Following discussion, Councilmember Illg suggested the Town Planning Commission study this issue further and report back to Council. It was the consensus of Council to concur with this suggestion.

Minutes

Councilmember Gillette moved and Councilmember Rosenfeld seconded to approve the Town Council minutes of September 7, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously.

Claims

Councilmember Rosenfeld moved and Councilmember Gillette seconded to approve the payment of claim warrants #28290 through #28352 in the amount of \$376,493.33. The motion passed unanimously.

Non-agenda

Mayor Jones introduced draft Ordinance #1321. An ordinance establishing the date, time, and place for a meeting of the Friday Harbor Town Council, to take place at a location other than that specified by Ordinance No. 1135. The particulars of the date/time/place of said meeting being held are: October 3, 2006 at 12:00 PM in the San Juan County Council Chambers. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Ordinance #1321. The motion passed unanimously.

Councilmember Illg asked if the new County Administrator, Pete Rose, could come to a Town Council meeting, so that Council could meet him. Mr. Fitch indicated he would speak with Mr. Rose.

Councilmember Rosenfeld asked if the anti-litter initiative request would be placed on a future Town Council agenda. Mayor Jones answered in the affirmative.

At 7:22 PM, hearing no further business and no objection, Mayor Jones declared the meeting continued until October 3, 2006 at noon. The meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – October 3rd, 2006 @ Noon

The Town Council met in continued session in the San Juan County Council Chambers for a joint meeting with the County Council, Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

County Council members present: Lichter, Myhr, & Ranker

The purpose of the joint meeting was a presentation and work session regarding pandemics.

Councilmember Lichter welcomed the Mayor and Town Council.

Mayor Jones thanked the County Council for hosting the meeting.

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Councilmember Lichter introduced Dr. Frank James, County Health Officer, and John Manning, County Public Health Director.

Mr. Manning outlined the topics of the presentation; 1) What are pandemics?, 2) The role of public officials in a pandemic., 3) How to prepare for a pandemic.

Dr. James explained that a pandemic is a global epidemic. He gave an overview of previous pandemics, infection control measures, and the projected effects of a pandemic on San Juan County. He stressed that in the event of a pandemic we could not expect external help. Dr. James emphasized the importance of public education and that individuals need to be food and medicine self-sufficient, having a two month supply of essential medications and a six to eight week supply of food on hand. The community needs to plan to be independent of the ferry system.

The Councils questioned Dr. James on various aspects of the presentation.

Dr. James reiterated that the community must be prepared to be independent; "civil society may breakdown".

Mr. Manning stated that it will be the County Council's task to consider declaring an emergency. An important role of elected officials will be to provide community leadership by example. He noted that a pandemic will be a long-term (weeks/months) emergency.

Mr. Manning summarized County planning efforts and mentioned that plans for a community forum are being finalized.

At 1:05 PM, Councilmember Lichter thanked Dr. James and Mr. Manning for their presentation.

The Town Council and County Council discussed various aspects of the issue.

Mayor Jones recommended the Town and County work together. Councilmember Lichter suggested forming a small Town/County taskforce.

Councilmember Rosenfeld inquired as to whether the Board of Health is already tasked with that role.

Mr. Manning suggested that the Board of Health could report more frequently to both bodies.

Discussion followed on practical planning issues and the need for recommendations from the Board of Health and the County Department of Emergency Management.

Councilmember Rosenfeld noted the existing incident command system and inquired as to what public information materials are available.

It was determined that the Board of Health will be the main source for disseminating information in conjunction with the County Health Department.

At 1:20 PM hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Steven Dubail, Clerk pro-tem

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Town Council – October 5, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Illg, & Rosenfeld

Council excused the absence of Councilmember Gillette.

Others present: Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

SJC Administrator Update

San Juan County Administrator, Pete Rose, updated the Town Council on San Juan County activities, such as: beginning the budget process, joint use facility meetings, and establishing County Council priorities.

Discussions followed regarding affordable housing; the urban growth area; siting of a refuse transfer station; County budget; and whether or not pandemic flu essential County employees have been identified.

Mr. Rose noted that 28 requests for guest houses were received during the limited opening on Monday, October 2nd and explained current County guest house policy.

Centennial Committee

At 12:15 PM, Councilmember Emery, Councilmember Illg, Historic Preservation Coordinator Strehlou, and Clerk Wilson gave an overview of the Town's Centennial Planning Committee efforts to date. Said efforts include the establishment of goals and objectives and operating guidelines; "Logo" contest guidelines; timeline of the celebration (mid-August 2008 through Labor Day 2009); and various ideas for the celebration.

Mayor Jones suggested a time capsule as part of the future legacy. Councilmember Rosenfeld suggested a memorial wall that could picture those who have lived on San Juan Island and passed on. Councilmember Brooks volunteered to find ways to include the island churches in the celebration.

Town Budget Process

12:32 PM, Town Treasurer Picinich, who is also the Town Finance Officer, gave a general overview of the Town's budget process. Discussion and inquiry followed.

Minutes

Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the Town Council minutes of September 21, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously.

Non-agenda

Mayor Jones asked Council to confirm the nomination of Greg Zervas, owner of Hillside House Bed and Breakfast, to the Lodging Tax Advisory Committee. Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the appointment of Greg Zervas to said Committee. The motion passed unanimously.

Claims/Payroll

Because not all Council members had reviewed the claims payment vouchers, Mayor Jones postponed the payment of claims and payroll to the evening Town Council meeting.

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At 12:48 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – October 5, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Illg, & Rosenfeld

Council excused the absence of Councilmember Gillette.

Others present: Town Attorney Eaton, Treasurer Picinich, Land Use Administrator Bertrand, Utilities Superintendent Wilks, and Water Department Lead Deegan

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Public Hearing for Floating Solar Powered Circulator Units on Trout Lake

Mayor Jones opened the public hearing for Shoreline Substantial Development Permit #83 & SEPA Checklist #257. A request by the Town of Friday Harbor to place three floating solar powered circulator units on Trout Lake.

Mayor Jones asked if any Councilmember wished to excuse themselves from participating. Council answered in the negative. There was no response to Mayor Jones' inquiry if anyone objected to his or any Councilmember's participation in the public hearing process. Council responded in the negative to Mayor Jones' inquiry regarding personal interest in the properties or issue. Council responded in the negative to Mayor Jones' inquiry regarding personal gain or loss of financial benefit; and communication with opponents or proponents regarding said permit. Council answered in the affirmative regarding hearing and considering the matter in a fair and objective manner.

Mayor Jones asked Land Use Administrator, Mike Bertrand, to present the staff report. Mr. Bertrand reported that the staff report dated 9/22/06 consisted of 5 pages along with 15 attachments, totaling 20 pages. Mr. Bertrand noted adherence to publication laws and the Town public notification process. Mr. Bertrand indicated that no public input had been received by staff. Using an aerial picture depicting Trout Lake (Exhibit A) Mr. Bertrand briefly described the project and recommended approval of Shoreline Substantial Development Permit #83 and SEPA Checklist #257.

Mayor Jones opened the public hearing to audience comments. None were forthcoming. Mayor Jones opened the hearing to Council questions.

Councilmember Illg asked what Attachment 20 to the staff report was depicting. Utilities Superintendent Wilks answered that it was a picture of what an algae sample looks like under a microscope.

Councilmember Emery inquired about the visibility of the solar circulator equipment to neighbors. Mr. Wilks answered that one or two of the neighbors on the westerly side of Trout Lake may be able to see the units. Following an inquiry about notification, Mr. Bertrand indicated that these property owners were mailed notification letters and that staff did not receive any input from them.

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Councilmember Illg questioned the noise of the units. Mr. Wilks answered that the noise was minimal. Mayor Jones commented that the RPM of the units was approximately 3 or 4 RPM's. Water Department Lead, Mike Deegan, explained how the floating solar powered circulator units operated.

Councilmember Brooks inquired about the cleaning and maintenance of the units. Mr. Wilks indicated that the units would receive annual maintenance and be cleaned every 3 years.

Councilmember Illg asked about the installation process. Mr. Deegan described how the units will be brought to and installed in Trout Lake.

Mayor Jones asked for audience input. None was forthcoming. Mayor Jones inquired if Attorney Eaton had any input. None was forthcoming.

At 5:45 PM, following further discussion, Mayor Jones closed the public input portion of the hearing and opened Council deliberations.

Councilmember Rosenfeld moved and Councilmember Brooks seconded to adopt the staff report dated 9/22/06; approve Shoreline Substantial Development Permit #83 and SEPA Checklist #257, and direct staff to prepare findings of fact and conclusions of law to support the Council decision. The motion passed unanimously.

Claims & Payroll

Councilmember Brooks moved and Councilmember Rosenfeld seconded to approve the payment of claim warrants #28358 through #28414 in the amount of \$310,439.58 and payroll warrants #11815 through #11894 in the amount of \$184,018.00. The motion passed unanimously.

Non-agenda

Councilmember Rosenfeld inquired about the procedure for appointing a new person into a vacated Council seat. Attorney Eaton indicated he would need to research the question further before giving an educated answer. Discussion followed.

At 5:55 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – October 19, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Access

During the public access portion of the meeting, Roger Frost and Jerry Riley of Spring Street School located at the corner of Spring and Caines Street, submitted a petition asking for an additional crosswalk at this intersection. Following discussion and inquiry, Mayor Jones indicated the issue would be placed on a future agenda.

Findings of Fact – Floating Circulators

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Councilmember Illg moved and Councilmember Brooks seconded to adopt the Findings of Fact and Conclusions of Law for Shoreline Substantial Development Permit #83 and SEPA Checklist #257 regarding the placement of three floating solar powered circulator units on Trout Lake. The motion passed unanimously, with Councilmember Gillette abstaining because he was not in attendance during the public hearing on this issue.

Budget

At 12:13 PM, Mayor Jones opened discussion of the draft 2007 Town Budget. Mayor Jones suggested the discussion begin with those unbudgeted items that were listed in a memo from him to Council dated 9/29/06.

Discussion followed regarding items that were budgeted and unbudgeted, such as: improvements to the Wastewater Treatment Plant; sidewalk cleaning machine; increasing the Historic Preservation Coordinator hours from 24 to 32; new utility staff; the new Town yard waste program; income survey; fencing of the Town shop; traffic calming devices; ferry traffic control program; increasing the Town's contribution to the Economic Development Council; performing a water and sewer rate study; and designing and constructing a sidewalk on Lampard Road.

It was determined to delete the following items: \$10,000 income survey; \$3,000 traffic calming devices; and lower the contribution to the San Juan Island Chamber of Commerce from \$25,000 to \$20,000.

Mayor Jones asked Council to rank the remaining 10 non-budgeted items from 1 to 5, with 5 being the highest and 1 the lowest. It was clarified that each number could be used in more than one instance.

Administrator Fitch noted that San Juan County Solid Waste is increasing their solid waste facility fees by 9%.

Administrator's Report

At 1:13 PM, Administrator Fitch reported that the additional monitoring wells at the Town's landfill site have shown no sign of chlorides during the last two quarters of monitoring.

Administrator Fitch reported that the State Department of Ecology (DOE) has approved the submarine sewer main replacement project's facilities plan. Mr. Fitch noted that Treasurer Picinich is working hard on the DOE Centennial Grant application.

Administrator Fitch mentioned that he would be attending a function to honor the Town of Friday Harbor as one of the first entities to pay off their Public Works Trust Fund loan.

Administrator Fitch reported on attendance at a joint use facility meeting with San Juan County, and numerous other community organizations.

Administrator Fitch commented that Council will hear the Guard Street Improvement – Phase 4 proposed design options on November 2, 2006 at their regularly scheduled meeting. Following inquiry regarding an open house for Guard Street businesses and residents, Council agreed the open house date should be Wednesday, November 15, 2006 at 5:30 PM.

Administrator Fitch reported that 38 applications in total had been received for the Town Fire Chief position.

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Administrator Fitch mentioned that the Guard Street Improvement Project – Phase 3 project is nearing completion. Discussion followed regarding future Tucker Street improvements and possible grant opportunities.

Administrator Fitch noted that water and sewer extension improvements are beginning on Carter Avenue.

Administrator Fitch asked about the Lodging Tax Advisory Committee funding allocations. Councilmember Emery noted that the applicants understand that they are receiving fewer funds than requested on their grant applications.

Minutes

At 1:27 PM, Councilmember Emery moved and Councilmember Rosenfeld seconded to approve the Town Council minutes of October 3, 2006 noon as written. The motion passed unanimously.

Individually, it was moved and seconded to approve the Town Council minutes of October 5, 2006 noon and 5:30 PM meetings as written. Each motion passed unanimously, with Councilmember Gillette abstaining because he was not in attendance at these meetings.

Claims

At 1:29 PM, Councilmember Rosenfeld moved and Councilmember Brooks seconded to approve the payment of claim warrants #28416 through #28477 in the amount of \$101,326.70. Councilmember Illg moved and Councilmember Gillette seconded to table the payment of claims until the evening Town Council meeting. The motion to table passed unanimously.

Non-agenda

Councilmember Rosenfeld suggested that Council receive additional compensation for attendance at various committee meetings. Discussion followed, no decision was reached.

Councilmember Rosenfeld suggested the Town work on cleaning up the voter registration roles to eliminate those who do not qualify to vote on Town issues.

Councilmember Rosenfeld suggested the Town Council change their name to the Town Commissioners to alleviate confusion between the San Juan County Council and the Town Council.

At 1:39 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – October 19, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, Treasurer Picinich, Utilities Superintendent Wilks, and Water Department Lead Deegan.

Mayor Jones led the meeting in the Pledge of Allegiance.

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There were no public access items forthcoming.

Emergency Action and Inundation Analysis

Jim Doane, Brown and Caldwell Engineering, explained that a morning meeting with the San Juan Island emergency responders and a later meeting with the affected property owners regarding this emergency action and inundation analysis would take place tomorrow.

Mr. Doane gave a presentation regarding the draft Trout Lake Dam Emergency Action Plan and inundation analysis. During this presentation Mr. Doane explained the process to develop said plan, analysis, and conclusions. Discussion between Mayor Jones, Council, Administrator Fitch, Mr. Doane, and Dave Cummings, Dept. of Ecology representative, ensued during and after said presentation.

Administrator Fitch explained the ongoing process for final adoption of said plan. Mr. Cummings noted that a public hearing was not necessary, but concurrence from the island's emergency management personnel was essential.

Unfinished Business

At 6:24 PM, Mayor Jones suggested Council continue discussion of the draft 2007 Town Budget from the noon Town Council meeting.

Councilmember Brooks questioned the Town's chipseal program. Utilities Superintendent Wilks explained that chipseal is an inexpensive way to protect Town roads that are beginning to come apart until extensive improvements can be afforded. Discussion followed regarding the cost of asphalt versus chipseal.

Councilmember Brooks questioned the proposed salaried staff wage increases. Mayor Jones explained his reasoning for suggesting said increases. Councilmember Emery suggested the Administrator investigate the wages of other San Juan Island public entities to use for comparison. Mayor Jones agreed that this would be done.

Councilmember Rosenfeld noted that considering recent discussions with Jan Jutte from the State Auditor's Office Help Desk, he felt the \$20,000 requested by the San Juan Island Chamber of Commerce could be paid from the 1st 2% of the hotel motel excise tax funds rather than the Current Expense Fund.

Councilmember Illg questioned the need for a water and sewer rate study. Administrator Fitch commented that the current sewer rate study does not include the cost for the submarine sewer line replacement project, as well as, the impact of ongoing inflationary costs.

Discussion followed in regards to reviewing assumptions made in the rate studies; the Town's good repayment schedule and how that translates to savings; high utility rates; the small Town population that is paying for burdensome infrastructure costs; ideas to increase revenues; projected 2007 budget sales tax revenue; and the Town's reserve funds.

Claims

Councilmember Gillette moved and Councilmember Emery seconded to approve the payment of claim warrants #28416 through #28477 in the amount of \$101,326.70. The motion passed unanimously.

Non-agenda

Administrator Fitch noted that Attorney Eaton received a letter from the Puget Soundkeeper Alliance that indicated the Town has complied with all of the items it agreed to with said Alliance.

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

At 7:21 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – November 2, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Emery, Gillette, Illg, & Rosenfeld

Council excused the absence of Councilmember Brooks.

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Access

During the public access portion of the meeting, Debbie Pigman, San Juan Island Chamber of Commerce Director, thanked the Town Council for their financial support of the Island Lights Festival. Ms. Pigman asked Council to financially support sidewalk cleaning equipment; personnel costs; and smaller trash/cigarette receptacles as a part of the effort to keep the Town looking cleaner. She indicated that the San Juan Realtors Association is willing to donate \$10,000 towards the purchase of a sidewalk cleaning machine.

Ralph Hahn, President of the Economic Development Council (EDC), thanked the Town Council for past support and explained recent organizational changes that the EDC has implemented. Mr. Hahn indicated that because of said changes, public entities such as the Town/Port/County are being asked to give more than their usual economic development contributions.

Edith Dickinson, Argyle Avenue, expressed concern that a yard waste burning ban will go into effect on January 1, 2007 and no other provisions have been established to handle the community's yard waste. It was noted that a yard waste program was in the draft 2007 Town budget.

Sharon Kivisto, PO Box 1118, encouraged Council to revisit the merging of the Town and San Juan Island Fire Departments as the timing is ideal in that both the Town and County have vacant Fire Chief positions at this time.

Guard Street – Phase 4

At 12:18 PM, Mayor Jones opened discussion of the proposed Guard Street improvements from Marguerite Place to Park Street. Administrator Fitch explained funding sources for said project. Tani Stafford, Gray & Osborne Engineers, described the two Guard Street – Phase 4 concepts and the challenges that face each concept. Ms. Stafford explained that during Phase 4 the franchise utility improvements will be done prior to the Town's road improvements. Discussion and inquiry followed regarding the concepts; the different right of way acquisition necessary for each concept; the intersection of Park and Guard Street configuration; large vehicle traffic; Carter Street improvements; where the funding shortfall could be paid from; and the impact of adding bike lanes or a traffic circle to right of way costs and parking lanes.. Mayor Jones noted that Council would need to make there final concept decision at the November 16, 2006 Town Council meeting.

Spring Street Crosswalk

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Mayor Jones opened discussion of an additional crosswalk at the intersection of Spring/Blair/Caines Streets.

Mayor Jones indicated that a crosswalk at said intersection could either go straight across or diagonal from Blair Street to the south side of Spring Street. He indicated the straight across option would eliminate the right hand turn lane from Blair Street to Spring Street. Administrator Fitch estimated the cost of the necessary improvements at \$5,000 to \$10,000. Following discussion between Council, staff and Ms. Stafford, Councilmember Rosenfeld moved and Councilmember Emery seconded to leave the design particulars to adding a crosswalk at this intersection to Administrator Fitch. Councilmember Gillette indicated he was opposed to leaving the issue at the staff level, but in favor of adding a crosswalk at this location. Councilmember Illg spoke in favor of keeping the right hand turn lane from Blair Street onto Spring Street. The motion passed 3 to 1, with Councilmember Gillette opposed.

Hotel Motel Funds

Mayor Jones opened discussion of the allowable uses of hotel motel tax revenues. Council answered in the negative to Mayor Jones' inquiry if they were aware of the allocations recommended by the Lodging Tax Advisory Committee.

Following discussion it was determined to table further discussion until the next meeting. Administrator Fitch expressed concern regarding the different directions given from the regional state auditors versus Jan Jutte, the person identified by the regional state auditors as the expert regarding hotel motel tax use. Councilmember Rosenfeld encouraged Mr. Fitch to call and speak with Ms. Jutte directly.

Resolution #1541 & 1542

Mayor Jones opened discussion of draft Resolution #1541. A resolution authorizing the Mayor to execute Change Order #3 on the contract with Award Construction, Inc. for the Guard Street Improvement Project – Phase 3 in the amount of \$8,221.13. Administrator Fitch explained the particulars of draft Resolution #1541 and Resolution #1542. A resolution authorizing the Mayor to execute Change Order #4 on the contract with Award Construction, Inc. for the Guard Street Improvement Project – Phase 3 in the amount of \$4,541.56. Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolutions #1541 and 1542 as stated. The motion passed unanimously.

Administrator's Report

Administrator Fitch reported on the ceremony where the Town received an award from the Public Works Trust Fund in recognition for paying off their 20-year loan.

Administrator Fitch asked if Council were interested in allocating \$10,000 toward the purchase of pandemic flu antiviral medications in the 2006 budget. Mr. Fitch explained the particulars of the invitation to purchase said medications from Dr. James, San Juan County Health Official. Following discussion it was determined that further discussion would be held during the evening Town Council meeting.

Administrator Fitch noted that the Town's Department of Ecology (DOE) \$2.87 million Grant Application was mailed on 10/27/06 and received by DOE on 10/31.

Mr. Fitch reported that the Guard Street – Phase 3 project may be completed by Wednesday, 11/8/06.

Mr. Fitch noted that the installation of the SolarBee floating solar circulators on October 27/28 in Trout Lake went well and distributed pictures of said equipment.

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Administrator Fitch reported that an additional 50,000-70,000 gallon water reservoir to be located in the Hillview Terrace area may be necessary to improve fire pressure in the north area of Town. Administrator Fitch indicated that he would have cost estimates for Council in future. Discussion followed regarding the particulars of the process and project.

Administrator Fitch mentioned that the fire chief selection group has met one time to discuss said applicants. Discussion followed regarding the group dynamics.

Minutes

Councilmember Rosenfeld moved and Councilmember Gillette seconded to approve the Town Council minutes of October 19, 2006 noon and 5:30 PM meetings as written. The motion passed unanimously.

Claims & Payroll

Councilmember Rosenfeld moved and Councilmember Emery seconded to approve the payment of claim warrants #28480 through #28519 in the amount of \$169,202.73 and payroll warrants #11895 through #11941 in the amount of \$173,968.58. The motion passed unanimously.

Non-agenda

Administrator Fitch indicated that if tonight's public hearing regarding the submarine sewer line replacement project is well attended by the public and exceeds the Council Chamber's capacity, the meeting may be required to be rescheduled to another time and large location.

Administrator Fitch asked for clarification regarding the Council's earlier request for salary comparisons of administrative positions in other San Juan County organizations. Council agreed that a general comparison of positions, not a specific comparison of persons, was acceptable.

At 1:37 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – November 2, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Emery, Gillette, Illg, & Rosenfeld

Council excused the absence of Councilmember Brooks.

Others present: Town Administrator Fitch, Attorney Eaton, Treasurer Picinich, Zoning Coordinator Jones,

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Public Hearing for SSDP #84 and SEPA Checklist #258

Mayor Jones opened the public hearing for Shoreline Substantial Development Permit #84 & SEPA Checklist #258. A request to replace offshore wastewater pipelines and upland alignments.

Mayor Jones asked if any Councilmember wished to excuse themselves from participating. Council answered in the negative. There was no response to Mayor Jones' inquiry if anyone objected to his or any Councilmember's participation in the public hearing process. Council responded in the negative to

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Mayor Jones' inquiry regarding personal interest in the properties or issue; personal gain or loss of financial benefit; and communication with opponents or proponents regarding said permit. Council answered in the affirmative regarding hearing and considering the matter in a fair and objective manner.

Mayor Jones asked Warren Jones, Zoning Coordinator, to present the staff report. Mr. Jones noted that the staff report dated 10/20/06 consisted of a total of 21 pages. Mr. Jones noted adherence to publication laws and the Town public notification process. Mr. Jones introduced Exhibits A-D, Brown & Caldwell Engineering maps depicting various components of the project. Exhibit A – sewer replacement general overall map of project; Exhibit B – project construction schedule; Exhibit C – preliminary Segment B shoreline overall plan; and Exhibit D – preliminary Segment B sewer service connections plan. Mr. Jones commented that the subject shoreline was zoned urban or urban residential. Mr. Jones explained how the complexity of the permitting process for this project has changed since the Town originally permitted the cast iron submarine sewer line in 1969. Mr. Jones observed that page 5 and 6 of the staff report stated the regulations concerning this project and recommended approval of Shoreline Substantial Development Permit #84 and SEPA Checklist #258.

Using Exhibits A-D, Mike O'Neill, Brown & Caldwell engineer, described various components of the proposed submarine sewer main replacement project; why the Town must implement these necessary improvements; and the timeline for said project.

At 5:49 PM, Mayor Jones opened the public hearing to audience comments.

Lori Stokes, Warbass Way resident, asked about the impact to Warbass residents in regards to sound and sight. Mr. O'Neill answered that most of the work would be completed either underwater; on barges, or assembled elsewhere and brought to the project.

Administrator Fitch answered that the impact would be similar to the recent Washington State Ferries Friday Harbor Ferry Terminal Renovation project, such as lights, glare, and extended working hours.

Nedell Crawford, Friday Avenue, questioned where on her property the collection system would be located. Using Exhibit A, Mr. O'Neill pointed out where the sewer collection pipes would be located. Ms. Crawford questioned the timeline for Segment C of the project. Mr. O'Neill estimated that this portion of the project would start in winter of 2007 and finish in 2008.

Susan Schirmer, Warbass Way, questioned the distance the underwater pipeline will be from the shore. Mr. O'Neill explained that the pipeline will be sunk onto the sea floor in approximately 15-20 feet of water, subject to the location of eel grass.

Ron Hanson, Cannery Village, questioned the impact on the Cannery Village & Cannery Landing. Administrator Fitch answered that the construction will be very disruptive to said parking and may even be non-existent for approximately three months. Mr. Fitch noted that the Town hopes to arrange some off-site parking options during this time. Mr. Fitch explained easement requirements for this area. Mr. Hanson inquired about the process for re-connecting the old submarine sewer main to the new lateral equipment would take place. Mr. O'Neill and Mr. Fitch described the process.

From the audience, Nouridine Jensen, 1st Street, stated opposition to the project.

At 6:05 PM, Administrator Fitch summarized a letter from Washington State Department of Transportation dated 6/30/06 asking that special consideration be given to Washington State Ferries during this project's construction operations. Said letter was marked Exhibit E.

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Mayor Jones asked for additional non-repetitive audience comments.

Lori Stokes, Warbass Way, asked that the Town be respectful to those living close to the construction project in regards to lighting and sound.

At 6:09 PM, Mayor Jones opened the hearing to Council questions.

Councilmember Rosenfeld inquired how the Town would adhere to the minimizing of turbidity as noted on Page 7, Condition #5 of the staff report. Administrator Fitch answered that slow speeds and lack of wake should help minimize turbidity.

Councilmember Emery asked Administrator Fitch about the removal of the deteriorating cast iron piping. Administrator Fitch answered that only the submerged exposed cast iron piping would be removed from the waters.

Councilmember Illg inquired about the impact for rock excavation on businesses and residents in the area. Administrator Fitch answered that the specific impact has not been determined, but there will be significant rock excavation and noise associated with the project.

Julie Madison, Brown & Caldwell representative, noted that the heaviest impact will be to those businesses and residences by Cannery Village, Culver Avenue, Tucker Avenue, and First Street.

At 6:13 PM, Mayor Jones asked but did not receive further audience input. Mayor Jones closed the public input portion of the hearing and opened Council deliberations.

Councilmember Gillette stated that he appreciated the audience comments.

Hearing another audience comment, Mayor Jones re-opened the public hearing to audience input again.

Nouridine Jensen, 1st Street, suggested the Town should have pursued alternative solutions. Mr. Jensen indicated that replacing the existing submarine sewer main with new materials was not an unreasonable solution.

Mayor Jones closed the public input portion of the meeting again.

Councilmember Rosenfeld moved and Councilmember Emery seconded to accept the staff report date 10/20/06 and direct staff to prepare Findings of Fact and Conclusions of Law to support the Council's decision. The motion passed unanimously.

Resolution #1543

At 6:17 PM, Mayor Jones introduced draft Resolution #1543. A resolution fixing the time for a public hearing on a petition for the vacation of a portion of Culver Avenue. Administrator Fitch, Land Use Administrator Bertrand, and Attorney Eaton explained the particulars of the vacation procedural process. Following inquires, Councilmember Emery moved and Councilmember Rosenfeld seconded to adopt Resolution #1543 fixing the time for said hearing as December 7, 2006 at 5:35 PM. The motion passed unanimously.

Non-agenda

Mayor Jones inquired if Council had any objections to purchasing \$10,000 worth of anti-viral drugs for Town citizens' use during a pandemic flu outbreak.

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Councilmember Illg stated many reasons that she felt it is misguided to spend \$10,000 on this product. Ms. Illg noted that Dr. James previously indicated that personal hygiene and isolation were the best public defense against a pandemic flu outbreak.

Councilmember Rosenfeld indicated he was skeptical as well, but deferred to the San Juan County Health Official's recommendation to purchase said drugs.

Councilmember Rosenfeld moved and Councilmember Gillette seconded to amend the 2006 Town Budget to appropriate \$10,000 worth of funds towards the purchase of pandemic flu anti-viral drugs for use by Town citizens.

Following discussion regarding storage, management during a crisis, Town liability, and public comfort, the motion passed 3 to 1, with Councilmember Illg opposed.

Administrator Fitch noted a community forum on pandemic influenza scheduled for November 13, 2006 from 5:30 PM to 6:30 PM in the San Juan Community Theatre Gubelman Room.

Mayor Jones noted that the Guard Street Improvement Project – Phase 4 open house is scheduled for November 15, 2006 from 5:00 PM to 7:00 PM in the Town Council Chambers.

Mayor Jones indicated he would be unable to attend the previously scheduled November 30, 2006 public hearing regarding the 2007 Town Budget and asked if Council could reschedule this meeting to another date. It was agreed that Tuesday, November 28, 2006 at 5:30 PM was an acceptable date by everyone present.

Councilmember Rosenfeld distributed a Washington State Ferries flyer regarding the Friday Harbor Ferry Terminal Master Plan. Mr. Rosenfeld urged Council and staff to view the story boards on the website listed on said flyer.

Councilmember Rosenfeld suggested that discussion regarding the expansion of the downtown core and historic district be placed on a future agenda. Discussion followed regarding increased costs; tax and/or financial benefits; and loss of residential community. Mayor Jones indicated he would discuss the issue with staff.

Councilmember Illg asked about the procedure for Council to support or oppose an initiative on the election ballot. Attorney Eaton explained that there are limitations on elected officials regarding the support of or opposition to an initiative.

2007 Budget Work Session

At 6:55 PM, Mayor Jones opened discussion of the draft 2007 Town Budget. Attorney Eaton left the meeting. Discussion began regarding the rankings Council placed on the proposed expenditures for projects not budgeted, as listed in the memo from Mayor Jones to Council dated 9/29/06. Following discussion these decisions were made: Delete the water/sewer rate study and joint Town/County space planning study; and affirmed previous support of \$20,400 for Friday Harbor athletic sport fields and did not commit to further funding.

Mayor Jones suggested Council set aside further discussion of the unbudgeted proposed projects and discuss the Current Expense Fund. Council questioned various components of the Current Expense draft budget. Council agreed to add \$10,000 as a transfer from the Current Expense fund to the Capital Expense fund for Intermodal Transportation improvements. During discussion of the Historic

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Preservation Coordinator position hours, Mayor Jones voted in favor of increasing said position hours from 24 to 32 hours per week, which broke a 2-2 tie. The entire Current Expense budget was discussed and no additional changes were made at this time.

At 8:26 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – November 15, 2006 @ 5:00 PM

The Town Council met in special session for the purpose of holding an open house to inform the public of planned Guard Street Improvement Projects from Marguerite Street to Park Street.

Members present: Brooks, Emery, Gillette (late), Illg, & Rosenfeld (late)

Others present: Utilities Superintendent, Mike Wilks and Tani Stafford, Gray & Osborne Engineer

Open House

Mayor Jones called the meeting to order and invited the public to comment.

Members of the public in attendance:

Barry Madan, CenturyTel representative; Jim Schubert, OPALCO representative; Laura Tretter and Shannon Sword, San Juan Island Library representatives; Claudia Cross, Island Petroleum Services representative; and Guard Street property owners-- Steve Schramm, Al Commins, Jim Smith and Beth Fricke.

Mr. Schubert and Mr. Madan explained the electrical and communication infrastructure improvements that will take place in the summer of 2007 on Guard Street.

At 5:30 PM, Tani Stafford, Gray & Osborne Engineer, explained proposed Concept 1 and Concept 2 regarding 2008 Town planned improvements on Guard Street from Marguerite Place to Park Street. Ms. Stafford explained parking and cost differences between the two concepts and that the Town will also be completing water main improvements during this same project. Ms. Stafford noted that there were Comment Forms for the public to fill out and return to the Town by tomorrow.

Discussion followed regarding the particulars of the project/ideas/concerns:

- Keeping at least one travel lane open for the entire project.
- Signage that indicates that businesses are open.
- Better coordination and communication between the contractor and property owners than in Phase 3 of the Guard Street project
- Widening the prism of the road
- Reverse the current egress/ingress of the property on the north corner of Guard Street and Carter Avenue for safety reasons
- Access to businesses
- Construction hours and noise and its impact on motel guests and the library's reading program
- If blasting would be necessary
- Parking lane width
- Restricting parking to exclude oversized vehicles or double axle vehicles
- Adding a bike lane

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- How federal funds can restrict a project
- Maintaining traffic and pedestrian access during the project
- Project timeline (Construction begins March – August, completed by October 2008)
- Shortening the project timeline by working longer hours
- Designing the Carter Street intersection to accommodate large gas trucks
- Crosswalks

At 6:15 PM, Mayor Jones declared the meeting adjourned. The public was invited to stay and discuss the project with the Town's engineers until 7:00 PM.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – November 16, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Utilities Superintendent Wilks, Treasurer Picinich, Land Use Administrator Bertrand, & Sewer Department Lead Reitan

Mayor Jones led the meeting in the Pledge of Allegiance.

Public Access

During the public access portion of the meeting, Clerk Wilson asked Council to consider allocating funds for an employee wellness program.

Resolution #1544

Mayor Jones introduced draft Resolution #1544. A resolution authorizing the Mayor to accept a proposal from Michels Pipe Service, Inc. to perform sanitary sewer pipe and manhole rehabilitation services in the amount of \$155,706.20 for the completion of said services at Nelson Street, Guard Street and Rhone Street. Town Utilities Superintendent and Sewer Department Leadman explained the particulars of the project. Following Council inquiries in regards to the specifics of the procedure; expected life; and cost savings, Councilmember Rosenfeld moved and Councilmember Emery seconded to adopt Resolution #1544 as stated. The motion passed unanimously.

Administrator's Report

Mayor Jones indicated that Administrator Fitch would be present at the evening Town Council meeting and present the Administrator's Report at that time.

Minutes

At 12:10 PM, Councilmember Illg moved and Councilmember Rosenfeld seconded to approve the Town Council minutes of November 2, 2006 noon and 5:30 PM meetings as written. Following discussion the 11/2/06 5:30 PM Town Council meeting minutes were modified as follows: "...and affirmed previous support of \$20,400 reduce the support for Friday Harbor athletic sport fields from \$32,500 to \$20,400 and did not commit to further funding." The motion was amended to approve the minutes as corrected. The motion passed unanimously, with Councilmember Brooks abstaining because she was not in attendance at said meetings.

Non-Agenda

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Councilmember Rosenfeld commented on an email, received from neighbors near the Carter Avenue athletic field project, expressing concern with the possible elimination of more trees on the south side of said school owned property. Mr. Rosenfeld suggested Council withdraw its financial contribution towards said project if the developer does not uphold their promise, made during the Town's Conditional Use Permit process, to save these trees. Mr. Rosenfeld explained that the retainage of said trees was not a condition placed on the Town's Conditional Use Permit and therefore unenforceable by the Town.

Land Use Administrator Bertrand explained conversations with Michael Soltman, San Juan Island School Superintendent; regarding said subject. Mr. Soltman agreed that no additional trees in the area of concern would be eliminated. Mr. Bertrand explained other components of the conditional use permit enforcement process.

Following discussion of the proposed use of the fields; the asset these fields will be to the Town/County; partnering on the project; and welfare of the neighborhood, Councilmember Rosenfeld moved and Councilmember Emery seconded that the allocation of the funds budgeted in 2007 (\$20,400) be contingent on the assurance that said trees remain and conditional use permit compliance. The motion passed 4 to 1 with Councilmember Gillette opposed.

Revenue Public Hearing

At 12:33 PM, Mayor Jones opened the public hearing on the Town's 2007 Revenue Resources. No public input was forthcoming. Treasurer Picinich gave a presentation of the anticipated current expense revenue resources for 2007. Discussion and inquiry ensued during Ms. Picinich's presentation.

At 12:55 PM, Mayor Jones inquired if any public input was forthcoming; seeing none, Mayor Jones closed the public hearing on revenue resources.

Ordinance #1322 & Resolution #1545

Councilmember Brooks moved and Councilmember Rosenfeld seconded to adopt Ordinance #1322 and Resolution #1545. An ordinance and resolution fixing and levying the amount of Ad Valorem Taxes for the Town of Friday Harbor for the year 2007. The motion passed unanimously.

More Non-agenda

Councilmember Brooks indicated that John Manning, San Juan County Housing Bank; is asking if the Town would fund a portion of a County-wide income survey if they included the Town in this survey. Discussion followed regarding process and the usefulness of such a survey for the Town.

Councilmember Rosenfeld suggested the Town reconsider merging the Town and San Juan County Fire Departments because the timing for a merge was optimum as both the Town and County Fire Chief positions are currently vacant. Councilmember Rosenfeld made a motion to this effect that died for lack of a second.

Councilmember Gillette reported on attendance at a transportation committee meeting in San Francisco regarding hydrofoil passenger only ferries to be used in the Bay area. Discussion followed regarding the types of ferries and their "wake" impact on the environment.

2007 draft Budget Work Session

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Councilmember Brooks asked why the 2007 Water Department Budget was less than the 2006 Water Department Budget. Treasurer Picinich answered that the Town purchased the floating solar powered circulators in 2006.

Councilmember Emery inquired about improvements to the Town Public Works Shop. Utilities Superintendent Wilks answered that the building is in poor condition and in need of repairs.

Mayor Jones suggested the Town increase the rate of Town water sold by the tank load by 25%. Mr. Wilks indicated that there was no decrease in tank water sold after the last increase in price. Councilmember Emery suggested we raise the rate the same as other water rate increases.

Councilmember Gillette expressed concern with the \$575,000 budgeted amount for water catchments at the Wastewater Treatment Plant (WWTP). Sewer Leadman Reitan indicated that the sludge dryer equipment at the WWTP was designed to run 1 day per week and is being used 5 days per week and requires more water than is currently available without using Town water resources. Discussion followed regarding the particulars of the catchment system.

At 1:42 PM, hearing no objection, Mayor Jones postponed further agenda business to the evening Town Council meeting and declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – November 16, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg, & Rosenfeld

Others present: Town Administrator Fitch, Attorney Eaton, Treasurer Picinich, Utilities Superintendent Wilks, & Sewer Department Lead Reitan

Mayor Jones led the meeting in the Pledge of Allegiance.
There were no public access items forthcoming.

Administrator's Report

Administrator Fitch asked Council to consider entering into an interlocal agreement with the Port of Friday Harbor to jointly hire a lawyer to contact Standard Oil Company regarding contaminated soil in the Front Street right of way. Mr. Fitch explained the particulars of the process for negotiations with Standard Oil Company. Mr. Fitch explained how the contamination could delay the Front Street portion of the Town's submarine sewer main replacement project if not dealt with in a timely manner. Following discussion, Council did not express any objection to Administrator Fitch proceeding with an interlocal agreement for said purposes.

Claims

Councilmember Brooks moved and Councilmember Emery seconded to approve the payment of claim warrants #28521 through #28576 in the amount of \$535,054.07. Following discussion, the motion passed unanimously.

Guard Street – Phase 4

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Mayor Jones opened discussion of the proposed Guard Street improvements from Marguerite Place to Park Street. Mayor Jones pointed out that the basic difference between Concept 1 and Concept 2 was that Concept 2 had parking lanes on both sides of the street, while Concept 1 only had parking on the south side of the road.

Councilmember Gillette expressed concerns with the 11' travel lanes in Phase 3, and suggested the width of the travel lanes in Phase 4 be increased to 14 feet.

Councilmember Brooks indicated support for Concept 2 because parking lanes on both sides of the street would give bicycle traffic added room to navigate.

Councilmember Emery indicated support for parking on both sides as well, or one wider parking lane on the south side of the road.

Councilmember Rosenfeld commented that he supported Concept 2, except no parking lane at the San Juan Island Library, because this would cause the Library to lose too much of their current limited parking lot.

Discussion and inquiry followed regarding the Town's standards regarding parking lanes; sidewalks; and large vehicles.

Councilmember Brooks moved and Councilmember Rosenfeld seconded to accept Guard Street Improvement Project – Phase 4 – Concept 2. Following discussion about ways to mitigate said Library's parking dilemma, the motion failed 2 to 3 with Councilmembers Emery, Illg, and Gillette opposed.

Councilmember Gillette moved to extend the Guard Street Improvement Project – Phase 4 to Carter Avenue and finish the curb, gutter, and sidewalk improvements on the westside of Carter Avenue to the Island Petroleum Services near property line. The motion died for lack of a second.

Councilmember Emery moved and Councilmember Illg seconded to accept Guard Street Improvement Project – Phase 4 – Concept 1 to preserve said Library parking. Following discussion regarding parking spaces and the width of the travel lanes, the motion passed 3 to 1, with Councilmember Gillette opposed and Councilmember Rosenfeld abstaining.

Regarding the Guard Street – Phase 4 Intersection Concepts, Councilmember Gillette moved and Councilmember Emery seconded to accept Concept A for the intersection of Guard Street and Park Street. The motion passed 4 to 1, with Councilmember Rosenfeld opposed.

Council asked Administrator Fitch to provide property owners with suitable landscaping following construction. Administrator Fitch assured Council that he will negotiate with the affected property owners regarding restoration landscaping.

Findings of Fact & Conclusions of Law

At 6:26 PM, Councilmember Illg moved and Councilmember Emery seconded to adopt the Findings of Fact and Conclusions of Law regarding Shoreline Substantial Development Permit #84 and SEPA Checklist #258 to replace the offshore submarine sewer main pipelines and install upland sewer alignments. The motion passed unanimously, with Councilmember Brooks abstaining because she was not in attendance at the public hearing regarding this issue.

Town Council Vacancy

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Mayor Jones opened discussion of the process to fill Councilmember Rosenfeld's soon to be vacant seat on the Town Council. Mayor Jones congratulated Councilmember Rosenfeld on his election as the Town's representative on the San Juan County Council. Councilmember Rosenfeld indicated he would be resigning his Town Council position effective 11/28/06.

Following discussion of the process to fill said vacancy, Council agreed that anyone interested in joining the Town Council should submit a letter of interest and a statement of their qualifications by December 1st. Discussion was held regarding the legislative requirements to hold office.

2007 Budget Work Session

At 6:41 PM, Mayor Jones opened the 2007 Budget work session.

Ralph Hahn, Executive Director of the Economic Development Council (EDC), asked Council to consider increasing the Town's annual support from \$1,500 to \$7,500. Mr. Hahn explained how the EDC would use \$3,800 of said funds to facilitate bringing consultant, Roger Brooks, to Friday Harbor for the purpose of identifying tourism development opportunities for downtown Friday Harbor. Following inquires, Councilmember Illg moved and Councilmember Rosenfeld seconded to approve the allocation of \$7,500 to the EDC. The motion passed unanimously.

Discussion began at the Sewer Department. As requested, Treasurer Picinich explained the difference between the sewer fund and the capital reserve for sewer projects.

Councilmember Gillette commented on the increasing costs of running the sewer department. Councilmember Gillette moved that the Town hire an independent consultant at an estimated cost of \$50,000 to help analyze the wastewater treatment plant operations in the hopes of saving money down line. The motion died for lack of a second. Discussion followed regarding wastewater treatment operations.

Councilmember Emery questioned where the proposed two new utility workers will be utilized. Utilities Superintendent Wilks answered that one new employee would be working on the new yard waste and litter control programs and the other would be divided between the various utility departments as a maintenance worker. Councilmember Emery suggested combining the two positions until it is determined that there is enough work to keep both employees busy full time.

Administrator Fitch indicated it is not mandated to provide a yard waste program. Councilmember Emery questioned if the yard waste customers will be charged by use or if everyone will receive a fee. Administrator Fitch answered that either it will be by use or incorporated into the refuse utility rate for everyone, depending on the level of service provided.

Councilmember Brooks asked if the sewer budget incorporated the proposed 3.3% increase in sewer rates. Treasurer Picinich answered in the affirmative and indicated that the sewer budget barely balanced including this increase.

Refuse Department. Administrator Fitch mentioned that the San Juan County Solid Waste Division is increasing the Town's refuse tipping fees by 9% in 2007. Discussion followed regarding the limitations at the current Sutton Road Transfer Site.

Street Fund. Administrator Fitch pointed out that the litter control personnel would be paid from the street fund and that \$14,000 has been designated for the design of Carter Avenue improvements. Mayor Jones suggested the Council add the design and construction of a Lampard Road sidewalk at a

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cost of \$45,000 and the design of the Spring Street/Argyle Avenue intersection at a cost of \$30,000 into the draft 2007 budget. Following discussion, Council concurred with this suggestion. Stormwater Fund. Discussion began regarding the County's stormwater program versus the Town's stormwater program and philosophy.

Administrator Fitch indicated he would know the amount of the proposed utility rate increases by the December 7, 2006 Town Council meeting.

Councilmember Illg asked that the low-income senior discount program be reviewed by Council in the future. Administrator Fitch indicated that Joyce Sobel of the San Juan Island Family Resource Center has asked the Town to increase the budget for utility payment assistance from the current \$1,500 to \$2,500. Council concurred with this request.

At 7:49 PM, hearing no objection, Mayor Jones declared the meeting continued until Tuesday, November 28, 2006 at 5:30 PM for the purpose of holding a public hearing on the proposed 2007 Town Budget. This meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – November 28, 2006 @ 5:30 PM

The Town Council met in continued regular session for the purpose of holding a public hearing on the draft 2007 Town Budget with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, Illg & Rosenfeld (late)

Others present: Town Administrator Fitch & Treasurer Picinich

Administrator's Report

Because Councilmember Rosenfeld was not present for the first agenda item that required his presence, Mayor Jones asked Administrator Fitch to update Council on any administrative items.

Administrator Fitch reported that a sidewalk cleaning equipment demonstration is scheduled for Thursday, 11/30/06 beginning at The Little Store at noon.

Administrator Fitch noted that Councilmember Rosenfeld has submitted his resignation to be valid upon the swearing in of the newly elected County Council officials.

Administrator Fitch reported on emergency management administration during the snow storm activities, with communication difficulties being the major disruptive issue. Mr. Fitch updated Council on Town snow storm activities and community storm challenges. Mr. Fitch indicated that the weather news indicates that a new arctic cold front is approaching on Wednesday or Thursday this week. Administrator Fitch noted that the Town was open for business as usual during the snow storm and asked Council to notify him of any problems.

Public Hearing – Draft 2007 Town Budget

At 5:40 PM, Mayor Jones opened the public hearing on the draft 2007 Town Budget and asked for public input.

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Ed Hale, San Juan County Solid Waste Manager, informed Council that a 9% solid waste tipping fee increase is proposed for 2007. Mr. Hale explained the logic behind said proposed increases as: increased garbage removal costs, increased recycling costs, increased labor costs, increased sub-contractor costs; and increased transportation costs.

Discussion followed regarding the County's funding of its solid waste division capital reserve fund. Council questioned whether the Town should be required to help pay (via tipping fee costs) for the closing of the Orcas and Lopez Landfills, when the County did not contribute towards the Town's closing of the Friday Harbor landfill, even though it housed all of San Juan Island's garbage.

Mr. Hale explained that the County does not separate the cost of each islands' landfill closure, but groups the overall costs together.

Discussion followed regarding tipping fees; use of the Town's Sutton Road property; the County's public process regarding a new landfill site and operations on San Juan Island; the lower impact of bulk hauling versus individual self-hauling on the County transfer site; how this rate increase will impact Town residents; that the Town rents the Sutton Road facility to the County for a nominal fee and should receive a lower tipping fee based on this generosity rather than the same rate as other bulk refuse haulers; and other ways to handle the Town's refuse collection system.

Councilmember Rosenfeld arrived at 5:55 PM during this discussion.

Mayor Jones thanked Mr. Hale for taking the time to speak with the Town Council.

Recognition of Councilmember Rosenfeld

At 6:15 PM, Council celebrated Councilmember Rosenfeld's public service with the Town. A clock/plaque was given to Mr. Rosenfeld in appreciation of his service on the Town Council. Councilmember Rosenfeld indicated that he hoped to continue a close relationship with the Town as part of his responsibilities as a new County Council member. Mr. Rosenfeld encouraged Town Council members to contact him regarding any concerns.

Continued Public Hearing

Mayor Jones explained how the draft 2007 Town budget process will proceed through year end.

Discussion began at the Capital Reserve Fund, and continued through the end of the draft 2007 budget. Discussion items included: expenditures exceeding revenues; the responsibility for closing costs for the Friday Harbor landfill closure; the history of the Town's tipping fees with San Juan County and how the rate was determined; re-starting the Town's refuse system; the value of the Town's solid waste site permitted land to the County; the process the Town and County would have to follow if the County purchased the Town refuse site; and whether or not leasing more property at said site to the County would have a benefit for the Town residents.

At 7:00 PM, Mayor Jones commented on a memo (and accompanying support documents) from him to Council dated 11/27/06 informing Council of all items that were previously unbudgeted that are now within the draft 2007 Budget.

Discussion followed in regards to eliminating the tiered water rate schedule and how this would impact water department revenues; the lack of necessity to spend the \$30,000 budgeted for the Spring/Argyle intersection design; the projected sales tax revenues; the proposed utility rate increases; the sidewalk cleaning machine cost; hotel motel grant monies; the proposed \$575,000 wastewater treatment plant equipment and operating said plant within its discharge permits; non-represented employee salary

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methodology; and the financial impact proposed utility rate increases will have on 50% of Town utility customers. It was the consensus of Council to accept the changes made to said draft budget.

At 7:39 PM, Mayor Jones closed the public hearing on the draft 2007 Town Budget. No other public input was received.

Non-agenda

Councilmember Rosenfeld commented on various weather related issues.

At 7:41 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – December 7, 2006 @ Noon

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, & Illg

Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Sheriff Report

Sheriff Cumming distributed the San Juan County Law November 2006 Report. Mr. Cumming reported on communication problems during the recent snow storm. Mr. Cumming noted that an incentive is being offered to Sheriff Officers to learn Spanish. Councilmember Brooks asked Sheriff Cumming to concentrate on drug related issues within the Town. Councilmember Illg thanked Mr. Cumming for his support of the Town litter campaign and for Sheriff Officers' helping citizens during the snow storm. Ms. Illg asked if Mr. Cumming had considered having an officer on foot within Town. Mr. Cumming indicated that multiple responsibilities have kept such measures from being implemented.

Resolutions #1546 & 1547

At 12:12 PM, Mayor Jones opened discussion of draft Resolution #1546 and draft Resolution #1547. Resolution #1546 is a resolution authorizing the Mayor to execute a law enforcement contract with San Juan County for the calendar year 2007 in the amount of \$231,980. Resolution #1547 is a resolution authorizing the Mayor to execute an intergovernmental agreement for dispatching services with San Juan County for the calendar year 2007 in the amount of \$6,790 for 911 answering and dispatch services. Following comments, Councilmember Illg moved and Councilmember Emery seconded to adopt Resolution #1546 and 1547 as stated. The motion passed unanimously.

Washington State Ferries draft Friday Harbor Master Plan

At 12:13 PM, David Sowers and Jayne Davis, Washington State Ferries (WSF) representatives, gave an overview of the Washington State Ferries Friday Harbor Ferry Terminal Draft Final Master Plan dated November 2006. Discussion and inquiry ensued during and after the overview. Mayor Jones and Council asked WSF to purchase land for additional vehicle staging areas; make a model to use for future analysis; move WSF public meetings to a night that does not conflict with the Town Council meeting nights; the level of WSF commitment to this project; and keeping the design within the Town historic guidelines.

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Mayor Jones indicated he would put the review of said Plan on a future Town Council meeting for Council discussion. Councilmember Emery suggested that a public hearing would be appropriate so that Council could hear from its citizens.

Mike Akin, Friday Harbor Ferry Terminal Agent, expressed concerns with some of the aspects of the draft plan; suggested that double lane loading of the ferries would cut Friday Harbor dwell time; and stated his ideas of what should be included in any long term improvements.

Mr. Sower and Ms. Davis indicated that comments on said plan were still being accepted until year end.

Historic Preservation

Sandy Strehlou, Historic Preservation Coordinator, reviewed the 2006 accomplishments of the Historic Preservation Review Board including: design reviews; major events and activities; and priorities accomplished and still in progress.

Ordinances #1323 - 1326

At 12:53 PM, Mayor Jones introduced the first reading of draft Ordinances #1323 – 1326.

Draft Ordinance #1323 is an ordinance amending Ordinance No. 1084 and Chapter 13.05 of the Friday Harbor Municipal Code, concerning water rate tables and repealing Ordinance No. 1291 in its entirety.

Draft Ordinance #1324 is an ordinance amending Ordinance No. 1089 and Chapter 13.21 of the Friday Harbor Municipal Code, concerning sewer rate tables and repealing Ordinance No. 1292 in its entirety.

Draft Ordinance #1325 is an ordinance adopting refuse rate tables and repealing Ordinance #1293 in its entirety.

Draft Ordinance #1326 is an amending Ordinance No. 914 and Ordinance No. 1184, adopting storm water rate tables, and repealing Ordinance #1294 in its entirety.

Administrator Fitch explained that percentage of increase each ordinance adopts as: Ordinance #1323 – 8.5%; Ordinance #1324 – 5.0%; Ordinance #1325 – 9.0%; Ordinance #1326 – 9.0%.

Discussion and inquiry followed.

Resolution #1548

At 12:58 PM, Mayor Jones introduced draft Resolution #1548. A resolution authorizing the Mayor to execute an amendment to the contract with the engineering firm of Gray & Osborne, Inc. to provide construction management services for the Guard Street Improvement Project – Phase 3 in the amount of \$23,531.00. Administrator Fitch explained the particulars of said resolution. Following inquiry, Councilmember Emery moved and Councilmember Brooks seconded to adopt Resolution #1548 as stated. The motion passed unanimously.

Administrator's Report

At 1:03 PM, Administrator Fitch reported on a December 5th submarine sewer main line break and a water Augmentation One (AUG 1) line break. Mr. Fitch indicated that both lines were repaired and the proper reporting would be executed.

Mr. Fitch reported that the Fire Chief job applicants have been narrowed to four applications and the hiring of a new fire chief should be completed by year end.

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Mr. Fitch distributed a resume from Kay Kohler in regards to the open Town Council position scheduled for discussion at the evening Town Council meeting.

Administrator Fitch listed the Town permits that are currently free as: Parade; blasting; special parking permit; fire & life safety inspection; burn; street closure; and utility. Councilmember Emery suggested Mr. Fitch review what other communities charge for various permits for comparison.

Councilmember Gillette suggested the Town apply for state assistance in regards to snow storm damage. Mr. Gillette suggested the Town collect and dispose of snow storm debris for Town residents. Following discussion, Administrator Fitch indicated he would investigate options for the management of snow storm debris.

Claims & Payroll

Postponed until the evening Town Council meeting.

Minutes

Councilmember Brooks pointed out a grammatical error within the November 16, 2006 5:30 PM meeting minutes. Councilmember Gillette asked for the following sentence modification: "...finish, the curb, gutter, and sidewalk improvements on the Westside of Carter Avenue to the Island Petroleum Services near property line." during the same meeting minutes. Councilmember Gillette moved and Councilmember Emery seconded to approve the Town Council minutes of November 15, 2006 at 5:00 PM, and the November 16, 2006 noon and 5:30 PM meetings as amended. The motion passed unanimously.

Non-agenda

Administrator Fitch pointed out that the public hearing scheduled at 5:35 PM tonight was not a quasi-judicial proceeding and therefore Council was free to discuss the issue with proponents and opponents.

Councilmember Illg reported on the San Juan Island Trails Committee project called "Safe Routes to Schools". Ms. Illg indicated there would be a mini-conference in the spring of 2007 regarding this issue.

Councilmember Emery questioned the committee openings left by the departure of former Councilmember Rosenfeld. Mr. Fitch explained the procedure for filling said committee openings.

At 1:28 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – December 7, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, & Illg

Others present: Town Administrator Fitch, Attorney Eaton, Treasurer Picinich, & Zoning Coordinator Jones

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Mayor Jones led the meeting in the Pledge of Allegiance.
There were no public access items forthcoming.

Claims/Payroll

Councilmember Gillette moved and Councilmember Emery seconded to approve claim warrants #28579 through #28644 in the amount of \$204,080.61 and payroll warrants #11942 through #11987 in the amount of \$176,957.86. The motion passed unanimously.

Public Hearing – Vacation Application #19

Mayor Jones explained the purpose of the public hearing as a street vacation request for a portion of Culver Avenue by Robert and Vonnie Allen. Mayor Jones explained that the hearing was not a quasi-judicial hearing. Mayor Jones asked if any Councilmember wanted to excuse themselves from participation. Council answered in the negative. Mayor Jones explained the public hearing procedures for those present and asked Zoning Coordinator, Warren Jones, to present the staff report.

Zoning Coordinator Jones indicated that the staff report for Vacation Application #19 was dated 11/17/06 and totaled 20 pages. Mr. Jones explained the subject area requested for vacation; zoning of the surrounding property; and adherence to Town notification and publication laws. Mr. Jones introduced Exhibit A, an aerial photograph with an overlay map of the subject area; Exhibit B, four pictures depicting shoreline views of subject area; Exhibit C, drawing depicting the Approved Site Plan versus the Current Site Plan at 282 Culver Avenue; Exhibit D, memo to the Council from Robert and Vonnie Allen dated 11/30/06; and Exhibit E, letter from Gosta Dagg dated 12/7/06. Mr. Jones read a segment of the Town Shoreline Master Plan and Comprehensive Plan documents pertaining to vacation requests within the shoreline. Mr. Jones indicated that the present Fire Chief recommended against said vacation due to how a vacation of the subject property would affect fire protection access to this area. Mr. Jones indicated that the property owner has requested this vacation due to violation of the Town's coverage and setback problems, but it is not the Town's responsibility to fix the property owner's violation issues. Mr. Jones recommended Council accept the staff report and deny the vacation application.

Robert Allen, 282 Culver Avenue, explained his history on Friday Harbor; personal experience on boards and commissions; and the reasons why a vacation of the requested property would solve Town enforcement issues in regards to a 9" right of way incursion; 5' setback requirement; and lot coverage with his property. Mr. Allen offered to give the Town a permanent easement for a mini-park or fire truck access as long as his property access was not impacted. Using pictures, designated as Exhibit F1-14, Mr. Allen illustrated property conditions at 282 Culver Avenue.

Mark Forlenza, 286 First Street North and president of subject property homeowners association, clarified the homeowners position regarding alleged lot coverage violations within the subject association.

Tom Metke, MPD surveyors and engineers, indicated that the surveyor's marker at the southwesterly corner of the parcel had been disturbed and therefore may have contributed to the alleged setback violation on said property. Mr. Metke suggested that the angle of the pictures depicted in Exhibit B were taken from a position farther west than the vacation area. Mr. Metke indicated that a Town mini-park would offer a limited water view from this area and would be used by very few people.

Susan Kerr, 284 Culver Avenue, stated agreement with the comments of Mark Forlenza regarding the alleged lot coverage issues with the Town. Ms. Kerr asked that said issue be kept separate from Mr. Allen's vacation request. Ms. Kerr stated that the water view at this location is known and used by the public. Ms. Kerr noted the parking limitations in this area.

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Marie Williamson, Jensen Alley condo resident, suggested that a walkway near this area for access to Town would be beneficial for residents. Ms. Williamson suggested that public right of ways should remain within Town ownership for the good of the entire Town. Ms. Williamson spoke against the vacation if it would encroach on other public right of ways in this area.

Frank Jensen, 512 Guard Street, opposed the vacation, indicating that the water view from this location was small, but nice. Mr. Jensen supported the Town retaining public property for the public at large.

Susea McGearhart, 360 Beach Court, opposed the vacation unless the entire area was vacated. Ms. McGearhart noted that the view from this area was incredible day or night.

Susan Williamson, 440 Tucker Avenue, opposed the vacation and supported retaining public land for the citizens. Ms. Williamson expressed appreciation for the public view at this location.

Hearing no further public input, Mayor Jones asked if there was any further staff input. Zoning Coordinator Jones commented on staff discussions with property owners in this area regarding building permits, lot coverage, and setback requirements.

Attorney Eaton reminded Council that decisions regarding vacating public property should have an element of public benefit and encouraged Council to articulate, for the audio record, their logic behind their vote, whether for or against the vacation.

Mayor Jones asked for additional non-repetitive audience comments.

Robert Allen presented Exhibit G – I, pictures depicting a neighbor's deck that was built over 30" tall without a Town building permit.

Susan Kerr noted that said deck depicted in Exhibits G-I was a replacement of an existing deck and therefore did not require a Town building permit.

Marie Williamson supported a public walking park in this area with benches to enjoy the view.

At 6:35 PM, Mayor Jones inquired if Council had any questions. Council inquired about the particulars of the pictures presented; parking requirements within this development; ownership of land near this area; the particulars of the Town's arrangement with the San Juan Community Theatre in regards to right of way use on Culver Avenue; and state statute in regards to utility and park easements.

Mr. Allen commented that he would accept a lease, similar to the San Juan Community Theatre arrangement. Attorney Eaton clarified that a lease of the 9" incursion within the Town right of way would not solve the additional 20' setback violation with the Town.

Councilmember Gillette asked for clarification of the difference in setback requirements on this property versus Warbass Way property owners. Administrator Fitch explained that the front yards of property owners on Warbass Way face the waterfront and are required to have a 20' setback, whereas their rear yards face the street and are required to have only a 5' setback. Additionally, Mr. Fitch explained FHMC 12.28.140 (this code section has been utilized on Warbass Way) that allows specific private uses of the public way.

At 6:56 PM, hearing no further public input, or Council inquiries, Mayor Jones closed the public input portion of the meeting and opened Council deliberations.

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Councilmember Brooks noted that vacating public property is permanent. Ms. Brooks commented that unfortunately she could not see any public benefit to vacate said property.

Councilmember Gillette indicated that helping the property owner solve their Town violation issues by vacating the property would benefit the public.

Councilmember Emery agreed with Ms. Brooks regarding the lack of public benefit in vacating said property.

Following inquiries of staff regarding fireplaces and setbacks, Councilmember Illg concurred with Councilmembers Brooks and Emery regarding public benefit.

Councilmember Brooks asked if the elimination of the fireplace structure would solve the setback problem. Attorney Eaton answered in the affirmative.

Councilmember Illg moved and Councilmember Emery seconded to disapprove Vacation Application #19. Following further discussion regarding the administrative handling of this situation and enforcement concerns, the motion passed 3 to 1, with Councilmember Gillette opposed.

Applicants for Position #3 Council Vacancy

At 7:15 PM, Mayor Jones asked each interested person to give a 5 minute speech. Kelley Balcomb-Bartok, Clark Gilbert, Kay Kohler, and Carrie Lacher each gave a short speech expressing why they were interested in being appointed to the vacant Position #3 on the Town Council.

Non-agenda

Following inquiry, Administrator Fitch reported on the Town crew handling of the recent snow storm. Mayor Jones mentioned that Administrator Fitch sponsored an appreciation pizza party for the Town employees yesterday.

Councilmember Gillette suggested the Town collect storm debris from its residents at no cost. Administrator Fitch indicated that the Town's first focus would be to clean roadside storm damage. Following further discussion, it was the consensus of Council that public right of way cleanup should be the focus at this time.

Councilmember Emery inquired if the Augmentation One broken pipe was due to the storm or deterioration. Administrator Fitch answered deterioration.

Councilmember Illg commented on the impact the snow storm had on water customers. Administrator Fitch answered that the crew responded to approximately 22 call outs pertaining to frozen pipes thawing.

At 7:45 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – December 21, 2006 @ Noon

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, & Illg

Others present: Town Administrator Fitch, Land Use Administrator Bertrand & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

San Juan Ride Share Program

Liza Michaelson and Anne Sheridan gave a presentation regarding a proposed ride share transportation system in the Town and County. Ms. Michaelson asked the Town to approve five locations within Town for said program; allocate \$750 for signage; and \$250 for a public awareness campaign. Discussion followed regarding the Town's liability exposure; compliance with the Town's sign ordinance; other funding sources; and the impact this system may have on local private transportation businesses.

Dan Ward, San Juan Transit, stated his support for said program.

Councilmember Brooks noted that she would like to speak with the local taxi business owners prior to making a firm decision. Following discussion, it was the consensus of Council to discuss the issue further at the first meeting in January 2007.

Public Hearing - 2006 Budget Amendment

At 12:27 PM, Mayor Jones opened the public hearing on the amendments to the 2006 Town Budget. Council stated appreciation for the informational format used by Treasurer Picinich.

Councilmember Emery questioned the deletion of the GIS system budget funding. Administrator Fitch explained that the GIS system development is currently on hold, pending various department input.

Councilmember Brooks questioned the deletion of the funding for an income survey. Following discussion, Mayor Jones suggested that discussion with John Manning, San Juan County Housing Bank, be placed on a future agenda regarding a San Juan County/Town income survey. Councilmember Illg suggested the memo dated 10/2/006 from Nancy Larsen to the Town Income Survey Committee summarizing the 2007 Income Survey research be distributed to Council and Mr. Manning. (Said memo was distributed to Council at the 12/21 evening meeting)

At 12:36 PM, hearing no public input forthcoming, Mayor Jones closed the public hearing on the amended 2006 Town Budget.

Ordinance #1327

Mayor Jones opened consideration of draft Ordinance #1327. An ordinance amending the 2006 Town Budget for the Town of Friday Harbor. Councilmember Emery moved and Councilmember Illg seconded to adopt Ordinance #1327 as presented. The motion passed unanimously.

Washington State Ferries draft Friday Harbor Master Plan

At 12:37 PM, Mayor Jones opened discussion of the Washington State Ferries draft Friday Harbor Master Plan. Discussion began between the Council and staff regarding the process for responding to the Washington State Ferries regarding the Town Council's concerns about said draft plan; the concept of said draft plan; the projected ridership numbers and assumptions within said plan; the Town's capital outlay obligations within said plan; and various other concerns and potential uses of the master plan for funding, etc.

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Following discussion, Council asked that the business community be given the opportunity to give public input to the Town Council at a public meeting in January 2007 regarding said master plan.

Administrator's Report

At 1:10 PM, Administrator Fitch asked for Council direction regarding the enforcement issue at 282 Culver Avenue concerning setback and structure violations. The specifics of the violations were discussed.

Mark Florenza, Association President and Susan Kerr, adjacent property owner, commented on said issue.

Mayor Jones indicated that further discussion could take place on an agenda in January.

Administrator Fitch notified Council of a December 14, 2006 sanitary **sewer** overflow. Mr. Fitch indicated that proper notification procedures were followed.

Administrator Fitch commented on his testimony to the San Juan County Council regarding the proposed 9% increase in solid waste tipping fees. Mr. Fitch indicated that while the County Council was sympathetic to the Town's comments, the 9% increase passed by a vote of 5 to 1. He noted however, that said increase was delayed until April 2007.

Administrator Fitch mentioned that the Town will be providing free curbside pickup of storm related tree limbs and Christmas trees on January 4 and 5, 2007. Following inquiry regarding the upcoming burning ban, Administrator Fitch explained that, per the Department of Ecology, all burning within the urban growth area is banned effective 1/1/07.

Administrator Fitch commented on a \$4,660 refund the Town received from the AWC labor and industry claims management retro program pool.

Administrator Fitch observed that the cost of the sidewalk cleaning equipment that was demonstration yesterday at noon is actually \$25,000, rather than the estimated \$12,000 previously reported to Council. Discussion followed regarding the usefulness of the equipment; the demonstration, and a downtown business tax and level of service.

Planning Commission Nominee

This agenda item was not discussed.

Claims

Mayor Jones postponed the payment of claims until the evening Town Council meeting.

Minutes

At 1:35 PM, Councilmember Gillette moved and Councilmember Brooks seconded to approve the Town Council minutes of November 28, 2006 at 5:00 PM and December 7, 2006 at noon and 5:30 PM meetings. Following a minor clarification to the 12/7/06 noon minutes, the motion to approve the minutes as corrected passed unanimously.

Non-agenda

Councilmember Emery reported on the Law & Justice Committee decision to request a separate San Juan County Superior Court Judge. Ms. Emery explained the particulars of the request and that there would not be any financial impact on the Town of Friday Harbor.

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At 1:39 PM, hearing no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk

Town Council – December 21, 2006 @ 5:30 PM

The Town Council met in regular session with Mayor Jones presiding. Members present: Brooks, Emery, Gillette, & Illg

Others present: Town Administrator Fitch, Attorney Eaton, & Treasurer Picinich

Mayor Jones led the meeting in the Pledge of Allegiance.

There were no public access items forthcoming.

Ordinance #1328

Mayor Jones opened discussion of draft Ordinance #1328. An ordinance adopting the budget for the Town of Friday Harbor, Washington for the fiscal year ending December 31, 2007.

For the record, Councilmember Gillette stated opposition to the \$575,000 budgeted for a water reuse storage system at the Wastewater Treatment Plant. Mr. Gillette claimed that said Plant did not perform up to anticipated engineered projections for plant operations. Mr. Gillette commented on high construction costs; engineering errors; water pollution violations; and increased annual operating costs associated with said new plant. Mr. Gillette indicated he would be voting against the Town 2007 Budget because he felt an independent consultant should be hired to propose new solutions before expending an additional \$575,000 of ratepayer funds.

Councilmember Brooks suggested tabling Ordinance #1328 until the other resolutions and ordinances on the agenda had been discussed. Council concurred with this suggestion.

Ordinance #1329 & Ordinance #1330

At 5:40 PM, Mayor Jones opened consideration of draft Ordinance #1329. An ordinance fixing compensation for represented personnel. Councilmember Brooks moved and Councilmember Emery seconded to adopt Ordinance #1329 and Ordinance #1330. Ordinance #1330 fixes salaries of non-represented personnel. The motion passed unanimously.

Ordinance #1323

Mayor Jones opened discussion of draft Ordinance #1323. An ordinance amending Ordinance No. 1084 and Chapter 13.05 of the Friday Harbor Municipal Code, concerning water rate tables and repealing Ordinance No. 1291 in its entirety. Councilmember Brooks moved and Councilmember Illg seconded to adopt Ordinance #1323 as stated. Councilmember Gillette stated opposition to a tiered water rate system during times of plentiful water supply. The motion passed 3 to 1, with Councilmember Gillette opposed.

Ordinance #1324

Mayor Jones introduced draft Ordinance #1324. An ordinance amending Ordinance No. 1089 and Chapter 13.21 of the Friday Harbor Municipal Code, concerning **sewer** rate tables and repealing Ordinance No. 1292 in its entirety. Councilmember Illg moved and Councilmember Emery seconded to adopt Ordinance #1324 as presented. For the record, Councilmember Emery commented that

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previous Council discussions of the draft ordinances on the agenda have taken place at previous meetings. The motion passed 3 to 1, with Councilmember Gillette opposed.

Ordinance #1325

At 5:44 PM, Mayor Jones opened discussion of draft Ordinance #1325. An ordinance adopting refuse rate tables and repealing Ordinance #1293 in its entirety. Administrator Fitch explained that although the Town was not raising its refuse rates, because San Juan County has delayed their 9% tipping fee increase until 4/1/07, draft Ordinance #1325 was still necessary to add a fee for yard waste disposal. Councilmember Gillette moved and Councilmember Emery seconded to adopt Ordinance #1325 as stated. The motion passed unanimously.

Ordinance #1326

Mayor Jones opened consideration of draft Ordinance #1326. An ordinance amending Ordinance No. 914 and Ordinance No. 1184, adopting storm water rate tables, and repealing Ordinance #1294 in its entirety. Councilmember Emery moved and Councilmember Illg seconded to adopt Ordinance #1326 as presented. The motion passed unanimously.

Resolution #1549

At 5:45 PM, Mayor Jones introduced draft Resolution #1549. A resolution authorizing the Mayor to execute an agreement with Westcott Bay Institute to provide a tourism promotion program for the year 2007 in an amount not to exceed \$6,333.00. Councilmember Emery explained the particulars of the forthcoming hotel motel resolutions. Councilmember Emery moved and Councilmember Illg seconded to adopt Resolution #1549. Following inquiry, the motion passed unanimously.

Resolution #1550

Mayor Jones introduced consideration of draft Resolution #1550. A resolution authorizing the Mayor to execute an agreement with the San Juan Island Chamber of Commerce to provide a tourism promotion program for the year 2007 in an amount not to exceed \$30,500.00. Councilmember Brooks moved and Councilmember Emery seconded to adopt Resolution #1550 as stated. The motion passed unanimously.

Resolution #1551

Mayor Jones opened discussion of draft Resolution #1551. A resolution authorizing the Mayor to execute an agreement with the Business Association of San Juan County to provide a tourist promotion program for the year 2007 in an amount not to exceed \$71,333.00. Councilmember Emery moved and Councilmember Illg seconded to adopt Resolution #1551 as presented. The motion passed unanimously.

Resolution #1552

Mayor Jones introduced draft Resolution #1552. A resolution authorizing the Mayor to execute an agreement with the Historic Preservation Review Board to provide a tourism promotion program for the year 2007 in an amount not to exceed \$1,833.00. Councilmember Emery moved and Councilmember Brooks seconded to adopt Resolution #1552 as presented. Following inquiry, the motion passed unanimously.

Ordinance #1328

At 5:50 PM, Mayor Jones opened reconsideration of draft Ordinance #1328. Councilmember Brooks moved and Councilmember Illg seconded to adopt Ordinance #1328 as presented. Following discussion, the motion passed 3 to 1, with Councilmember Gillette opposed.

Vacant Council Position

MINUTES OF THE TOWN COUNCIL OF FRIDAY HARBOR - 2006

Mayor Jones opened discussion of the appointment of vacant Council Position #3. Councilmember Brooks expressed appreciation for the caliber of applicants for said position. Ms. Brooks noted that four positions on the Town Council will be open for re-election in 2007 and encouraged the applicants to run for one of these positions. Councilmember Gillette announced he would not be running for re-election.

Councilmember Brooks nominated Clark Gilbert to fill said vacant Council position. The motion died for lack of a second. Councilmember Gillette nominated Kay Kohler to fill said vacant Council position. The motion died for lack of a second. Councilmember Emery moved and Councilmember Illg seconded to appoint Kelley Balcomb-Bartok to fill the Town Council position vacated by former Councilmember Rosenfeld. The motion passed 3 to 1, with Councilmember Gillette opposed.

Non-agenda

At 5:55 PM, Administrator Fitch noted that the draft Town Lighting Study was available for Council review. Councilmembers Emery and Illg requested a review copy.

Noting the presence of County Councilmember Rosenfeld in the audience, Councilmember Illg suggested he give an update of County Council business to the Town Council.

Mr. Rosenfeld commented on the County Solid Waste Division operations, budget, and tipping fees; and Washington State Ferries projected ferry fare increases and operations. Discussion followed. Mayor Jones thanked County Councilmember Rosenfeld for this update.

Claims

At 6:14 PM, Councilmember Gillette moved and Councilmember Brooks seconded to approve the payment of claim warrants #28646 through #28696 in the amount of \$104,715.18. The motion passed unanimously.

At 6:15 PM, hearing no further business and no objection, Mayor Jones declared the meeting adjourned.

David F. Jones, Mayor

Kelle Wilson, Town Clerk