

Minutes of the Town Council of Friday Harbor 1993

Town Council - January 7, 1993 @ 12:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, & Wilson

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

Town Clerk Dubail informed the Council that Mayor Cahail had notified his office that he would be unable to attend this meeting. He also informed the Council that Councilmember Potter had notified his office that she would be unable to attend this meeting due to a previous work commitment.

Councilmember Athearn moved and Councilmember Wilson seconded to appoint Councilmember Dickinson Mayor Pro tem. The motion passed unanimously.

Town Administrator Fitch informed the Council that Councilmember Lackey would be about 30 minutes late.

Fire Chief Galer reported there had been more than 165 response calls in 1992, 95 in town, 64 out of town, and 11 in which Fire District #3 responded to town. There were 31 calls in the 4th quarter. All vehicle accident responses in 1992 were in the fire district. There were 19 false alarms, 13 fire boat calls, and 11 chimney fire calls. There were 2 structural fires, both in the district. The chief will provide a detailed response summary to the Council.

Chief Galer noted that there have been 4 response calls so far this year.

The Council thanked Chief Galer for his report.

At 12:41 PM, Maintenance Supervisor Reitan reported on a water main break last week on Spring Street in front of the theater. Asphalt in the area will have to be repaired when the weather permits. The early morning break resulted in the loss of approximately 100,000 gallons of water.

Trout Lake Reservoir is 8 feet below the spillway. Maintenance Supervisor Reitan commented on less than usual rainfall in December.

The Water Department will be installing pumps and controls for the new water tank next week.

At Councilmember Wilson's inquiry, Mr. Reitan stated that during snow and ice conditions, the Town uses "Ice-melt" and sand on roadways, salt is only used on certain intersections.

The Street Department will be spreading gravel on Linder Street by the new apartment building complex (Serene Meadows).

An intermittent leak in the marine sewer main is to be repaired.

The Town will be making provisions for additional sludge storage at the Wastewater Treatment Facility.

Maintenance Supervisor Reitan noted that the closing of the Nichols Street hill during the snowy weather was at the request of the Sheriff's Department.

Mr. Reitan informed the Council that, with the approval of Administrator Fitch, Ken McCutcheon had been appointed Street Department Leadman. Jerry Gates has been reassigned to the Wastewater Department.

Personnel from the Wastewater Department have completed a thorough clean out of the Wisteria Court sewer line.

The Council thanked Maintenance Supervisor Reitan for his report.

At 12:55 PM, Mayor Pro tem Dickinson introduced draft resolution #862, a resolution designating Key Bank of Washington, San Juan Branch, as the Town's banking depository.

Treasurer Picinich explained the reasons for the resolution and noted that the Town may wish to designate a different bank in the future.

Councilmember Athearn moved and Councilmember Wilson seconded to adopt resolution #862. The motion passed unanimously.

Mayor Pro tem Dickinson introduced draft resolution #863, a resolution authorizing the Mayor to execute an agreement with Roger D. Longley for 1993 janitorial services to clean Town Hall.

Town Clerk Dubail summarized the results of the bid response and stated that the staff recommendation was to accept the bid from Roger D. Longley.

Councilmember Wilson moved and Councilmember Athearn seconded to adopt Resolution #863. The motion passed unanimously.

Consideration of draft ordinance #897 regarding bonding requirements for Town officials was tabled pending receipt of an Attorney General's Opinion on the subject. Attorney Eaton noted that the bond amounts required by state statute are met by the Town's Association of Washington Cities Risk Management Service (AWC RMSA) coverage.

At 1:05 PM, Councilmember Athearn moved and Councilmember Wilson seconded to approve payment of claims warrants #5680 through 5760 in the amount of \$207,904.15

and payroll warrants #2792 through 2833 in the amount of \$72,991.67. The motion passed unanimously.

Concerning the 7:35 PM agenda item; Council interviews with qualified respondents for proposals for wastewater sludge disposal services, San Juan Organics by letter from Attorney John Carlson has notified the Town that they will not be attending this evening's scheduled interview. The interviews will be rescheduled to 1/14/93 at 3:00 PM.

At 1:09 PM, Councilmember Lackey joined the meeting.

At Councilmember Athearn's inquiry, Administrator Fitch responded that, as of 4:00 PM Tuesday, there were not yet any permitted sludge disposal sites on San Juan Island.

Administrator Fitch informed the Council that the pre-bid meeting for the water treatment plant project was scheduled for 10:00 AM on January 21st. The bid date has been tentatively set for 1/29/93.

Administrator Fitch requested that the Council review his memo regarding the Larsen claim for damages resulting from a sledding accident.

The Council directed that the claim be forwarded to AWC RMSA for processing.

The selection committee for Landfill Closure/Post Closure planning services will hold interviews on January 11th from 10:30 AM to 4:30 PM.

At 1:22 PM, at Attorney Eaton's request, Councilmember Athearn moved and Councilmember Lackey seconded to go into executive session to discuss potential litigation. The motion passed unanimously.

At 2:23 PM, Councilmember Lackey moved and Councilmember Athearn seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

Treasurer Picinich notified the Council that the completed 1993 Town Budget is almost ready for distribution. She would like to submit same to the Government Finance Officer's Association to be considered for a Distinguished Budget Award. The Council concurred.

At 2:26 PM, Councilmember Athearn moved and Councilmember Lackey seconded to adjourn and continue the meeting to 1/11/93 at 5:30 PM to hear a presentation regarding a firefighter's pension plan. The motion passed unanimously.

Edith V. Dickinson, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - January 7, 1993 @ 7:30 PM

Town Council regular session.

Members present: Lackey

Others present: none

Town Clerk Dubail declared the meeting adjourned for lack of a quorum.

Steven Dubail, Town Clerk

Town Council - January 11, 1993 @ 5:30 PM

The Town Council met in continued session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson

Others present: Town Administrator Fitch & Treasurer Picinich

Town Clerk Dubail informed the Council that Councilmember Lackey had notified his office that he would be delayed in arriving at this meeting.

Mr. Arnold Tucker, Arnold Tucker & Associates, Pension & Retirement Planners, gave a presentation on a proposed volunteer firefighter's incentive/pension plan.

The Council and members of the Fire Department questioned Mr. Tucker on various points of the proposed "Haworth" Volunteer Retention Program.

At 6:20 PM, Councilmember Lackey joined the meeting.

The Council thanked Mr. Tucker for his presentation.

The Council and staff discussed various aspects of the proposed plan and the perceived benefits to the firefighters and the Town.

The consensus of the Council was that the proposal be given further investigation and a sample program be developed. Councilmembers Potter and Wilson will work on the project with staff.

The changing nature of volunteerism and the community were discussed.

Treasurer Picinich informed the Council that the State Department of Health had approved the Town's grant application to fund water quality improvements to the Town water system.

At 7:03 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adjourn and continue the meeting to 1/14/93 at 3:00 PM. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - January 14, 1993 @ 3:00 PM

The Town Council met in continued session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch

Mayor Cahail informed the audience that the purpose of the continued meeting was for Council interviews with qualified respondents for proposals for wastewater sludge disposal services.

Town Administrator Fitch gave a summary of actions regarding the selection of the qualified respondents to be interviewed. He indicated that the scheduled formal interviews with San Juan Organics and Sumas Transport, Inc. were predicated on the assumption that the parties involved would waive the 60 day waiting period between the final publication date of the advertisement for the RFP's and the final submission date of the RFP.

Administrator Fitch noted that even with the signed waivers the Town may have some exposure if there is an unknown party "out there" who may have wished to submit a proposal.

Mayor Cahail asked San Juan Organics if they wished to waive the 60 day waiting period.

John Carlson, attorney for San Juan Organics, stated that his understanding was that if his client had not signed the waiver by the close of business on 1/13/93 the appropriate notice would be published for 2 weeks. His client had not signed the waiver.

At Mayor Cahail's inquiry, Ken Scheffer, Sumas Transport, indicated his firm had signed the waiver and felt that both parties had had equal time to prepare their proposals and had done so. He felt that the Town should move to award the contract.

Kif Brown, San Juan Organics, stated that it was his understanding that the issue of the 60 day waiting period had been initially raised by Town Attorney Eaton. Also, he stated that he knew that White Water Engineering was quite interested in obtaining the contract.

Administrator Fitch read a 11/30/92 letter from White Water Engineering asking to be removed from consideration for the project.

Administrator Fitch read his 1/13/93 memo to the Council which stated the he and the Town Attorney recommended that the Council exercise the right retained in the advertisement for the RFP and reject all responses to the RFP.

At Mayor Cahail's inquiry, Councilmembers Dickinson, Athearn, Potter, and Wilson agreed with the recommendation. Councilmember Wilson expressed concern over expenses incurred by Sumas Transport.

John Carlson expressed his opinion that all the respondents had incurred costs preparing their proposals.

Mayor Cahail asked Administrator Fitch to find out what costs have been incurred on the Town's behalf and report same to the Council. He also asked for a recommendation from the Town Attorney on what constitutes appropriate reimbursable costs.

At Mayor Cahail's inquiry, Councilmember Lackey agreed with the staff recommendation.

At 3:23 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to reject all the proposals for wastewater sludge disposal services and reevaluate the situation. The motion passed unanimously.

Councilmember Dickinson recommended that any subsequent bidding or request for proposals process be done very carefully. She also noted that the Town may choose to continue to perform sludge disposal operations.

At 3:26 PM, Councilmember Potter moved and Councilmember Lackey seconded to approve payment of the final 1992 claims by warrants #5726 through 5784 in the amount of \$126,331.50. The motion passed unanimously.

At 3:27 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - January 21, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

The minutes of the December 17, 1992 7:30 PM; January 7, 1993 12:30 PM; January 7, 1993 7:30 PM; January 11, 1993 5:30 PM; and January 14, 1993 3:00 PM Council meetings were approved as submitted.

Mayor Cahail proclaimed January 24th through January 30th, 1993; Energy Awareness Week in Friday Harbor.

Mayor Cahail proclaimed February 1993; American History Month in Friday Harbor.

Roger Bennett, PO Box 1329, Friday Harbor, informed the Council of interest by the National Park Service in property he owns on the waterfront adjacent to the Department of Transportation (DOT) ferry terminal. He would like the Town to consider allocating 2 on-street parking spaces for United States government vehicles. A letter from Mr. Bennett to the Council dated 1/19/93 was distributed to the Council. Mr. Bennett distributed to the Council a copy of his 1/20/93 letter to the US General Services Administration.

Mayor Cahail stated that the issue would be placed on the agenda for an upcoming regularly scheduled Council meeting.

The planned presentation by Mr. Frank Wilson regarding Emergency Medical Services expansion plans was rescheduled to the next regular meeting.

At 7:46 PM, Mayor Cahail introduced draft resolution #864, a resolution authorizing the Mayor to execute a contract with the engineering firm of Gray & Osborne, Inc. for preparing a Road Standards Manual.

After discussion, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Resolution #864. The motion passed unanimously.

Mayor Cahail introduced draft resolution #865, a resolution authorizing the Mayor to execute a contract with the engineering firm of SCS Engineers Inc. to develop a Landfill Closure Plan.

At Town Administrator Fitch's request, the Council postponed action on the draft resolution until a later time to allow Attorney Eaton time to review the proposed contract.

At 7:52 PM, Mayor Cahail introduced draft resolution #866, a resolution authorizing an inter-fund loan from the Current Expense Fund to the Fire/Refuse Bond Redemption Fund in an amount not to exceed \$21,000.00.

Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #866. The motion passed unanimously.

At 7:54 PM, Treasurer Picinich and Attorney Eaton joined the meeting.

The Council took up discussion of a proposed street vendor ordinance.

Administrator Fitch explained ambiguities and limitations of the current business license ordinance.

The Council and staff discussed various aspects of the existing Temporary Merchant & Vendor regulations and the philosophy behind same.

Councilmember Dickinson stressed the need to keep public spaces available to the public.

The Council and staff discussed additional or special provisions for festivals and short term events.

Licensing provisions in the Port of Friday Harbor were mentioned.

The Council requested that staff contact other municipalities about their business licensing ordinances and the workability of same.

Attorney Eaton reiterated that the Council needs to decide what their intent is regarding provisions for on-street vending and temporary merchants.

Administrator Fitch mentioned the possible need for additional vendor services during peak event times.

At 8:48 PM, Administrator Fitch asked the Council to consider responding to the Association of Washington Cities (AWC) Survey of Legislative Contacts.

Administrator Fitch informed the Council of the availability of "quitting smoking" literature through the AWC. He noted that a number of Town employees have expressed interest in participating in a "quitting smoking" program. He asked the Council if they had any interest in authorizing the Town to subsidize "Nicoderm" patch prescriptions for Town employees.

The Council discussed the possibility of a multi-faceted "wellness" program. The need for personal initiative was stressed.

Administrator Fitch informed the Council about the Water Treatment Project pre-bid meeting held this morning. The bid opening is scheduled for 1/29/93 beginning at 2:00 PM.

Administrator Fitch asked the Council if they would be interested in attending the scheduled 2/10/93 7:00 PM Planning Commission meeting to hear a presentation by Sandra Butler, Butler & Associates, on development of the Comprehensive Plan.

The Council discussed continuing a later meeting so the Council could attend the Planning Commission meeting.

Administrator Fitch asked the Council to prioritize or modify the proposed sidewalk extension projects on Blair Street and on Carter Street to Guard Street.

The Council indicated that efforts should be initially directed to the Carter Street sidewalk.

At 9:14 PM, the Council reviewed the 12/92 Operation of Cash & Investments prepared by Treasurer Picinich.

Treasurer Picinich explained the particulars of the detail and summary sheets.

The Council complimented Treasurer Picinich on her outstanding management of Town funds.

At 9:32 PM, Attorney Eaton reviewed with the Council the proposed contract with SCS Engineers for the Landfill Closure Plan. He expressed concern that provisions be included specifying that payment of any sales tax is to be included in the contract amount. He also expressed concern over provisions for ownership of the work product and errors & omissions insurance.

Administrator Fitch explained the need to initiate landfill closure construction early in this year's construction season.

Attorney Eaton's comments will be conveyed to SCS Engineers and the proposed contract will be revised.

Action on draft resolution was postponed to 2/4/93.

At 9:55 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to go into executive session to discuss pending litigation. The motion passed unanimously.

At 10:10 PM, Councilmember Potter moved and Councilmember Lackey seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

At 10:11 PM Councilmember Dickinson moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - February 4, 1993 @ 12:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Town Clerk Dubail informed the Council that Councilmember Potter had notified his office that she would be unable to attend this meeting due to a previous work commitment.

Mayor Cahail informed the Council that Fire Chief Galer had resigned, Mr. Chris Destaffany has been appointed Acting Chief.

The Council reviewed the claims.

At Councilmember Athearn's inquiry, Town Clerk Dubail gave a status report on progress on the Out-of-Town Water Service Area data base project. He reported that Ms. Nancy Larsen has finished entering the data into the computer, that initial data base queries had been conducted, that the maps were essentially complete, and that he would be meeting with Ms. Larsen on 2/10/93 to discuss preparation of her draft report.

At 12:41 PM, Maintenance Supervisor Reitan reported that Trout Lake Reservoir is 7.5 feet below the spillway. Maintenance Supervisor Reitan commented on less than usual rainfall in January and that he is hoping for significant rain before April.

The Water Department is replacing filter media at the water treatment plant.

Maintenance Department personnel are completing a first-aid class this week.

There is a minor water main extension underway on Nelson Street to serve a new single family residence.

Street Department personnel are cleaning the streets daily.

The old pit-burner at the Solid Waste facility has been dismantled.

Two minor leaks in the sewer main by the Port have been repaired and a leak in the pressure main at the Wastewater Treatment facility is being repaired.

Maintenance Supervisor Reitan hopes to have the new water tank ready to fill by March 1st.

At Administrator Fitch's inquiry, Maintenance Supervisor Reitan thought that the above leaks in the Port area may have been caused by recent "jetting" used to clean the main.

Maintenance Supervisor Reitan reported on a blood-borne pathogen prevention program for Town employees. Hepatitis inoculations are available to possibly at-risk employees. Additional funding may be required for the Hepatitis B inoculation series.

At Councilmember Wilson's inquiry, Maintenance Supervisor Reitan stated that deactivation of the pit-burner will not necessitate rejection of large burnable items.

At Councilmember Dickinson's inquiry, Maintenance Supervisor Reitan reported that a plugged sewage transfer pump at the Evergreen II subdivision lift station has been repaired. The controls have been relocated.

Maintenance Department personnel are receiving CPR training to assist children as well as adults.

At 12:55 PM, the Council thanked Maintenance Supervisor Reitan for his report.

Town Administrator Fitch asked the Council to direct their attention to his 2/3/93 memo to them regarding a claim for damages resulting from a 10/27/92 incident. He noted that OPALCO as well as the owner of the property where the incident occurred are also named in the action.

He notified the Council that representatives from several business wish to make a presentation regarding time-limit parking. They may be present at this evening's meeting to request time on the 2/18/93 agenda.

At 1:02 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to approve payment of claims warrants #5790 through 5892 in the amount of \$141,993.65 and payroll warrants #2836 through 2869 in the amount of \$69,162.88. The motion passed unanimously.

Administrator Fitch noted distribution by Treasurer Picinich to the Council of the 1993 Town Budget. The Council complimented Treasurer Picinich on all her efforts to produce a usable, accessible document.

At 1:12 PM, Councilmember Lackey moved and Councilmember Athearn seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - February 4, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

The minutes of the 1/21/93 Council meeting were approved as submitted.

Mr. Art Johnson, PO Box 1143, Friday Harbor, asked when the UNOCAL site clean-up project would commence.

Town Administrator Fitch noted that the permit for same had been issued but no action has been initiated by the applicants.

Mr. Johnson recited a poem by Emerson and stated he was considering initiating a class action suit regarding the underground fuel tanks at the Port's fuel dock. Mr. Johnson went on to express his views on society and government.

Mr. John Vejvoda, 35 Scenic Place N, PO Box 1328, Friday Harbor, asked for action on repairing and grading Scenic Place. At Mayor Cahail's direction, Administrator Fitch will direct Maintenance Supervisor Reitan to repair same.

The manager of Friday Harbor Grocery informed the Council that he and a group of interested business people would like time on the 2/18/93 agenda to address the Council on the need for time-limited parking. Mayor Cahail extended an invitation to the group and reiterated the desire of the Council to hear from the business community on the subject.

At 7:40 PM, Mr. Frank Wilson distributed to Council the Emergency Medical Services (EMS) report for 1992 and a 1993 budget worksheet. He gave a presentation regarding EMS expansion plans. He gave an overview of the planned construction of a new EMS facility on Medical Center property adjacent to Spring Street.

The Council thanked Mr. Wilson for his presentation.

At 7:45 PM, Mr. Roger Bennett, PO Box 1329, Friday Harbor, gave a presentation requesting use of the public right-of-way (ROW) for National Park Service (NPS) use to provide 2 parking spaces immediately west of the Department of Transportation (DOT) ferry terminal.

At Administrator Fitch's inquiry, Mr. Bennett stated that the NPS has indicated to him that they would like parking spaces "quite nearby".

Administrator Fitch suggested that there was private parking available in the vicinity.

Mr. Bennett spoke to the parking requirements of the Town's Shoreline Master Program and Parking Ordinance.

Councilmember Wilson, noting mention in the 1/21/93 letter from Marguerite Bennett, that the DOT terminal would be connected to the proposed facility, asked how this would work with the recently completed DOT project to channel pedestrian traffic in the opposite direction.

Mr. Bennett noted that most pedestrian destinations were in the direction of his proposal. He gave a brief review of tentative major design features of the proposed project and possible benefits to pedestrian traffic flow.

Mayor Cahail noted that any development would require a Substantial Development Permit.

Mr. Bennett indicated that he was aware of the necessity of acquiring the appropriate permits for the proposal. He asked for an indication from the Council as to whether his request for reserved on-street parking would be considered.

Councilmember Dickinson spoke of the need for parking in the area.

Councilmember Athearn expressed opposition to providing reserved on-street parking.

Mayor Cahail stated reluctance to set aside parking on a very busy street.

Art Johnson expressed his opinion that there was a need for handi-capped parking in the area. He also felt the Town needed a subsidized public transportation program.

At 8:12 PM, following discussion, the consensus of the Council was that they were not in favor of reserving 2 parking spaces on Front Street for NPS use.

Mr. Steve Simpson, Director, Port of Friday Harbor, and Mr. Dave Ross, Aeronautical Services/UPS, gave a presentation requesting out-of-town **sewer** service for the "old" maintenance hanger at the airport. UPS is interested in moving their operation from the old terminal building to the hanger. The Port would like to retain Town utility service to the old terminal building.

Administrator Fitch, noting the recent denial of **sewer** service to the San Juan County Fair site, inquired as to the Port's plans for the old terminal building.

Mr. Simpson stated that the Port would allow some kind of aeronautical related use in the building until such time as the building is demolished in the next 2 to 7 years. He suggested that the Port would be willing to enter into a time-certain agreement for disconnection of service to the old terminal building.

Councilmember Dickinson stated that she was not opposed to a new **sewer** hook-up to replace the existing use but would like a time-certain disconnect agreement.

At Mayor Cahail's inquiry, Mr. Simpson felt not more than 5 years may be an appropriate time frame.

Councilmember Potter would like a stipulation addressing allowed uses.

Mr. Simpson stated that the Port would agree to a time-certain disconnect agreement with the Town. Mr. Ross noted that any move to the old hanger would be at least a year away.

Mr. Simpson asked that the Town and Port try to resolve the "provision of service area" issue.

The Council discussed sewer treatment capacity concerns in regard to the proposal.

Mr. Simpson reiterated his concern that the issue of the Town's utility service area in regard to the airport be resolved.

Administrator Fitch suggested that any time-certain agreement run from the date of issuance of an occupancy permit for the new UPS location.

The Council approved the new **sewer** service connection for the old hanger building with the condition that the Port enter into a time-certain agreement specifying that **sewer** service will be discontinued to the old terminal building no later than 12 months after receipt by UPS of an occupancy permit for use of the old hanger building.

At 8:32 PM, Mayor Cahail presented draft resolution #865, a resolution authorizing the Mayor to execute a contract with SCS Engineers to develop a landfill closure plan.

Following discussion, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #865. The motion passed unanimously.

Mayor Cahail introduced draft resolution #867, a resolution authorizing the Mayor to execute a contract with the Washington State Department of Health for a grant to improve the water system.

Following discussion, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Resolution #867. The motion passed unanimously.

Mayor Cahail introduced draft resolution #868, a resolution authorizing the Mayor to submit an application for Surface Transportation Program funding to reconstruct a portion of Guard Street.

Administrator Fitch explained the particulars of the funding application process and the financial requirements of the proposed project. He noted that the project has risen to the highest priority on the 6 Year Transportation Improvement Plan.

At 8:45 PM, following discussion, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Resolution #868. The motion passed unanimously.

Administrator Fitch asked the Council to consider continuing the meeting to 2/10/93 at 7:00 PM for a joint meeting with the Planning Commission to hear a presentation by the Town's planning consultants.

Administrator Fitch reported the results of the bid opening for Phase I of the Water Treatment Improvement project. He will present a bid award recommendation to the Council on 2/18/93. Mr. Brad Bogus, PE, KCM, will provide the written recommendation. Administrator Fitch noted that 30 sets of plans were issued and 6 bids received. He noted that the projected cost of Phase II is in excess of \$500,000.

Administrator Fitch asked the Council if they wished to make a formal response to a 1/27/93 letter from Lee Sturdivant, SJI Parks & Recreation District. Council asked staff to draft a response for the Mayor's signature.

Administrator Fitch noted the inclusion of the Town of Friday Harbor in a grant application by Bob Myhr of the San Juan Preservation Trust. He pointed out that the Town was not asked if it wished to participate. Part of the proposed project would be a survey and inventory of existing vegetation. Administrator Fitch noted that this was not a budgeted 1993 item. He would like Ms. Nancy Larsen to participate on the Town's behalf. Data obtained may be integrated into the Town's electronic data base. He stated that he has informed the grant administrator not to expect financial support from the Town of Friday Harbor.

Administrator Fitch brought to the Council's attention a topographic drawing prepared by KSM for the First Street Parking project. He spoke of rock removal and stormwater management concerns and asked the Council to review and comment on same.

At 9:03 PM, Councilmember Dickinson moved and Councilmember Potter seconded to go into executive session to discuss pending litigation. The motion passed unanimously.

At 9:21 PM, Councilmember Potter moved and Councilmember Lackey seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

NB

At 9:22 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adjourn and continue the meeting to 2/10/93 at 7:00 PM. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - February 10, 1993 @ 7:00 PM

The Town Council met in a joint session with the Town Planning Commission.

Mayor Cahail called the Town Council meeting to order.

Members present: Athearn, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch

Town Clerk Dubail informed the Council that Councilmember Dickinson had notified his office that she would be unable to attend this meeting due to illness.

The purpose of the joint meeting was to hear a presentation by Sandra Western-Butler, Butler & Associates, updating the Council and Planning Commission on Growth Management Act issues.

Ms. Butler reviewed GMA planning and Comprehensive Plan development efforts. The meeting viewed a slide presentation of a previously executed photo exercise by the Council and Planning Commission regarding important features in the community.

The Council, staff, Planning Commission, and audience discussed the photos and GMA required Comprehensive Plan elements.

NB

At 7:57 PM, Councilmember Lackey moved and Councilmember Potter seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - February 18, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Attorney Eaton

The minutes of the 2/4/93 12:30 PM, 2/4/93 7:30 PM and 2/10/93 7:00 PM meetings were approved as submitted.

Acting Fire Chief Chris Destaffany reported on personnel changes in the Fire Department and assured the Council that Fire Department operations are continuing unimpeded. He gave a summary of his research into allowing firefighters to ride on the back of fire apparatus. Pending legislation should clarify that firefighters may not ride on the tail-board of fire apparatus.

The Council thanked Acting Fire Chief Destaffany for his report.

Mark Suckling, Friday Harbor Fire Department, read and presented a petition from the volunteer firefighters to the Council regarding the staffing and compensation of the Fire Chief position.

Mayor Cahail indicated that a response to the petition would be composed.

At 7:40 PM, Doug Biggins, manager of Friday Harbor Grocery, made a presentation regarding the need for time-limited parking enforcement. He also asked that the Town provide a handicapped parking space and a loading zone in the vicinity of Friday Harbor Grocery. He offered to work with the San Juan County District Court Clerk to develop a software program to track repeat offenders.

Town Administrator Fitch gave a brief summary on dialog regarding, and action on, time-limit parking. He referred to his 2/10/93 memo on the subject.

Mayor Cahail commented on efforts by the Town and asked that the community indicate what they want.

Dick Kneipp, Islanders Bank, spoke in support of time-limit parking and increasing fines for repeat offenders. He felt that time-limit parking was important to the economic vitality of the commercial area.

Gordy Peterson, owner of Friday Harbor Grocery and building, stressed the need for parking in the area. He noted that the DOT commuter parking lot is rarely used and poorly maintained. He spoke of repeated blatant parking infractions downtown. Mr. Peterson gave examples of downtown parking being used for relatively long-term vehicle storage. He felt that construction of satellite parking areas may be a waste of money unless time-limit parking is enforced. Mr. Peterson suggested that the Town hire a part-time enforcement employee with "random" and on-call enforcement. He indicated his willingness to monetarily contribute to supplement fine revenue to support enforcement.

Mayor Cahail pointed out that the Town contracts with the San Juan County Sheriffs Department to enforce State parking and traffic regulations.

A number of members of the audience remarked that the Sheriffs Department is ignoring violators.

Attorney Eaton commented on parking violation enforcement procedures.

Mayor Cahail suggested that the business community convey their concerns to the Sheriffs Department.

Councilmember Potter expressed a desire to look into providing additional handicapped parking. She also pointed out to the audience the current Town parking project planned for First Street.

Administrator Fitch explained the rationale behind the project and the preliminary details of same. He referred to displayed drawings and options prepared by KSM. Mr. Fitch also mentioned the calculated \$3,800 per stall payment-in-lieu-of-parking option for developers.

The Town currently provides 702 on-street parking spaces. It was noted that street and sidewalk renovation will reduce access to yellow zones and necessitate provision of loading zones.

Mr. Kneipp reiterated the need for time-limit parking enforcement to provide an incentive to use alternate parking areas.

Ms. Carrie Nash noted that a significant number of downtown parking spaces are used by employees of downtown businesses.

Al Nash spoke of a noticeable change in parking patterns since the elimination of time-limit parking. He spoke in support of time-limit parking enforcement and recommended

reactivation of the previous enforcement program if the program was revenue neutral. He noted the need for incentives to use alternate parking areas.

Mayor Cahail remarked on the "mixed signals" the Town has received regarding parking from the community.

In response to comments from the audience, Administrator Fitch expanded on the above and outlined financing options. He noted that the Council has not heard a consensus from the community.

Attorney Eaton explained that different interest groups become vocal as time-limit parking "forces" vehicles into their areas.

The need for self-education to promote sensible parking practices was discussed.

At Councilmember Dickinson's inquiry, the audience indicated that time-limit parking enforcement should be a year-round program.

Councilmember Potter noted that review of parking tickets indicates that the downtown merchants were among the primary offenders.

The Council and staff recounted the costs of providing enforcement.

Mr. Kneipp stressed his opinion that parking enforcement "had to be done."

Complaints about time-limit parking enforcement from the business community and seasonal visitors were recounted.

Mr. Nash felt that complaints were over-emphasized and were part of operating a town. "Holder of drivers licenses were supposed to be able to read."

Ms. Nash felt that 2 hour rather than 1 hour time-limit parking was appropriate.

Bernie Glennon noted that this was at least the third time he'd heard this discussion. He supported some form of time-limit parking enforcement.

Administrator Fitch pointed out that a previous argument from the business community was that alternate parking should be provided before reinstating time-limit parking enforcement.

Mr. Kneipp felt the DOT commuter parking lot should be utilized.

Councilmember Lackey suggested that the Council consider reinstating time-limit parking.

Councilmember Wilson asked how the Town was going to pay for it.

Councilmember Lackey suggested a B&O tax or a downtown parking district.

Attorney Eaton pointed out that ticket processing may have been revenue neutral under the previous program - ticket issuing was not.

Administrator Fitch spoke further of staffing and financial considerations.

The effect of time-limit parking enforcement pushing day long parking into professional areas was discussed.

Councilmembers Wilson and Dickinson suggested that downtown merchants work together to develop solutions.

Administrator Fitch informed the audience of the possibility of instituting a Downtown Business Improvement District and asked business owners to contact his office regarding same.

The Council thanked the audience for their interest and participation.

At 8:49 PM, Mayor Cahail introduced draft resolution #869, a resolution authorizing the Mayor to submit a grant application for Centennial Clean Water funding for developing a Comprehensive Stormwater Management Plan.

Administrator Fitch explained the particulars of the grant application.

Following a brief discussion, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #869. The motion passed unanimously.

Mayor Cahail introduced draft resolution #870, a resolution authorizing the Mayor to execute a contract in the amount of Three hundred forty-eight thousand six hundred thirty-two dollars and eighteen cents (\$348,632.18), which includes State sales tax, with Seaboard Construction for the construction of Phase I improvements to the water treatment plant.

Administrator Fitch noted that there had been a protest at the bid opening regarding submission of a bid sketch. He referred to a 2/9/93 bid recommendation letter from KCM.

Attorney Eaton review the applicable legal issues and recommended that the Town rely on the above noted letter from KCM.

Administrator Fitch pointed out that the sketch in question should have been referred to in the bid documents as a "shop drawing" rather then a "bid sketch".

Mayor Cahail commented on the consistency of the bids and pointed out that the Town is required to construct the improvements.

Said improvements in Phase I include a new building, pumps, and a 50,000 gallon clear well.

Councilmember Lackey inquired about the advisability of annexing the treatment plant site.

At 9:00 PM, following discussion, Councilmember Potter moved and Councilmember Dickinson seconded to adopt Resolution #870. The motion passed unanimously.

Administrator Fitch reported that the Guard Street reconstruction project has been rated #1 for Surface Transportation Program (STP) funding and would be forwarded to the Board of County Commissioners (BOCC) for consideration. Proposals were made at the rating meeting to institute a Public Benefit Transportation Authority. San Juan County Public Works Director Ron Loewen is prepared to recommend to the BOCC that they commit 2 years of STP funding to the Guard Street project.

Administrator Fitch referred to a 2/16/93 letter from Barbara Cobb, Manager, San Juan CableVision, regarding levels of service, rate changes, and franchise renewal. He pointed out changes in Federal cable regulations and a possible change in the local service provider.

Town Clerk Dubail gave a brief summary of House Bill 1654 (HB1654) which would repeal the authority of cities and towns to enforce liens for unpaid utility bills by tenants. The legislation would also mandate cities and towns require "satisfactory credit resources or an adequate deposit" before providing new customers with utility service. HB1654 is a key issue in the 2/12/93 AWC Legislative Bulletin. Town Clerk Dubail provided the Council with the text of the bill and a sample letter regarding same to state representatives.

Administrator Fitch noted distribution to Council of the draft Stormwater Utility Study prepared for the Town by Gray & Osborne. He asked the Council to review and comment on same. Administrator Fitch noted that stormwater management is now an expense in the Current Fund. It was noted that the Town is required to enact a Stormwater Management Plan by July 1, 1994.

Administrator Fitch pointed out second generation drawings and options for the proposed First Street parking project. He asked Council to review and comment on same. The preliminary projected cost is approximately \$180,000 to 200,000.

Administrator Fitch noted receipt of a request from the Whale Museum to replace on-street vehicle parking in front of the museum with bicycle parking. He asked the Council to consider a response.

Administrator Fitch noted a request from the chair of the Solid Waste Advisory Committee (SWAC) to have a Town representative appointed. Councilmember Athearn was the previous representative.

Following discussion, Mayor Cahail appointed Councilmember Lackey to be the Town's representative to the SWAC.

Councilmember Potter noted receipt of a letter from the San Juan Island Parks & Recreation District asking that she be appointed to serve on a Recreation Advisory Task Force to assist with the development of a Comprehensive Parks and Recreation Plan.

Following discussion, Mayor Cahail appointed Councilmember Potter to be the Town's representative to same.

Mayor Cahail informed the Council that Town Clerk Dubail has been nominated to be Treasurer of the Washington Municipal Clerks Association. He expressed support and congratulations.

At 9:29 PM, Councilmember Dickinson moved and Councilmember Potter seconded to approve payment of claims warrants #5897 through 5951 in the amount of \$49,668.02. The motion passed unanimously.

At 9:30 PM, Councilmember Wilson moved and Councilmember Dickinson seconded to go into executive session to discuss pending litigation, a land issue, and a personnel issue. The motion passed unanimously.

At 10:48 PM, Councilmember Lackey moved and Councilmember Athearn seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

At 10:49 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - March 4, 1993 @ 12:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Town Clerk Dubail informed the Council that Councilmember Potter had notified his office that she would be unable to attend this meeting due to a previous work commitment.

The Council reviewed the claims.

Maintenance Supervisor Reitan reported that Trout Lake Reservoir is approximately 7 feet below the spillway. The Water Department will be reporting rainfall and lake level

weekly. Depending on the amount of rain during the month water restrictions may be called for this summer.

Testing on the new San Juan Valley water main is continuing, leaks are being localized.

Pumps, plumbing, and telemetry are being installed in the new pump house for the new water tank.

The media in filter #4 has been replaced due to a malfunction. 50 fire hydrants in Town have been flushed.

Preparations are underway at the solid waste facility for closure of the landfill.

The Wastewater Department is getting ready to paint the clarifier and repair a pump at the wastewater treatment plant.

The Street Department is installing signs and "sprucing up" the Town for Spring.

A wheelchair ramp is to be installed in the sidewalk at the DOT ferry terminal next week.

In response to Councilmember Wilson's inquiry regarding street repair, Maintenance Supervisor Reitan felt the Town should be able to acquire asphalt by the end of the month. Winter freezing has caused numerous areas of street surface to break up.

Street striping should commence in May.

The Council thanked Maintenance Supervisor Reitan for his report.

At 12:45 PM, Town Administrator Fitch distributed a Growth Management Act (GMA) pamphlet to the Council. He noted that Mike McCormick, Director of the State Department of Development (DCD), had informed the Board of County Commissioners (BOCC) that San Juan County's efforts toward GMA compliance are consistent with the state average. Also, GMA funding will be cut an additional 30%. The State may extend GMA deadlines.

Administrator Fitch noted that the Town is in the final stages of developing a mapping system and is working toward completing a land inventory. There has been no information forthcoming to date from San Juan County on projected population allocation for Urban Growth Area (UGA) determination.

Administrator Fitch spoke of efforts to obtain current color aerial photos of the Town and possible Urban Growth Areas.

At 12:57 PM, Councilmember Lackey moved and Councilmember Athearn seconded to approve payment of claims warrants #5955 through 6024 in the amount of \$79,059.30 and payroll warrants #2872 through 2905 in the amount of \$66,925.82. The motion passed unanimously.

Mayor Cahail asked for the Council's response to a petition previously presented by the Fire Department.

Councilmember Athearn thanked Acting Fire Chief Chris Destaffany for his letter to the Council regarding the Fire Department.

Lieutenant Peter Risser, FHFD, commented on the need not to make a "false economy" move. He felt it was not a money issue and that the Town should tell Rick Galer if they don't want him as fire chief. He asked the Town to take action to revise the payroll ordinance to compensate the fire chief. Mr. Risser spoke of compensation packages for fire chiefs in other towns. He felt that the Town did not need to make a long term commitment but "creative financing" may be indicated.

Mayor Cahail pointed out that the issue was whether the Town would have a paid fire department or continue with a volunteer fire department.

Councilmember Athearn noted that Rick Galer has, in effect, resigned. Personalities aren't the issue, the point is whether to have a paid or volunteer fire chief position. She pointed out that the current authorized compensation is \$500 per month for the consolidated fire chief/fire secretary position.

Councilmember Dickinson also noted that Rick isn't the issue, and remarked that he has been a wonderful chief. The question is whether the Town wants a paid or volunteer fire department.

Councilmember Athearn noted that the payroll ordinance could be amended to provide a compensated volunteer fire secretary position. She suggested that the fire department could specify the allocation of funds between the chief, secretary, and training officer.

Councilmember Lackey noted that the position pays \$500 per month and that perhaps the workload needs to be revised. He commented on the lack of a current Town job description for the fire chief and was unsure how much of the chief's job was related to Firefighter's Association activities.

Mr. Risser commented on Firefighter's Association activities such as the annual Easter egg hunt and various fund raising functions. He noted that the chief is precluded from being a member of the Association. Mr. Risser felt that the time required to do an adequate job as chief precluded holding other full-time employment. He noted that a description of the chief's actual activities had been forwarded to the Town and commented on the multitude of minor activities that the chief takes care of.

Acting Chief Destaffany recounted his fire department related activities from 5:00 AM to the current time today. He noted that this is not a busy day. He reported on repair and maintenance costs in relation to the chief's compensation in other small towns and cautioned about increased costs to towns that contract with fire districts.

The Council reviewed the current financial provisions for fire department personnel in the 1993 Town budget.

Mr. Risser requested that a vehicle allowance be considered.

Mr. Destaffany felt that vehicle liability insurance for the fire chief should be added to the Town's coverage.

Mr. Destaffany and Mr. Risser noted the importance of the fire chief responding to calls with his own vehicle.

The Council asked staff to look into insurance and vehicle allowance options.

The Council discussed keeping the chief's compensation at \$500 per month. The fire secretary position could be allocated additional funding. The same person could hold both positions.

Councilmember Dickinson commented on the flexibility of the above plan.

Administrator Fitch remarked that the message from the fire department seems to be that the job has grown in complexity and responsibility and that the current compensation is not adequate.

Mr. Risser concurred with Administrator Fitch's comments and felt that funding for the volunteer chief and secretary positions was a viable option.

The Council and fire department personnel in the audience discussed various duties of the fire secretary position. Establishing a monthly vehicle allowance was discussed.

Mayor Cahail and Administrator Fitch pointed out that the chief's compensation is intended as reimbursement not pay.

Councilmember Athearn urged the Council to come to a decision and suggested that the Mayor and the Administrator develop a proposal to amend the payroll ordinance to add a funded fire secretary position. The budget would be amended to reflect same. A vehicle allowance could be included.

Councilmember Dickinson concurred.

Mayor Cahail, the Council, and staff discussed the accounting structure for same.

At 1:50 PM, the consensus of the Council was to review the above proposal at this evenings meeting.

Acting Chief Destaffany asked that any action be expedited as he stated that he'd agreed to be acting fire chief for a month.

At 1:53 PM, Councilmember Lackey moved and Councilmember Athearn seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - March 4, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

The minutes of the 2/18/93 7:30 PM Council meeting were approved as submitted.

Mayor Cahail noted the presence in the audience of two Boy Scouts, Jason Sears and Mark Picinich, here working on their Citizenship merit badges.

Art Johnson was present to inform the Council he was considering starting a new business. He distributed a diagram regarding his philosophy of life. Apparently the business he is proposing relates to litter retrieval as a community service and as an example of his philosophy.

Mayor Cahail read a letter from the Board of County Commissioners to Town Administrator Fitch thanking him for facilitating the recent San Juan County department head workshop. Mayor Cahail complimented Administrator Fitch on his participation.

Mayor Cahail recommended to the Council that the Town of Friday Harbor continue with a volunteer fire department per the current salary and wage ordinance with a \$500/month honorarium to the fire chief. He asked the Council to consider and decide on his recommendation.

Councilmembers Wilson, Potter, and Lackey concurred with the Mayor's recommendation. Councilmembers Athearn and Dickinson felt the issue deserved further consideration at a later date.

At 7:46 PM, Mayor Cahail opened the public hearing for the Dale Marble Short Plat application to divide one 2.94 acre property, tax parcel #351190304, located on Lawson Place, into two parcels consisting of 1.01, and 1.93 acres.

Mayor Cahail instructed the meeting in the procedure to be followed. Hearing no objection to his or any Councilmembers participation, he asked Permit Coordinator Warren Jones to present the staff report.

Mr. Jones referred to his 2/12/93 staff report and the Findings of Fact and Conclusions of Law dated 3/4/93. He summarized zoning, utilities, transportation, surrounding uses in the area, and noted that the proposal is exempt from SEPA. Proper public notice has been given. He stated that the Planning Commission recommends approval with the conditions recommended by staff. Mr. Jones recommended that all members of the

family trust be required to sign the final plat. He noted possible encroachment on adjacent land. Mr. Jones recommended that the Council accept the staff report and recommendations and the Findings of Fact and Conclusions of Law.

The proponent declined to comment.

Hearing no comments from the audience, Mayor Cahail asked for comments from the staff.

Administrator Fitch & Permit Coordinator Jones briefly remarked on public notice procedures.

At Councilmember Wilson's inquiry, Mr. Jones pointed out provisions for 10' utility easements along the interior of all lot lines.

At 7:59 PM, hearing no further comment, Mayor Cahail closed the public input portion of the hearing, noting that the Council reserves the right to reopen the hearing for public input at a later time or date. He then opened the hearing for Council deliberation.

At 8:01 PM, following discussion, Councilmember Dickinson moved and Councilmember Potter seconded to accept the staff report and recommendations and the Findings of Fact and Conclusions of Law and approve preliminary Short Plat #31. The motion passed unanimously.

Mayor Cahail opened the public hearing to consider rezoning approximately 2.81 acres of land located southerly and westerly of the Evergreen Subdivision from single family residential (SFR) to light industrial (IND) and instructed the meeting in the procedure to be followed. Hearing no objection to his or any Councilmembers participation, he asked Permit Coordinator Warren Jones to present the staff report.

Mr. Jones referred to his 2/24/93 staff report and the Planning Commission's Findings of Fact and Conclusions of Law as revised 2/11/93. He noted that the staff report and the Findings of Fact are not completely in agreement. He summarized current zoning, previous actions regarding the subject property, utilities, transportation, surrounding uses in the area, public comments received, and noted that a Mitigated Determination of Non-significance had been issued following review of an Environmental Checklist. Proper public notice has been given.

Mr. Jones spoke of efforts to ensure protection of SFR uses on adjacent properties and to allow reasonable use of the subject property. He recommended a 20' wide buffer along the property lines with 10' of the buffer on each side of the property line and a 6' high sight obscuring fence along the property line. Mr. Jones spoke of the expansion of the airport and the construction of Mullis Street. Mullis Street has become a high vehicle volume street. He outlined the recommended condition of both the Planning Commission and staff that a bond be required to cover 125% of the value of the required improvement. Mr. Jones pointed out the differences between the Planning Commission and the staff recommendations regarding buffers and use of the building setback areas.

Bob Greenway, PO Box 383, owner of the subject property, expressed his views on the proposed buffer and noted that he has planted trees along the border of the subject property.

Mayor Cahail asked for comments from the audience.

Ken Hedin, Lot #8, Evergreen I, felt the property could be put to better use then light industrial. He felt that changing the zoning from SFR to IND was "going to extremes." Mr. Hedin commented that, to his knowledge, none of the neighbors were in favor of the rezone. He objected to the Town of Friday Harbor being the proponent of the rezone. Mr. Hedin spoke of the need for buffer zones and wondered why the trees had already been planted in the proposed buffer zones.

John Hart, 535 Hemlock Court, expressed concern over possible visual and noise impacts on adjacent SFR uses. He felt that a rezone to PSC would be more appropriate. Mr. Hart asked the Council to keep the neighbors in mind when they made their decision.

Hearing no further comments from the audience, Mayor Cahail asked for additional comments from the staff.

Administrator Fitch responded to Mr. Hedin's inquires and recounted that the conditions of a proposed 1988 rezone of the subject property became unfeasible following the Evergreen Subdivision Phase II Final Plat. The Town has initiated this rezone to address same.

Attorney Eaton noted that the subject property is now SFR. In 1988 the Council had indicated a willingness to rezone the property if certain conditions were met. A rezone ordinance was not adopted.

Administrator Fitch read comments received from Cal Ryan, owner of an adjacent property to the south, conveying support of the rezone request and expressing concern regarding stormwater management.

Art Johnson, PO Box 1143, and Ken Hedin commented on the recently planted trees.

At Councilmember Dickinson's inquiry, Permit Coordinator Jones stated that future owners of lots 13, 26, 27, 31, & 32, Evergreen Phase II, would be required to recognize and maintain the proposed 10' wide portion of the buffer on those lots. He noted that the proposed buffer did not diminish the lot area.

At Mayor Cahail's inquiry, it was determined that Mr. Greenway is the current owner of the above listed lots.

Mr. Eaton stated that previous options for rezoning the subject property would be eliminated by the current proposed action.

At 8:40 PM, hearing no further comment, Mayor Cahail closed the public input portion of the hearing, noting that the Council reserves the right to reopen the hearing for public input at a later time or date. He then opened the hearing for Council deliberation.

Councilmember Potter expressed her desire to protect adjacent SFR uses.

Councilmember Dickinson expressed concern over putting portions of the proposed buffer on adjacent vacant lots.

Administrator Fitch noted that some of the recently planted trees were on said lots.

Councilmember Wilson noted that the buffer and setback recommendation from the Planning Commission would use approximately 1/3 of the subject property.

Councilmembers Potter and Wilson discussed buffers and screening.

Councilmember Dickinson commented that most uses on IND zoned land require a conditional use permit.

Administrator Fitch noted the provisions of 17.40.030(C) Friday Harbor Municipal Code (Light Industrial Zone - Conditional Uses).

At 8:50 PM, Councilmember Dickinson moved to accept the staff recommendations on Rezone Application #40 and approve the rezone from SFR to IND.

The motion died for lack of a second.

Councilmember Athearn requested clarification as to whether the staff recommendations were to be considered conditions.

Councilmember Dickinson indicated that that was her understanding and in the intent of her motion.

At 8:54 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to accept the staff recommendations on Rezone Application #40 and approve the rezone from SFR to IND for tax parcel #351492011.

The motion carried with Councilmember Athearn, Dickinson, Lackey, and Wilson in favor, Councilmember Potter against. Councilmember Potter noted that she preferred the Planning Commission's recommendations.

At 8:56 PM, the Council heard a presentation by Mike Allen regarding preservation of commercial salmon fishing rights. Mr. Allen noted passage on 4/18/91 of Town Resolution #798 regarding same. He asked the Council to consider again passing a resolution to express support for commercial fishing and for same to be sent to elected state and federal officials.

Mr. Allen summarized the current commercial fishing situation, economic benefits to the community, and the status of the fishery.

Mike Adams, commercial fisherman and owner of Funk & Junk, asked the Council to pass a resolution expressing support for commercial fishing and for a copy of same to be forwarded to elected state and federal officials.

The Council and proponents discussed various aspects of the issue.

At 9:10 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #871, a resolution stating the support of the Council for increasing the U.S. harvest of Fraser River sockeye and pink salmon as established by the Pacific Salmon Treaty for the years 1993 and beyond. The motion passed unanimously.

Mayor Cahail stated a copy of the resolution would be forwarded to state and federal elected officials.

At 9:20 PM, Administrator Fitch reported that the Board of County Commissioners has continued the public hearing on STP funding for the Guard Street reconstruction project to 3/23/93 at 4:15 PM. He asked if the Council was interested in attending and testifying at the continued hearing. Administrator Fitch noted that the Town's proposed project is engineered and ready to go.

A number of Councilmembers indicated that they were interested in attending the BOCC hearing.

Mayor Cahail noted that county residents must use Town streets to get from the ferry to County roads.

Mayor Cahail thanked the Boy Scouts in the audience for attending the Council meeting.

Administrator Fitch informed the Council that a draft "skeleton" time-limit parking ordinance as well as a worksheet on enforcement costs and a comparison of recent sales tax revenues have been prepared and will be distributed to the Council.

Administrator Fitch will disseminate the time-limit parking information to the business community.

Administrator Fitch informed the Council of particulars of the proposed waterfront repairs and modifications at San Juan Marina. He noted that it is an administrative rather than a legislative matter.

Administrator Fitch informed the Council that he will be on vacation from March 11th through March 19th.

Town Clerk Dubail informed the Council that he will be attending the annual Washington Municipal Clerks Conference from March 15th through March 19th.

Administrator Fitch suggested that the Council consider distributing a brochure to the community regarding the proposed Stormwater Utility. Tamara Nack of the engineering firm of Gray & Osborne is available to discuss the draft Stormwater Utility Study.

At 9:41 PM, Councilmember Potter moved and Councilmember Lackey seconded to go into executive session to discuss pending litigation. The motion passed unanimously.

At 9:45 PM, Councilmember Lackey moved and Councilmember Wilson seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

At 9:46 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - March 18, 1993 @ 7:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Treasurer Picinich & Attorney Eaton

Treasurer Picinich informed the Council that Mayor Cahail had notified her that he would be unable to attend the meeting.

Councilmember Potter moved and Councilmember Lackey seconded to appoint Councilmember Wilson Mayor Pro tem. The motion passed unanimously.

Mayor Pro tem Wilson asked the audience if there were any non-agenda items to bring before the Council.

Beth Helstein of the Whale Museum requested that an on-street parking space in front of the Museum be converted into space for a bicycle rack. She also requested that two of the Town's street refuse containers be placed at the ends of the bike rack. The Whale Museum would like the Town to purchase and install the bike rack.

Attorney Eaton suggested that the Whale Museum use the parking stall next to the American Legion property for a bike rack.

Permit Coordinator Warren Jones suggested that the Whale Museum ask the County to relocate their Second Street entrance bike rack to the Courthouse property at the corner of First and Court Streets.

The Council directed that the Town Administrator write a letter to the County supporting the Whale Museum's request to relocate the County's bike rack.

Permit Coordinator Jones presented the Facts & Findings for the Greenway property rezone, Rezone #40.

Following discussion, Councilmember Dickinson moved and Councilmember Lackey seconded to accept the Facts & Findings for Rezone #40 as presented. The motion passed by a four to one vote, Councilmember Potter dissenting.

Mayor Pro tem Wilson presented draft resolution #872, a resolution authorizing the Mayor to execute a contract with Skagit County Medical Bureau for employee medical coverage for one year, effective April 1, 1993.

Councilmember Dickinson moved and Councilmember Potter seconded to adopt Resolution #872. The motion passed unanimously.

At 7:50 PM, Mayor Pro tem Wilson turned the meeting over to Attorney Eaton for a work session on the Town's Shoreline Master Program. Attorney Eaton discussed land use regulation challenges and explained "takings" and inverse condemnation regulations and court rulings.

He further explained how the recent Shoreline Hearings Board decision on the "Gollywobbler" property effects the Town and the Shoreline Master Program.

The Council decided to have another workshop to discuss their suggested changes to and questions about the Town's Shoreline Master Program. The workshop will be scheduled for the next available agenda time.

At 9:56 PM, Councilmember Potter moved and Councilmember Lackey seconded to approve payment of claims warrants #6026 through 6073 in the amount of \$30,227.05. The motion passed unanimously.

At 10:00 PM, Councilmember Lackey moved and Councilmember Potter seconded to adjourn. The motion passed unanimously.

Eugene D. Wilson, Mayor Pro tem
Wendy J. Picinich, Clerk Pro tem

Town Council - April 1, 1993 @ 12:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, & Wilson

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

Town Clerk Dubail informed the Council that Councilmembers Lackey & Potter had notified his office that they would be unable to attend this meeting due to previous work commitments.

The Council reviewed the claims.

Fire Chief Galer reported that the department had responded to 32 calls for the first quarter of 1993, 21 in Town, 7 in Fire District #3, 4 marine, and 1 in which the district responded to Town. The department currently has 20 active fire fighters.

Mayor Cahail and Chief Galer discussed dispatch procedures and the nature of the calls.

The Council and Chief Galer briefly discussed the chief's current compensation arrangements.

The annual Easter Egg hunt sponsored by the Firefighter's association will be held at Jackson's beach.

At 12:40 PM, Maintenance Supervisor Reitan reported that the leak in the new water transmission main has been located and repaired. The leak was in the curb stop at the service line to the Ploghoft residence. The main has been pressure tested and approved. Electrical work is progressing at the pump house for the new water tank. The Town may be able to start pumping water to the new tank next week. Trout Lake Reservoir is approximately 7 feet below the spillway. Maintenance Supervisor Reitan recounted difficulties with a recent try of Augmentation Project II. He suggested piping output from same directly to the reservoir. The wastewater treatment plant is shorthanded due to an employee out on sick leave. The pumps for the clarifier have been rebuilt. The street department is putting in "torch-down" striping in crosswalks, and repainting yellow zones and directional markings. Work is progressing on the Town flower beds and parks. The solid waste facility is being cleaned up. The Town is continuing to pump from Augmentation Project I. 1 million gallons were pumped last week.

The Mayor thanked Maintenance Supervisor Reitan for his report.

At 12:52 PM, Mayor Cahail introduced draft resolution #874, a resolution authorizing the Mayor to execute a letter of agreement with San Juan County to update the 1992 Joint Comprehensive Solid Waste Management Plan.

Ed Stuhr, SJC Solid Waste Manager, introduced Tracy Hornung, a planner with his department.

Following discussion, Councilmember Dickinson moved and Councilmember Athearn seconded to adopt Resolution #874. The motion passed unanimously.

At 12:55 PM, Mayor Cahail asked for Council confirmation of his appointment of William J. LaPorte to position #4 on the Town Planning Commission. The Council concurred with the appointment.

Administrator Fitch introduced Tamara Nack, PE, with the engineering firm of Gray & Osborne (G&O). Ms. Nack presented a summary of the Stormwater Utility Study prepared for the Town by G&O. She explained the data sources, methodology, cost allocation, projections, and recommendations of the study. The study proposes that only developed properties would incur stormwater utility charges.

The Council, staff, and Ms. Nack discussed various aspects of a stormwater utility including Equivalent Residential Units (ERU's) and the calculation of same, administration, fee structure, system development charges, and formulation of an appeal process.

The staff and Ms. Nack discussed methodology to verify the system development charge and associated impacts on development.

Ms. Nack suggested that efforts be made toward informing the public before implementing the utility. Attorney Eaton concurred. Administrator Fitch mentioned plans for same.

The Council, staff, and Ms. Nack discussed timing, steps to implementation, and operation & maintenance requirement of a Storm Water utility.

At 2:38 PM, the Council thanked Ms. Nack for her presentation.

Councilmember Dickinson moved and Councilmember Athearn seconded to approve payment of claims warrants #6076 through 6126 in the amount of \$51,727.83 and payroll warrants #2913 through 2972 in the amount of \$78,573.51. The motion passed unanimously.

Administrator Fitch distributed a status report from Butler & Associates on the Comprehensive Plan update.

At 2:40 PM, Councilmember Dickinson moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - April 1, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

The minutes of the March 4, 1993 12:30 PM & 7:30 PM meetings, and March 18, 1993 7:30 PM meeting were approved as amended.

Mark Kendziorek read a 3/31/93 letter signed by the tenants of Cannery Landing to the Council regarding a perceived odor in the vicinity of wastewater pump station #2 adjacent to Cannery Landing.

The Mayor assured Mr. Kendziorek that the Town would look into the matter.

At 7:35 PM, Councilmember Potter introduced Jeff Brash and Christian Nelson, San Juan Island Parks & Recreation District Board Members.

Mr. Brash informed the Council of tentative Parks & Recreation District plans to upgrade Sunken Park. He asked the Town to consider being a partner in a grant application for IAC funds. The Town's contribution would be \$4,500. Said contribution could be in-kind services.

West Street Park was mentioned as a possible alternative project location.

Councilmember Wilson noted that the Kiwanis have expressed interest in taking on Sunken Park as a group project.

Mr. Brash noted that the San Juan Island Parks & Recreation District welcomes help from all groups. He would like an indication from the Town as to whether the Town is interested in the project and being a partner in the grant application.

Mr. Nelson reiterated the above and spoke to the need to provide a location for youth activities. He noted the current intense use of Sunken Park by teenagers.

The Council and the Parks Board Members discussed various aspects and concerns regarding the proposal.

Mr. Nelson noted that the San Juan Island Parks & Recreation District is in the process of developing a Comprehensive Parks Plan to address island needs.

Mr. Brash emphasized the May 1st grant application deadline.

At Councilmember Dickinson's inquiry, Mr. Brash and Mr. Nelson noted plans to initiate a pilot directed recreation program.

The Council indicated interest in moving forward with the proposal. They will consider the matter at their next regularly scheduled meeting.

At 7:55 PM, Mayor Cahail introduced draft ordinance #898, an ordinance accepting the Final Dale Marble Short Plat and authorizing the Mayor to sign the final plat drawings.

Administrator Fitch and Attorney Eaton explained a notation on the face of the final plat document to address possible encroachment on the adjacent government property.

Councilmember Potter moved and Councilmember Lackey seconded to adopt Ordinance #898. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #875, an ordinance amending Ordinance #486 and Title 17 of the Friday Harbor Municipal Code by changing the zoning district boundaries set forth in the official zoning map for a parcel of property bordering Spring & Price Streets and Marguerite Place, commonly known as the Catholic Church property, and establishing pre-conditions to the effectiveness of said rezone.

Attorney Eaton noted that his comments apply to this and the following rezone ordinance. He explained his efforts to avoid improper procedures and avoid a "conditional" rezone. He pointed out the provisions of Section 5 of the draft ordinance which state: "This ordinance shall become effective Ninety (90) days from this date if, on or before such day, the owner of the property described in Exhibit A shall have fully performed all of the conditions set forth in the Concomitant Agreement attached hereto as Exhibit B, failing which this ordinance shall not become effective and the redesignation of the affected property shall not occur". Mr. Eaton gave a section by section summary of the draft ordinance and the associated Concomitant Agreement.

Attorney Eaton recommended that if the conditions are not met within 90 days that the Town take formal action, perhaps an ordinance to repeal the ordinance under consideration. He also noted that any conditions that are met are not revocable.

Councilmember Dickinson expressed concern that conditions regarding future development may be "forgotten" after a period of time.

Attorney Eaton acknowledged this concern but noted that the Town is now entering a reminder of any conditions for a particular parcel in the Town's electronic database.

At 8:13 PM, Councilmember Dickinson moved and Councilmember Potter seconded to adopt Ordinance #875. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #876, an ordinance amending Ordinance #486 and Title 17 of the Friday Harbor Municipal Code by changing the zoning district boundaries set forth in the official zoning map for a parcel of property bordering Price Street, commonly known as the San Juan Historical Society property, and establishing pre-conditions to the effectiveness of said rezone.

Following discussion, Councilmember Potter moved and Councilmember Athearn seconded to adopt Ordinance #876. The motion passed unanimously.

Mayor Cahail introduced draft resolution #873, a resolution authorizing the Mayor to execute an agreement between the Town of Friday Harbor and the engineering firm of Kramer, Chin, & Mayo, Inc. to complete the Water Treatment Plant Phase II Pilot Testing Study.

Administrator Fitch explained the particulars of same.

Following discussion, Councilmember Athearn moved and Councilmember Wilson seconded to adopt Resolution #873. The motion passed unanimously.

At 8:18 PM, the Council took up discussion of reinstating enforcement of time-limited parking.

Councilmember Dickinson commented on program costs and the need to find new revenue to support same.

Councilmember Potter felt that reinstating time-limited parking at this time would create the same problems as before. She stipulated that the program must be self supporting.

Ongoing problems with the DOT commuter parking lot were mentioned.

Doug Riggin, manager of Friday Harbor Grocery, stated that the business community was willing to contribute financially to support time-limit parking enforcement.

Administrator Fitch noted that the Council needs to indicate a proposed enforcement area before cost projection can be made.

Mayor Cahail asked the Council to indicate whether they wish to proceed with the issue.

Councilmember Athearn noted the need to decide on the scope of a possible program.

Councilmembers Dickinson, Potter, and Wilson commented on seasonal or year-round enforcement.

Mr. Riggin suggested forming a committee with Council representation to research the issue.

The Council discussed the possible scope of the program and the need for funding, action, and support from the business community.

Art Johnson suggested self-enforced time-limit parking and reducing the size of the yellow zones.

The Council and staff discussed possible projected program costs. The Council would like the program to be revenue neutral.

Councilmember Dickinson noted that the Town has heard from tourists and the business community regarding time-limit parking, but not from citizens of the Town.

Attorney Eaton commented on blatant violations of the yellow zones and illegal mid-block U-turns.

Treasurer Picinich suggested looking into a Business Improvement District to support the program.

Administrator Fitch noted previous testimony regarding implementing a Business and Occupation Tax (B&O Tax). Members of the business community had stated that they could not afford any more taxes.

Mr. Riggin again suggested that a committee be formed.

Councilmember Potter indicated that she would be willing to serve on a Parking Committee.

The Council will await the recommendations of the Parking Committee.

At 8:47 PM, the Council began discussion of revision of the Town's Shoreline Master Program (SMP).

Attorney Eaton distributed a listing of where the word "view" appears in the SMP. He asked for an indication from the Council as to the direction they wished to take in revising the SMP.

The Council and staff discussed view blockage and limits of enforcement regarding same. Discussion continued regarding lot coverage, lack of definition of "upland", precise delineation of view corridors, and view priorities.

At 9:30 PM, Administrator Fitch informed the Council that the Board of County Commissioners has approved STP funding for the Guard Street reconstruction project from Blair Street to Tucker Avenue.

Administrator Fitch informed the Council that the draft of the Out-of-Town Water Service Inventory is available for review.

Administrator Fitch noted the upcoming Association of Washington Cities Annual Conference in Yakima. He pointed out that the author of "Reinventing Government" will be a speaker at the conference. Administrator Fitch commented that a copy of the book and a video of a presentation by the author are available.

Administrator Fitch asked the Council to consider scheduling a 3 hour work session following the conference to evaluate various Town programs.

At 9:40 PM, Councilmember Potter moved and Councilmember Lackey seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - April 15, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson

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

The minutes of the 4/1/93 12:30 PM and 7:30 PM meetings were approved as submitted.

Mayor Cahail read a letter from U.S. Representative Al Swift regarding the Pacific Salmon Treaty.

Mayor Cahail introduced draft ordinance #879, an ordinance amending Ordinance #486 and Title 17 of the Friday Harbor Municipal Code by changing the zoning district boundaries set forth in the official zoning map for a parcel of property located at 320 Carter Avenue, commonly known as the James W. Slocomb property, and establishing pre-conditions to the effectiveness of said rezone. Subject to the conditions, all of the property lying within the boundaries of said parcel are zoned as Light Industrial.

Attorney Eaton explained the particulars of the rezone ordinance and associated documents.

At 7:40 PM, following discussion, Councilmember Lackey moved and Councilmember Potter seconded to adopt Ordinance #879. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #899, an ordinance amending Ordinance #574, and Chapter 10.04 Friday Harbor Municipal Code, concerning time limit parking, for first reading.

Mayor Cahail spoke of the exigency of reinstating same.

At Councilmember Dickinson's inquiry, Councilmember Potter stated that the Parking Committee plans to hold its first meeting on 4/22/93 at 7:00 PM in the Council Chamber.

At Dr. Chris Clarke's inquiry, Mayor Cahail recounted a number of observed abuses of on-street parking.

Dr. Clarke made a statement to the Council regarding the "parking problem." He pointed out that time-limit parking enforcement downtown just shifted the problem away from the "core" area. A long term solution would be provision of additional parking. Dr. Clarke asked the Council to let the absence of time-limit parking enforcement be in effect for a one year period as they had indicated that they would when Ordinance #877 was adopted (6/4/92). Dr. Clarke stressed the need for alternative parking areas. He felt it was inappropriate to just shift the problem. He suggested looking to the business community for financial support, ie billing business owners for adjacent on-street parking with the proceeds to go toward providing a parking lot.

Eugene "Skip" Metzger, owner of the San Juan Inn and Tucker House B&B, spoke of increased business activity in the downtown area. He recounted instances of abuse of on-street parking even with 2 hour parking enforcement. Mr. Metzger suggested selling off-site parking permits with business licenses.

Doug Riggin, Friday Harbor Grocery, suggested that the matter be tabled until after the Parking Committee can discuss the issue and provide recommendations.

At Councilmember Dickinson's inquiry, Treasurer Picinich explained her estimate of projected parking enforcement revenue and costs.

Councilmember Athearn expressed reservations about basing revenue on ticket collection. She also noted opposition by the business community to the previously proposed B&O tax.

Increasing the cost of business licenses or establishing a Parking Local Improvement District (L.I.D.) to provide for parking were mentioned.

Councilmember Dickinson recounted comments received from an elderly resident regarding the need for time-limit parking enforcement.

Councilmember Potter felt that a long term solution rather than a "band-aid" fix was needed. She would like to wait and hear the recommendations from the Parking Committee.

Administrator Fitch pointed out proposed time-limit parking zones on a map he distributed to the Council and members of the audience. The Council and staff discussed the proposed enforcement zones.

Councilmember Athearn commented, "Are we doing this for the business owners or the residents of the community?".

Dr. Clark asked, "Where would you have people park?".

Mayor Cahail noted the amount of on-street parking outside the downtown area.

Administrator Fitch pointed out that there are 7 private pay parking areas in Town.

Dr. Clarke felt that businesses should pay for employee parking.

Pam Fitch, business owner, commented on a previous suggestion that the High School parking lot be used during the summer months. She pointed out that she and some other business owners do provide their own off-street parking for employees and customers.

Art Lumkes described consistent abuse of on-street parking by certain downtown business people.

Mayor Cahail noted that summer is coming, the item will be on the next regular agenda for discussion.

At 8:20 PM, the Council took up discussion of revision of the Town Shoreline Master Program (SMP).

Attorney Eaton asked the Council to consider questions on upland views, what views they are trying to protect, use of view corridors, what was the intent of defining view corridors, and why were certain views "singled out".

Administrator Fitch informed the Council of receipt of an estimate from a local surveyor that specific views could be formally located and identified for approximately \$100 per site.

Attorney Eaton pointed out that a number of views are across upland properties.

The Council and staff discussed various aspects of the issue.

Attorney Eaton mentioned some additional points to address, including public vs private views and the need for some method of quantifying view impacts such as per cent of reduction.

The Council and staff discussed same.

Attorney Eaton commented on a letter received on 4/14/93 from Dana Roberts regarding the proposed revision of the SMP and "takings" issues.

Administrator Fitch noted that he had personally responded to a letter from Mark Anderson expressing related concerns.

Public misinformation and the lack of attendance by the public at Council meetings was mentioned.

Attorney Eaton noted that the SMP currently purports to protect views which are actually very vulnerable to upland development. He asked for an indication from the Council as to what direction to take in drafting revisions. He suggested that the Council consider revision of the Land Use Ordinance to address uses on designated properties within certain upland areas adjacent to the shoreline area.

The Council and staff discussed various aspects of the issue. "Anything that gets built will have an impact on views."

The Council directed staff to draft language for Council consideration defining the extent of view protection.

The Council will schedule a work session for 4/29/93 from 7:30 to 9:30 PM.

At 9:24 PM, Administrator Fitch reported:

That the annual Population & Housing Estimate had been prepared and submitted to the Office of Financial Management by the Town Clerk.

The San Juan Parks & Recreation will not be submitting the grant application mentioned at the 4/1/93 7:30 PM meeting until July. They are preparing plans to submit to the Town for Sunken Park.

The incinerator stack extension and other upgrade projects are underway at the Solid Waste Facility. The Town has received a letter from Doug Brown, DOE, asking the Town to expend an additional \$70,000 for more monitoring equipment at the incinerator. Said equipment will not improve efficiency, it will just provide more monitoring. The DOE will not give the Town any assurance that they will allow the Town to operate the incinerator for a definite period.

Regarding the water/sewer/refuse rate study currently underway, Tracy Dunlap, Financial Solutions Consulting Group (FSCG), has found that the Town is possibly due a state excise tax refund exceeding \$60,000. Preparation of an application for same is a complex procedure and can be contracted for with FSCG. Also, compilation by FSCG personnel of information necessary to complete the rate study will cost approximately \$1,300.

The consensus of the Council was to proceed with both projects.

The cable franchise with San Juan CableVision is up for renewal. The current rate is 3%, the maximum allowed rate after 11/93 will be 5%. The Council directed the Town Attorney to draft a new franchise agreement for Council review.

The Town needs a storm drain design for the upcoming Guard Street reconstruction project. The engineering firm of Gray & Osborne (G&O) can perform the design for approximately \$6,000. The storm drain will be 803 feet of 30" pipe. Project cost will be approximately \$60,000. A portion of the trenching cost will be cost-shared with other utilities. The Town will be the lead agency. The Council directed the staff to prepare a resolution to contract for the G&O design.

The revised cost estimate for Water Treatment Plant Project Phase II is \$660,000. KCM has requested \$97,000 for design, construction drawings, and related costs.

The Council and staff discussed the KCM cost estimates and professional services vendors. Following discussion the Council directed staff to draft a resolution for Phase II engineering services.

Administrator Fitch informed the Council of a proposal from San Juan County to relocate their recycling facility at the Solid Waste Facility. A lease agreement would be needed for same. The Council did not indicate opposition to the proposal.

Administrator Fitch informed the Council of a request from DOE forwarded by Ed Stuhr, San Juan County Solid Waste Manager, that the Town provide a recycling facility for tourists at the DOT ferry terminal. Following discussion, the Council did not indicate support for the project.

Administrator Fitch informed the Council of the increasing number of requests for designated taxi and bus parking stalls. FHMC 12.38 specifies the number of spaces permitted. Administrator Fitch asked if the Council would consider an ordinance to revise the limit. He also proposed relocating taxi & bus parking to East Street adjacent to the meridian to facilitate the revised ferry pedestrian unloading plan.

Regarding Temporary Vendor and Merchant business licensing, Administrator Fitch asked for direction from the Council and possible consideration of revision of the current temporary vendor and merchant definition to address businesses on boats. The Council indicated that they would consider same.

Administrator Fitch noted receipt of a letter from Kif Brown, San Juan Organics.

Administrator Fitch requested Council permission to advertise an Invitation to Bid for Sludge Hauling & Disposal. The bid due date would be May 11, 1993. Following Council and staff review of the bidder qualification documents, Council directed staff to proceed with the invitation to bid.

At 10:30 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to approve payment of claims warrants #6129 through 6175 in the amount of \$25,223.34. The motion passed unanimously.

Mayor Cahail asked the Council to consider if they would be attending the upcoming annual AWC Convention in Yakima, June 22-25.

At 10:32 PM, Councilmember Potter moved and Councilmember Wilson seconded to go into executive session regarding potential litigation and potential property acquisition. The motion passed unanimously.

At 11:18 PM, Councilmember Dickinson moved and Councilmember Potter seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

At 11:20 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn and continue the meeting to 4/29/93 at 7:30 PM for a work session. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - April 29, 1993 @ 7:30 PM

The Town Council met in a meeting continued from 4/15/93 for a work session, Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Attorney Eaton

At Town Administrator Fitch's request, the Council reviewed the supporting documents for the three resolutions on this evening's agenda.

Mayor Cahail introduced draft resolution #875, a resolution authorizing the Mayor to execute an agreement between the Town of Friday Harbor and Financial Consulting Solutions Group, Inc. to perform an Excise Tax Refund Analysis and additional technical research services.

Councilmember Potter moved and Councilmember Dickinson seconded to adopt Resolution #875. The motion passed unanimously.

Mayor Cahail introduced draft resolution #876, a resolution authorizing the Mayor to execute a contract with the engineering firm of Gray & Osborne, Inc. for preparing a Storm Drain Design for Tucker Avenue.

Administrator Fitch explained the particulars of same.

Councilmember Dickinson moved and Councilmember Potter seconded to adopt Resolution #876. The motion passed unanimously.

Mayor Cahail introduced draft resolution #878, a resolution authorizing the Mayor to execute a City/County agreement with the Washington State Department of Transportation for Surface Transportation Funding to reconstruct a portion of Guard Street.

Administrator Fitch explained the particulars of same.

Councilmember Potter moved and Councilmember Wilson seconded to adopt Resolution #878. The motion passed unanimously.

Mayor Cahail proclaimed May 21st & 22nd, 1993 as America Legion "Poppy Days" in Friday Harbor.

Administrator Fitch notified the Council that a film company has requested permission to film a Dodge truck commercial at the DOT ferry terminal on May 9th & 10th. Administrator Fitch will meet with film company representatives and handle the matter administratively or forward the matter for Council consideration depending on the scope of the project.

At 7:48 PM, the Council took up discussion of revision of the Town's Shoreline Master Program (SMP).

Attorney Eaton referred to the packet regarding proposed changes to the SMP that he had distributed to the Council.

Attorney Eaton's first recommendation was that the Town define what is meant by "view(s)". He noted that the objective is to protect public health, safety, welfare, the environment, and fiscal integrity. He pointed out that the State Shoreline Act calls for protection of the MDUL public's MDNM interest. The purpose of the regulations are to protect the public, not necessarily private individuals.

Attorney Eaton referred to the State Attorney General's Opinion of 2/92 regarding "takings".

The Council and staff discussed the intent and possible ramifications of the AG's Opinion.

Attorney Eaton recommended that the views the Town intends to protect be public views and be defined as such. He offered the Council a proposed definition of Public Views: "A view of the water which is consistently available to general members of the public from any street, park or other publicly owned area, or a view of the water which is consistently available to substantial numbers of people from privately owned property that is open to use by general members of the public on a regular basis."

The Council and staff discussed revising the label of the proposed definition to be "Public Water View" to minimize potential ambiguity.

Attorney Eaton pointed out the possible ambiguity of "Shorelines" as defined in the current SMP.

The Council and staff recounted results of individual visits to current identified view corridor sites. Discussion continued on definition of public views of the water. The intent of the definition is not to include places, whether public or private, not generally open to the public, such as private residences, etc.

Attorney Eaton reiterated the need to follow revision of the SMP with congruent changes to the Land Use Ordinance.

Consideration of views other than water views was mentioned.

The Council and staff discussed the relationship of the character and appearance of the Town to the local economy. It was noted that the area's primary attraction is the environment. The long-range vitality of the local economy is dependent on same.

The Council and staff reviewed Section 4, Goals and General Shoreline Use and Development Policies, of the SMP, and the proposed revisions to same.

The Council and staff reviewed the proposed revisions to Section 6, Use Policies and Regulations, of the SMP.

Attorney Eaton reminded the Council that the proposed revisions were a starting point to stimulate consideration. He reiterated the need to make the SMP and the Comprehensive Plan consistent.

It was noted that the revisions are intended to refine and clarify rather than substantially change the current SMP.

At 10:03 PM, Mayor Cahail informed the Council that Planning Commission member Keith Guard has resigned due to business commitments. He also noted that Robert Low, Water Department, has been certified as a Water Treatment Plant Operator I.

At 10:05 PM, Councilmember Dickinson moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - May 6, 1993 @ 12:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Councilmember Athearn moved and Councilmember Lackey seconded to appoint Councilmember Wilson Mayor Pro tem. The motion passed unanimously.

Fire Chief Galer reported that there have been 51 calls so far this year. The Fire Department has 3 new recruits. He reported on the joint Town of Friday Harbor Fire Department/San Juan County Fire District #3 practice burn of a house on Spring Street adjacent to the medical center. The next practice burn will be a house on Guard Street in the vicinity of the OPALCO yard. The fire department will have 22 active fire fighters when training is completed. Only 6 active fire fighters in the department have experience fighting live fires. Electric cords on the fire trucks are being upgraded.

Mayor Pro tem Wilson thanked Chief Galer for his report.

Town Building Official Jim Hodges responded to a letter from Frank Boling to Councilmember Lackey regarding low water use plumbing fixtures. He spoke of upcoming changes in the Uniform Building/Plumbing Codes which may mandate same. Mr. Hodges suggested consideration of some sort of incentive program to promote retro-fitting of existing fixtures.

It was pointed out that OPALCO has an existing shower head replacement program funded by the Bonneville Power Administration.

Frank Boling informed the Council about his research into current low water use toilet prices.

Mayor Pro tem Wilson thanked Mr. Boling for his interest.

Mr. Boling additionally suggested a water rate surcharge for high volume water users.

Bob Erickson, Solid Waste Department Leadman, commented on a letter from San Juan Sanitation regarding ferry schedules and refuse transfer charges. Administrator Fitch will contact the Friday Harbor DOT ferry agent regarding same.

At 12:50 PM, Maintenance Supervisor Reitan reported: Trout Lake reservoir is 89 " below the spillway. The Water Department is still getting some water from Augmentation Project I. A thermal inversion of the lake has stirred up algae. The algae bloom is causing odor in the water. The lake is starting to clear. The treated water meets State requirements. The problem is the odor. The planned new plant may allow treatment for odor. At 3 filter backwashing cycles per day approximately 100,000 gallons of water is used and discarded at the treatment plant. He is waiting on controls, some electrical fittings, and final exterior painting of the new tank before it can be filled. Sidewalk replacement is underway at the corner of First & Spring Streets in front of King's Marine. Street Department employee Barbara Begley has resigned. Mr. Reitan recounted the Maintenance Department plan to conserve water. **Odor control apparatus is to be installed at the Wastewater Treatment Plant next week. He expressed concern about sludge hauling and storage.** Street striping will be done by an independent contractor and should be completed this month. The Town crew will paint sidewalks and yellow zones.

Mayor Pro tem Wilson thanked Maintenance Supervisor Reitan for his report.

Mayor Pro tem Wilson introduced draft resolution #879, a resolution declaring a Moderate Emergency in the Town's water supply system; a water supply shortage, and invoking the Town's Water Emergency Conservation Plan.

Administrator Fitch referred to a memo from Maintenance Supervisor Reitan regarding same. He explained the conditions of the Water Emergency Conservation Plan. The resolution is drafted to become effective upon publication.

At 1:09 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to approve Resolution #879. The motion passed unanimously.

Councilmember Lackey moved and Councilmember Dickinson seconded to approve issuance of payroll warrants #2975 through 3008 in the amount of \$69,877.00 and claims warrants #6178 through 6246 in the amount of \$87,815.48. The motion passed unanimously.

Administrator Fitch informed the Council that San Juan County Commissioner Tom Starr has asked to address the Council.

Councilmember Potter and Councilmember Wilson will report at the evening meeting regarding the Parking Committee.

Administrator Fitch informed the Council that he has been notified that a Canadian Armed Forces training ship will be visiting Friday Harbor on May 13th.

Councilmember Lackey reported on a recent Solid Waste Advisory Committee (SWAC) meeting. State SWACs may be asking for support for a bottle deposit bill. Long-haul of solid waste rather than a new county land fill was being discussed. A county-wide ban on plastic food containers is being considered.

The success of the Town's plastic recycling program was mentioned.

Tom Starr, BOCC, joined the meeting. At the Council's invitation, he expressed appreciation for the Town allowing Administrator Fitch to be a facilitator at a County staff workshop. The workshop was very successful. Mr. Starr expressed that he is looking forward to working with the Council as their County representative.

Administrator Fitch recounted a discussion with Consuelo Larabee, a county resident, regarding the traffic situation in the vicinity of the DOT ferry terminal. She suggested Town/County/DOT cooperative funding to provide personnel to direct traffic. It was additionally suggested that a parking enforcement officer could also serve as a vehicle/pedestrian traffic control officer during peak ferry unloading times. A 3-way split of costs may be economically feasible for the participating agencies.

Commissioner Starr expressed interest in the proposal and suggested that a draft plan be developed.

At 1:28 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adjourn. The motion passed unanimously.

**Eugene D. Wilson, Mayor Pro tem
Steven Dubail, Town Clerk**

Town Council - May 6, 1993 @ 7:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson

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

Councilmember Athearn moved and Councilmember Wilson seconded to appoint Councilmember Dickinson Mayor Pro tem. The motion passed unanimously.

The minutes of the 4/15/93 and 4/29/93 7:30 PM meetings were approved as submitted.

Jeff Brash, San Juan Island Parks & Recreation District, made a presentation regarding proposed improvements to Sunken Park. Mr. Brash displayed a site plan illustrating the proposed improvements, slides showing current areas used by teenagers, and the extensive utilization of Sunken Park. Mr. Brash will be conducting a recreational needs survey at the Friday Harbor High School/Middle School. He noted that Sunken Park is the primary Town park used for teenage recreation. Mr. Brash summarized the need for, and extent of, the proposed improvements. He reiterated that the objective is to provide a safe, desirable community recreation area that attempts to meet local needs.

The Parks & Recreation District is looking to the state Inter-Agency Committee for Outdoor Recreation (IAC) for matching funds. They initially are asking for a contribution from the Town of approximately \$10,000 to \$12,000 of in-kind services and \$4,500 currently budgeted for guard rail replacement on Harrison Street. Mr. Brash requested that the Town seriously consider budgeting an additional \$24,500 in 1994 for the proposed park project.

The Council questioned Mr. Brash on various aspects of the proposal. Councilmember Athearn noted how hard it was for the Town to just come up with the \$4,500 this year, an additional \$24,500 next year will be very difficult. She and Mr. Brash discussed park maintenance requirements.

At Councilmember Potter's inquiry, representatives of the Parks & Recreation District stated that they would need a Council resolution by 7/1/93 indicating the Town's intent to participate in the proposal to include with their grant submission.

Mr. Brash pointed out that the scope of the project can be modified to meet financial constraints. At Councilmember Wilson's suggestion, Mr. Brash will contact the local Kiwani's Club regarding participation in the project.

The Council thanked Mr. Brash for his presentation.

At 8:02 PM, Mayor Pro tem Dickinson opened the Public Hearing to consider modification of Shoreline Substantial Development Permit #15, the open air decks, known as the Friday Harbor Packing Company, and instructed the meeting in the procedure to be followed.

Hearing no objection to her or any Councilmember's participation in the hearing, she asked Permit Coordinator Warren Jones to present the staff report.

Mr. Jones gave a brief review of the history of the site and project. He referred to the 4/29/93 staff report and the 5/6/93 draft Findings of Fact & Conclusions of Law. The proposal for modification only applies to the eastern of the property covered under the

original permit. Mr. Jones outlined the particulars of zoning, access, SEPA compliance, and utilities. He noted that the proposed permit modification does not change the open-air market intent of the original permit. The staff recommends approval.

Gerald Gordon, applicant and property owner, stated that the non-conforming structures have been removed from the site and that he is in the process of bringing the decks up to code. He recounted plans for on-site management of the vendors on the decks.

Mayor Pro tem Dickinson opened the hearing for public input.

The staff proposed an "umbrella" business license process for vendors on the decks. The Gordons would report the business name, contact person, mailing address, phone number, type of business, and tax ID# to Town Hall.

The Council and applicants discussed parking needs for the proposal.

Mr. Gordon noted that they have reserved one vending stall under the gazebo for community non-profit use. 18 of the 25 spaces are currently leased. Restrooms for vendors will be on-site. Public restrooms are available across the street. Mr. Gordon is willing to make the on-site restrooms available to the public with keyed access.

The Council concurred with the staff proposal regarding business licensing. Staff will handle administratively.

At 8:20 PM, hearing no further comments, Mayor Pro tem Dickinson closed the public input portion of the hearing noting that the Council reserves the right to reopen the hearing for public input at a later time or date.

Following discussion, Councilmember Athearn moved and Councilmember Wilson seconded to accept the staff recommendation and approve the 5/6/93 Findings of Fact & Conclusions of Law, approving modification of Shoreline Substantial Development Permit #15. The motion passed unanimously.

Skip Metzger, citizen parking committee, distributed the committee's parking recommendations. He summarized said recommendations and commented on the effort expended in developing same. Mr. Metzger stated, that with the concurrence of the Council, the parking committee will continue to look for parking solutions.

The Council thanked Mr. Metzger and the committee for their extensive efforts.

Councilmember Potter reiterated the need to address the financial requirements of any time-limited parking enforcement program.

Administrator Fitch recounted an encouraging preliminary discussion with the DOT Planning Director regarding utilizing parking enforcement personnel as traffic control officers as discussed at this afternoons Council meeting.

The Council and staff discussed potential funding, scope, and implementation timing of a time-limited parking enforcement program. The Council directed staff to proceed and advertise the availability of a position for a parking enforcement officer.

Councilmember Athearn expressed concern over the lack of traffic and parking enforcement by the San Juan County Sheriff's Department.

At 8:50 PM, Mayor Pro tem Dickinson introduced draft ordinance #900, an ordinance amending Ordinance #574, and Chapter 10.04 Friday Harbor Municipal Code, concerning parking regulations, and repealing Ordinances #672, 732, and #846 in their entirety.

Administrator Fitch explained the particulars of the draft ordinance.

At 8:56 PM, Councilmember Potter moved and Councilmember Athearn seconded to adopt Ordinance #900. The motion passed unanimously.

Mayor Pro tem Dickinson introduced draft resolution #880, a resolution authorizing the Mayor to enter into an agreement with the Catholic Church to secure a parking agreement on lands owned by the Corporation of the Catholic Archbishop of Seattle.

Town Attorney Eaton and Administrator Fitch explained the particulars of the draft resolution and the associated agreement.

Following discussion, at 9:01 PM, Councilmember Wilson moved and Councilmember Lackey seconded to adopt Resolution #880. The motion passed unanimously.

Councilmember Athearn mentioned concern with the east-bound travel lane width of Lampard Road approaching the intersection with Spring Street.

Mayor Pro tem Dickinson introduced draft resolution #877, a resolution authorizing the Mayor to execute an agreement between the Town of Friday Harbor and the engineering firm of Kramer, Chin, & Mayo, Inc. to complete the Water Treatment Plant Phase II Design & Construction Contract Documents.

The Council and staff discussed the particulars of same.

At 9:06 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #877. The motion passed unanimously.

Administrator Fitch reported that the Town was not successful in being approved for STP funding for the Guard Street reconstruction project. County funding for the project is still in place.

Administrator Fitch asked for Council consideration of street light specifications for residential subdivisions. He recommended a calculated wattage charge and noted that OPALCO will only accept operation and maintenance responsibility on a time & materials basis. A developer would be required to purchase one additional complete street light

assembly for parts or replacement purposes. OPALCO would store same. The Town would become the ultimate owner of the lighting system. Any system would be required to employ high pressure sodium lights.

The Council concurred with the above specifications.

At 9:20 PM, the Council continued with a work session on revision of the Town's Shoreline Master Program.

Attorney Eaton referred to the proposed revisions introduced at the previous work session and asked for comments and discussion from the Council.

The Council and staff continued with discussion of definition of views and related topics. It was reiterated that the Council's concern must be the public's health, safety, and welfare. The Council and staff discussed what attributes contribute to the unique characteristics of Friday Harbor.

At 10:09 PM, Councilmember Athearn moved and Councilmember Lackey seconded to adjourn and continue the meeting to 5/12/93 at 7:00 PM for a work session on parking. The motion passed unanimously.

Edith V. Dickinson, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - May 12, 1993 @ 7:00 PM

The Town Council met for a work session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Cahail introduced draft resolution #881, a resolution authorizing the Mayor to execute Change Order #1 on the contract with Seaboard Construction for the construction of Phase I improvements to the water treatment plant in the amount of Seventeen thousand four hundred sixty-one dollars (\$17,461.00) including State sales tax.

Town Administrator Fitch explained the particulars of same.

Councilmember Wilson question why the test holes were outside the perimeter of the building site.

Following discussion, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #881. The motion passed unanimously.

Administrator Fitch distributed a draft water conservation brochure for Council consideration and comment. He noted plans to distribute the brochure to the community.

Mayor Cahail noted receipt of letters from Senator Patty Murray and Representative Al Swift in response to the Town's resolution regarding the Pacific Salmon Treaty.

The Council held a work session to consider reinstating time-limit parking enforcement. The Council and staff discussed scope, implementation, costs, and funding sources.

At 8:08 PM, following discussion, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Ordinance #899, an ordinance amending Ordinance #574, and Chapter 10.04 Friday Harbor Municipal Code, concerning time limit parking, to be effective June 9, 1993. The motion passed unanimously.

Councilmember Athearn suggested that the Council communicate the Town's financial constraints to the San Juan Island Parks & Recreation District regarding their intent to submit a grant application for a Sunken Park renovation proposal.

The Council concurred with the suggestion and will make a statement at their next meeting indicating what, if any, monies they will try to budget for the proposal in the 1994 budget.

The Council asked that any future work sessions on revision of the Town's Shoreline Master Program be dedicated work sessions rather than an agenda item during a regularly scheduled meeting.

Treasurer Picinich informed the Council that the Town's Annual Report has been completed and is available for review.

At 8:22 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - May 20, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Attorney Eaton

The minutes of the 5/6/93 12:30 PM & 7:30 PM, and 5/12/93 7:00 PM Council meetings were approved as submitted.

Jeff Brash, San Juan Island Parks & Recreation District (SJIP&R), explained the provisions of a letter received by the Town on 5/19/93 from SJIP&R proposing a revised funding plan for renovation of Sunken Park. Mr. Brash asked the Council to consider committing to budgeting for same. He reiterated the need for facilities for youth recreation. Mr. Brash reported that he had contacted the local Kiwanis group and they had expressed support for the project. He stressed the need for support by the Town and asked for ongoing input from the Council.

Discussion of the request and consideration of a resolution will be an agenda item for the June 3rd evening meeting.

Roger Bennett, owner of Sea Biscuits restaurant, 1 Spring Street, distributed a letter to the Council requesting private use of a portion of the public right-of-way adjacent to his establishment.

Administrator Fitch explained the need for a franchise agreement.

The Council indicated that they would like to visit the site. The request will be an agenda item for the June 3rd evening meeting.

At 7:53 PM, Mayor Cahail asked the Council to confirm his appointment of Barbara Cobb to Planning Commission position #5. The Council unanimously approved said appointment.

Mayor Cahail introduced draft resolution #882, a resolution authorizing the Mayor to execute a loan agreement with the Washington State Public Works Trust Fund to help fund a Capital Facilities Plan.

Administrator Fitch explained the particulars of same.

At 7:59 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #882. The motion passed unanimously.

Mayor Cahail introduced draft resolution #883, a resolution authorizing the Mayor to execute an agreement between the Town of Friday Harbor and the engineering firm of KS&M, Inc. to provide construction services in conjunction with the Water Treatment Plant Improvements Phase I.

Administrator Fitch explained the particulars of same.

Councilmember Dickinson moved and Councilmember Athearn seconded to adopt Resolution #883. The motion passed unanimously.

Mayor Cahail introduced draft resolution #884, a resolution authorizing the Treasurer to initiate an Inter-fund Loan from the Current Expense Fund to the Arterial Street Fund in an amount not to exceed \$20,000.00 with a repayment date of September 1, 1993 and an interest rate of 0.00%.

Administrator Fitch explained the particulars of same.

Councilmember Athearn moved and Councilmember Potter seconded to adopt Resolution #884. The motion passed unanimously.

At 8:04 PM, the Council took up discussion of San Juan County's proposed regulations regarding the use of fireworks. Administrator Fitch explained the need for a clear policy and regulations regarding same. Fire Chief Galer asked the Council to consider a ban on fireworks sales and use in Friday Harbor. Building Official/Fire Marshal Hodges explained the provisions of the proposed San Juan County Fireworks ordinance. He pointed out differences from State law, explained the ordinance review and approval process, and noted that there would be a 1 year waiting period following passage before the ordinance went into effect. He suggested that the Council consider adopting the County ordinance by reference. He noted that the Town and County have no applicable regulations other than State law at this time.

The Council and staff discussed the issue. Reference was made to the current water shortage situation. The Council expressed support for consistent Town and County fireworks regulations. The matter was referred back to Mr. Hodges for further research and to the Town Attorney for review.

The Council took up discussion of revision of the Town's Business License ordinance. The staff explained the suggested revisions per the Town Clerk's 5/14/93 memo to the Mayor and Council. The Council approved the revisions with the additional deletion of Section 5.08.030(B) and directed that the Town Attorney prepare revisions to the Violation/Penalty provisions (5.04.100 & 5.08.080) to assure consistency. The staff will prepare a draft ordinance reflecting the revisions for Council consideration.

At 8:57 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to approve payment of claims warrants #6251 through 6305 in the amount of \$78,151.30. The motion passed unanimously.

Mayor Cahail informed the Council that he would not seek reelection.

At 9:03 PM, Administrator Fitch reported that letters had been sent to major water users regarding water conservation and that an ongoing conservation advertising program had been initiated.

Councilmember Potter suggested that the provisions of the Moderate Water Emergency need to be adequately conveyed.

Administrator Fitch commented on the high level of voluntary compliance with same in the past.

The Council discussed various aspects of the water situation and ways of informing the public.

At Administrator Fitch's inquiry, the Council stated that the Elementary School athletic field could be irrigated if done in a conservative manner, ie late in the evening.

Administrator Fitch reported that he had received a letter from Donald McRae, owner of the "Marina Bay View" duplex at 487/489 Tucker Avenue, requesting relief from water consumption charges incurred due to a water leak.

The Council and staff discussed the request. The Council reiterated the policy that the water had gone through the meter and that maintenance of private lines was the customers responsibility. They suggested that perhaps an extended time payment plan could be arranged.

The Council and staff discussed a memo from Dave Irwin, San Juan County Public Works, regarding joint stockpiling of chip rock in anticipation of the upcoming closure of the gravel pit. Administrator Fitch asked the Council to consider the proposal and advise staff as to how to proceed.

At 9:07 PM, Attorney Eaton joined the meeting.

Administrator Fitch recounted discussions with San Juan County regarding the proposed construction of a Law & Justice wing adjacent to the Court House. He has informed San Juan County of the need to address parking requirements and explained the provisions of the current Conditional Use Permit applicable to the site.

The call for bids for the Guard Street reconstruction project is planned for June 13th.

Administrator Fitch suggested that the "takings" issue paper distributed to the Council be filed with the Councilmember's Shoreline Revision packets.

At Mayor Cahail's suggestion, the Council appointed Town Clerk Dubail as the Town's voting delegate to the upcoming Association of Washington Cities Convention.

At 9:32 PM, Councilmember Athearn moved and Councilmember Lackey seconded to go into executive session to discuss pending litigation. The motion passed unanimously.

At 10:25 PM, Councilmember Lackey moved and Councilmember Potter seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

At 10:28 PM, Councilmember Potter moved and Councilmember Lackey seconded to adjourn and continue the meeting to 5/26/93 at 7:30 PM for a work session. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - May 26, 1993 @ 7:30 PM

The Town Council met in continued session in the conference room, Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Attorney Eaton

Town Administrator Fitch distributed a memo to the Council dated 5/26/93 regarding the draft first and second notification letters to observed water use restriction violators. Mr. Fitch requested the Council's comments and direction regarding same.

Administrator Fitch informed the Council of an inquiry by San Juan County Public Works as to whether a representative from the Town would like to sit-in on interviews for the selection of a design firm for the proposed Law & Justice wing addition to the Court House.

The Council arranged which Councilmember would attend depending on the date of the interviews and the Councilmember's availability.

Administrator Fitch distributed photographs of alcohol being served adjacent to the sidewalk outside of the new "brew pub" at the Town Square building. He asked the Council to be aware of the issue and visit the site pending a request from the State Liquor Control Board for an opinion on the situation from the local jurisdiction.

The Council discussed various aspects of the issue.

Administrator Fitch distributed memos addressed to individual Councilmembers from George Thorsen summarizing his perspective on Pear Point water issues and offering to appear before the Council at the June 3, 1993 evening meeting.

At 7:50 PM, the Council continued a previous work session on revision of the Town's Shoreline Master Program (SMP).

The Council and Attorney Eaton discussed view issues and, briefly, the need for a shoreline designation for the Kwan Lamah annexation.

The Council and staff discussed concerns and expectations regarding the SMP revision process and view protection.

At 9:29 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - June 3, 1993 @ 12:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, & Wilson
Others present: Treasurer Picinich

Councilmember Athearn moved and Councilmember Dickinson seconded to appoint Councilmember Lackey Mayor Pro tem. The motion passed unanimously.

Town Clerk Dubail informed the Council that Mayor Cahail & Councilmember Potter had notified his office that they would be unable to attend this meeting.

Fire Chief Galer reported that the fire boat is out of the water for maintenance. There have been 59 fire calls so far this year. Chief Galer commented on the apparent lack of patrolling in town by the Sheriff's Department during the early morning hours when large items are left at the Fire Station entrance. Chief Galer informed the Council of the response by the Fire Department and the Sheriff's Department to the recent bomb threat at the High School. He outlined the policy and procedure that would be followed in the future.

The Council thanked Chief Galer for his report.

Maintenance Supervisor Reitan reported: the reservoir is 95 3/4" inches below the spillway. In response to Chief Galer's comments regarding the drop-off of large items, he asked that he be contacted when it is necessary to pick up large refuse items. He's been waiting on electrical components for the new water tank pump system. He hopes to have the new main flushed and the tank filled this month. The Rural Water Association presented a workshop to the maintenance crew on the new federal copper and lead regulations for water systems on 6/2/93. It appears that additional funding will be required in 1994 for new federally mandated water testing. One of the new requirements is that twenty residential sites must be tested twice per year. The paper work for same must be kept on file for 12 years. The frequency of other testing has been increased with a commensurate increase in costs. Mr. Reitan noted ongoing problems with the water from AUG II. He recommended piping AUG II direct to the reservoir. He estimated that the cost for said project would be approximately \$75,000. He asked the Council to consider the issue. Regarding the **sewer** connection request from WDOT for the ferry terminal, he stated that he doesn't have all the facts and figures yet. He noted that he would contract locally for most of the project. A new water main will be installed on Malcolm Street next week. The street crew will be striping crosswalks soon. Work is progressing at the Solid Waste Facility toward closure of the landfill. The interviews for hiring a Street/Parks employee will start tomorrow.

The Council thank Maintenance Supervisor Reitan for his report.

Town Clerk Dubail notified the Council that two groups wished to make presentations to the Council. The Friday Harbor High School Key Club would like to make a presentation regarding the San Juan Island Park & Recreation District proposal for Sunken Park. The

Friday Harbor Baseball Boosters Club would like to make a presentation regarding the Babe Ruth baseball field on the Catholic Church property. As neither group is scheduled on this evenings agenda, the Town Clerk suggested that the Council consider continuing their evening meeting to a future date to hear the presentations.

Town Clerk Dubail informed the Council that, based on research by Permit Coordinator Jones, the portion of Front Street from Court Street extended to the terminus has not been vacated as is indicated on the Assessor's parcel map.

The Council suggested that staff review the Shoreline SDP file for the yacht club building regarding the status of the street.

The Council discussed draft resolution #885, a resolution authorizing the Mayor to execute an intergovernmental contract with the Washington State Department of Transportation Marine Division to make sewer line improvements at the Friday Harbor Ferry Terminal. The Council tabled the matter pending discussion in front of the full Council with Town Administrator Fitch, Attorney Eaton, and Maintenance Supervisor Reitan.

At 1:15 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to approve issuance of payroll warrants #3011 through 3043 in the amount of \$68,636.10 and claims warrants #6309 through 6365 in the amount of \$109,622.56. The motion passed unanimously.

The Council discussed various parks, recreation, and water use issues.

Treasurer Picinich noted that a petition is being circulated in the state to "roll back" property taxes.

Treasurer Picinich notified the meeting that she will be presenting proposed budget amendments to the Council by June 10th.

At 1:29 PM, Councilmember Dickinson moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

Sherman A. Lackey, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - June 3, 1993 @ 7:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Treasurer Picinich & Attorney Eaton

Councilmember Wilson moved and Councilmember Lackey seconded to appoint Councilmember Potter Mayor Pro tem. The motion passed unanimously.

The minutes of the 6/20/93 and 6/26/93 7:30 PM meetings were approved as submitted.

Lynn Wilson, Friday Harbor High School teacher and Key Club adviser, was present with 6 high school Key Club members. She spoke of the need for a teen recreation area and specifically expressed support for the San Juan Island Park & Recreation District (SJIP&R) proposal to renovate Sunken Park. She informed the Council that the Key Club is circulating a petition to show community support for the proposal.

Members of the Key Club spoke of the need for a place for teens to use and expressed support for the SJIP&R proposal.

George Thorsen, representing the Pear Point Water Users Association (PPWUA), asked the Council if they had any questions regarding his May 4th letter to the Council.

At Councilmember Wilson's inquiry, Mr. Thorsen stated that a property must abut Pear Point Road to become a member of the Association. He stated that there is no chance of any additional hookup requests.

Councilmember Wilson noted that the PPWUA has accumulated an additional \$11,000 from the sale of association memberships to Steve Buck and Mr. & Mrs. Stott. The Stotts are requesting a water hookup to the Pear Point water line. Councilmember Wilson asked Mr. Thorsen what assurance the Town had that there would not be additional requests for water hookups.

Councilmember Wilson suggested that the PPWUA get signed, notarized statements from all the members of the PPWUA stating that they would not request additional water hookups in the future.

At 7:48 PM, Treasurer Picinich joined the meeting.

Mr. Thorsen read from the draft agreement between the Town and the PPWUA. He felt the agreement would keep PPWUA members from requesting additional hookups.

Attorney Eaton noted that the agreement did not prevent non-members from requesting hookups.

Mr. Thorsen reiterated that all members have been contacted and have stated their intentions. He stated that Mr. Tom Kelley and OPALCO, owners of properties that abut the Pear Point water line, do not wish to connect to the line.

Councilmember Wilson requested that the PPWUA provide the Town with written statements from owners of properties that abut the Pear Point water line that they do not, and will not, request a water hookup.

The Council, Attorney Eaton, and Mr. Thorsen discussed various aspects of the issue.

The Council requested that PPWUA provide the Town with a written statement from Mr. Kelley that he did not wish to connect to the line.

Attorney Eaton noted that Mr. Thorsen hadn't mentioned that the gravel pit abuts the Pear Point water line.

Councilmember Wilson and Attorney Eaton suggested that the PPWUA get signed, notarized statements from Mr. Kelley and the owners of the gravel pit property that they would not request a water hookup. Said agreement to remain with the land.

Mr. Thorsen introduced Mrs. Stott and asked that she be allowed to address the Council.

At 8:05 PM, Mayor Pro tem Potter asked the Council if they wished to continue with the topic or return to the agenda.

The Council allotted an additional 10 minutes to hear from Mrs. Stott.

Mrs. Stott introduced herself, summarized the history of their ownership of the property, and asked that the Council grant their request for a water connection.

Councilmember Dickinson inquired as to why the Stotts had not been previously contacted by the Pear Point Water Users Association.

Mr. Thorsen indicated that he did not know why the Stotts apparently had not been contacted.

At 8:12 PM, Jim Hodges, Town Building Official/Fire Marshal, informed the Council that the Board of County Commissioners will soon be scheduling public hearings on a proposed "fireworks" ordinance.

The Council indicated that they wished Town fireworks regulations to be consistent with San Juan County regulations, if and when same are enacted.

Attorney Eaton pointed out that any regulatory action on fireworks would not be effective this year.

The Council and staff discussed various aspects of the proposed regulations including the need for same.

The Council directed Mr. Hodges to prepare a draft fireworks ordinance.

At 8:25 PM, the Council reviewed draft ordinance #901, an ordinance making minor changes to the Town's business licensing procedures.

The Council and staff discussed the proposed setback requirements for temporary merchants and revising the violation/penalty sections to specify a civil infraction rather than a misdemeanor.

The Council concurred with the 5 foot setback requirement and the proposed changes to the violation/penalty sections. The Council will consider the revised ordinance at their June 17th meeting.

At Mr. Roger Bennett's inquiry, Attorney Eaton noted that Friday's Market (the open air decks on Front Street) has a Shoreline Substantial Development Permit and is specifically exempted from Section 5.08, FHMC.

At 8:38 PM, the Council heard a presentation by Roger Bennett, Sea Biscuits Restaurant, Front Street, requesting private use of a portion of the Front Street right-of-way.

The Council and the applicant discussed various aspects of the request.

Councilmember Athearn suggested that any franchise be limited to the current owner of the business.

The Council discussed the pedestrian flow in the area.

At 8:46 PM, the Council directed Attorney Eaton to draft a franchise agreement between the Town of Friday Harbor and Mr. Bennett for consideration by the Council at a future meeting.

Town Clerk Dubail reported a request from Mr. Nourdine Jensen, 270 First Street N, that the Town install a traffic light at the intersection of First & Spring Streets and possibly at the intersection of Second & Spring Streets. Mr. Jensen had pointed out that his objective was control of pedestrian traffic to minimize potential hazards.

At 8:51 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to go into executive session to discuss pending litigation. The Council did not anticipate taking any action in executive session. The motion passed unanimously.

At 9:00 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

At 9:03 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn and continue the meeting to 6/10/93 at 7:30 PM to hear a presentation by the Friday Harbor High School Key Club regarding Sunken Park and a presentation by the Friday Harbor Baseball Boosters Club regarding the Babe Ruth baseball field. The motion passed unanimously.

Bonnie C. Potter, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - June 10, 1993 @ 7:30 PM

The Town Council met in a session continued from 6/9/93, Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present:

Mayor Cahail announced that this was not a public hearing but that the purpose was to hear a presentation by members of the Friday Harbor High School Key Club regarding Sunken Park.

Lynn Wilson, Key Club adviser and FHHS teacher, introduced and presented a student produced video regarding suggested improvements to Sunken Park.

Amy Kovac, Key Club President, spoke of the need for something for teenagers to do as an alternative to less desirable undertakings. She mentioned feelings of alienation and the desire for a place for everyone to "hang out."

Other teenagers in the audience expressed similar sentiments. Lights for evening activities were a priority. "The kids need a place to hang out." The students noted that parties usually start around 10 PM, the lights should be on longer on weekends to provide for alternative activities.

Lee Sturdivant, San Juan Island Park & Recreation District Chairman, noted a positive response from neighbors when asked about lights.

Ruth Apter expressed support for the project and felt that teenagers were "kind of disenfranchised." She felt that Sunken Park was "kind of an eyesore" and that many in the community would be willing to help fix it up. "Fixing up Sunken Park should be the start of a number of community projects."

A neighborhood resident expressed concern about the elimination of on-site parking spaces as proposed in the San Juan Island Park & Recreation District (SJIP&R) proposal. He complained that park users are using private parking spaces.

Mayor Cahail commented on the need to preserve the neighbors rights but stated that the Town couldn't condition use of the park. He noted a similar complaint from the owners of the Harbor Village parking area.

The need for more parking throughout Town was mentioned.

The students expressed opposition to the proposed location of a toddler playground in the SJIP&R plan.

Grace Swan expressed support for providing lights and fixing up the park.

Lynn Wilson expressed the desire that the park be usable by residents of all ages. She asked for provisions for handicapped access. She also mentioned that the park is not attractive to visitors.

Mayor Cahail hoped that the park could be used by all segments of the community.

Grace Swan suggested that the teenagers participate in maintenance of the park.

The teens felt that their group would work to police their actions.

It was noted that if the teens feel involved they will do their fair share. They need to be included. The community is lacking in recreational facilities for teenagers. "Teens are an untapped resource."

Mayor Cahail spoke of the need to get teens involved, "the community would soon be theirs."

Councilmember Dickinson commented on the suggestions for lighting, a drinking fountain, benches, and refurbishing the basketball court. She expressed the desire that parking be available for park patrons.

It was suggested that "Park Use Only" designated parking be established.

Councilmember Dickinson pointed out that when you have a place for small children to play a place to park close by is a necessity.

Establishing 2-hour time limit parking on "B" Street and on Nichols Street at the park was recommended.

Mayor Cahail noted that the above areas are now used for ferry, bed & breakfast, and condo overflow parking.

Councilmember Athearn noted that this is the first time that teens are trying to get actively involved. Always before the Council has just heard from adults asking for money. The project is now sounding like a community park. She pointed out that the SJIP&R design has MDUL not MDNM been approved. Input from the teens will help in modification of the design.

Mayor Cahail noted that the Council will consider input from teenagers when making their decision.

The Council and audience briefly discussed the proposed grant application by the San Juan Island Park & Recreation District.

Mayor Cahail pointed out that the goal should be to get the best results for the community, not just the most money.

The general understanding was that the grant must be applied for by 7/1/93 following adoption of the San Juan Island Park & Recreation District Comprehensive Plan.

The Council will consider the SJIP&R proposal at their 6/17/93 meeting.

Lynn Wilson and the students reiterated that their goal is to get involved.

Councilmember Lackey suggested that they could start by helping to keep the area clean.

The students pointed out that there is only one trash receptacle at the park and that it is usually full. They requested that the Town provide another trash receptacle and/or empty them more often.

The Council thank Ms. Wilson and the students for their interest.

At 8:27 PM, the Council heard a presentation by the Friday Harbor Baseball Boosters Club regarding the Babe Ruth baseball field (Hartman Field).

Ron Whalen pointed out that there were no home FHHS baseball games this year due to lack of an adequate facility. Mr. Whalen stated that the Friday Harbor Baseball Boosters Club (FHBBC) and the Catholic Church have agreed to a Letter of Understanding regarding interim use of Hartman Field. The FHBBC would like the Town to modify the Sign Ordinance to allow horizontal 4' X 8' advertising signs on a 6' high outfield fence to help finance field improvements. Mr. Whalen displayed a field diagram and photographs of representative fields.

It was reiterated that there have been no home high school games because the off-island teams deem the field unsafe. The Senior Little League is using the field for practice and games.

The FHBBC also is asking for an exemption from the water use restrictions to allow watering of a new seeded infield. The exemption is being requested for the same reason, safety, that the school athletic fields have been exempted.

Doug Guard presented a perspective drawing showing the proposed signs, field improvements, and chain link fences to protect the field from vehicles. He spoke of the large amount of community support for baseball and reiterated safety concerns. Mr. Guard commented on ways to minimize view impacts of the signs. The group is proposing approximately 54 sign panels.

Mr. Whalen noted that the FHBBC is not asking for money, just permission. The sign fence is the proposed source of funding.

Rynnie Wilson stated that the Catholic Church has expressed no opposition to the signs. The Church will allow the proposed use for 2 years followed by 1 year agreements. They wish it to be clearly understood that the use is an interim rather than permanent use.

Mr. Whalen expressed the desire of the group to start the project immediately following the end of the Senior Little League season in the middle of July with grass seed installed around the first of August.

The Council and applicants discussed how to proceed.

Councilmember Athearn pointed out that the FHBBC are asking for permission to do it themselves rather than asking the Town to do it for them.

The Council and applicants discussed allowing signs for off-island businesses.

The Council, staff, and applicants briefly discussed irrigation, fence heights, and construction.

At Councilmember Wilson's inquiry, Ron Whalen stated that the group is asking for exemption from water use restrictions for safety reasons.

John Wilson noted that the lack of home games is everybody's loss.

The Council concurred with the requested exemption from water use restrictions.

The Council directed staff to draft an ordinance to allow water use for irrigation of public use athletic fields.

The Council directed staff to draft an ordinance to allow athletic field signs as proposed by the FHBBC and to address concerns raised in Permit Coordinator Jones' 6/10/93 memo to the Council.

The Council would like both draft ordinances available for review at their 6/17/93 meeting.

Mayor Cahail extended an invitation to FHHS students to attend future Council meetings.

At 9:03 PM, Councilmember Lackey moved and Councilmember Potter seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - June 17, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson

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

The minutes of the 6/3/93 12:30 PM & 7:30 PM, and 6/10/93 7:30 PM minutes were approved as amended.

George Thorsen, President of the Pear Point Water Users Association (PPWUA), asked the Council to take action on the proposed agreement between the Town and the PPWUA. Mr. Thorsen felt that the lack of hookups for some members of the association who wished to build was a hardship. He stated that the PPWUA had no connection with the hook-up application from Mr. & Mrs. Stott. He stated that "if you pay your (Association membership) fee and don't have a hook-up you're not a member of the association." He stated that, therefore, the Stotts are not members of the PPWUA. Mr. Thorsen did note that the Stotts and others have paid the \$5,500 association fee and that the association has not returned their checks. He distributed to the Council and read portions of a letter from the PPWUA expressing his views. He asked the Council to take action this evening on the proposed agreement or explain why not and advise the PPWUA as to their intentions.

Mayor Cahail noted that the topic was not a scheduled agenda item, assured Mr. Thorsen that the Council would consider it when time was available, and thanked him for his presentation.

Art Johnson distributed to the Council a copy of his letter to Hillary Clinton regarding the "politics of meaning." Mr. Johnson complained about sloppy maintenance procedures by the Town crew and returned tools left at a job site by the crew. He did note that he'd dug into a private water service (Schedule 80 PVC) and that the tools were left so he could turn the water back on when he got the pipe fixed.

Mayor Cahail thanked Mr. Johnson for his presentation.

Ron Loewen, San Juan County Public Works Director, asked the Council to consider adoption of draft ordinance #903, an ordinance authorizing a Town water hookup for the sole and exclusive purpose of connecting a fire sprinkler system to service the Fair Exposition Building located at the Fairgrounds property.

At 7:45 PM, the Council heard a request by Paul Myser regarding approval of a For-Hire Permit to operate a taxi service. Mr. Myser proposes using a vehicle "larger than a van" for said service. He stated that the reasons for the larger vehicle include; facilitating passenger loading/unloading, comfort for up to 16 passengers, increased headroom, and an on-board library. Mr. Myser explained particulars of, and his perception of the need for, another, larger vehicle, taxi service. He mentioned the convenience of transporting large items such as kayaks and bicycles. He commented on safety concerns. The taxi bus would be diesel powered. He stated he would initially only serve high-density destinations and would not be competing with the existing taxi services.

At Councilmember Potter's inquiry, Mr. Myser stated that his long-term plan is to have handicapped accessible equipped vehicles.

At Councilmember Wilson's inquiry, Mr. Myser stated that the bus is 34 feet long, a "city-type" bus. The bus can hold a maximum of 32 passengers. He plans on seating for 16 with space for a luggage storage area.

Mayor Cahail asked if there were any comments from the audience.

April Jones, owner of Primo Taxi, stated that she already provides the proposed service. She felt that Mr. Myser was looking to take the summer business that helps support the existing service through the off-season.

Art Johnson, former owner of Island Tour & Transit, commented on the market for transit services on the island. He felt that government should provide support and cooperate with businesses. He spoke of the hazardous nature of the taxi business. Mr. Johnson expressed his philosophy of government and private enterprise. He suggested that the Council set up a transportation committee to seek grants for local transit. Mr. Johnson asked the Council to not allow school buses to compete with local services.

Mr. Myser stated that the Superintendent of the San Juan Island School District had promised him that the School District would stay out of the bus business if a local bus line were to start.

Peter DeLorenzi, American Legion Post #163, spoke in support of April Jones and Primo Taxi. He noted the ongoing service Primo Taxi provides members of his organization.

Roger Bennett, owner of Sea Biscuits on Front Street, expressed support for Mr. Myser's proposal. He noted that he planned to sell tickets for Mr. Myser's proposed service.

Maureen Downey, a senior citizen patron of Primo Taxi, spoke of the personalized, dependable service she'd been provided by Primo Taxi and stated that she felt that Primo Taxi provided an adequate service. She asked if Mr. Myser was applying to provide a year-round service.

Mr. Myser stated that he was proposing a year-round service.

Jack Pierce, Roche Harbor, felt that the proposed service would have a minimal impact on Primo Taxi.

April Jones pointed out that Primo Taxi provides a shuttle to Roche Harbor "each hour on the hour" and that the shuttle vehicle has a bicycle rack.

Jim Fox expressed support for Primo Taxi and spoke of the consistent, stable, and safe service provided. He mentioned possible scenarios where competition may be counter-productive. Mr. Fox described the personalized service Primo Taxi provided his mother.

Doug Jones, Primo Taxi, suggested a 90 day waiting period if Mr. Myser's application is approved.

Jack Pierce felt that a bus service would encourage people to leave their cars in Anacortes.

Mr. Myser commented on improved service and lower costs through competition. He felt that the Roche Harbor would grow and require additional service.

At Councilmember Wilson's inquiry, Mr. Myser said he would provide service to areas where there may be a void, not just to Roche Harbor. He wants to meet island needs.

At Councilmember Athearn's inquiry, Mr. Myser stated that his application is for a taxicab operation. Administrator Fitch indicated that said application is substantially complete.

At Mayor Cahail's inquiry, Mr. Myser stated that a San Juan County permit is not required. A Washington State For-Hire permit and a Town of Friday Harbor Business License is all that is required.

At 8:26 PM, the Council directed Attorney Eaton to research the permitting issues. The matter would be an agenda item at a future meeting.

Mayor Cahail opened the Public Hearing to consider an application by Friday Harbor House Partnership for a Conditional Use Permit to allow a required elevator overrun to exceed the 27 foot height limit on tax Parcel #351350501 located at 130 West Street within GL 2 of Section 13 of Township 35 North, Range 3 West W.M., in Friday Harbor, San Juan County Washington, commonly known as the "Gollywobbler Restaurant" site, and instructed the meeting in the procedure that would be followed.

Hearing no objection to his or any Councilmember's participation, Mayor Cahail asked Attorney Eaton to explain the public hearing procedure.

Attorney Eaton reiterated that the topic of the hearing was limited to consideration of the Conditional Use Permit application.

At Mayor Cahail's request, Jim Hodges, Town Building Official, explained the State Building Code requirement for an elevator overrun.

Town Administrator Fitch presented the staff report prepared by Butler & Associates, planning consultants for the Town. Mr . Fitch summarized the sequence of events regarding the application. He explained particulars of compliance with public notice and Planning Commission public hearing procedures. Administrator Fitch read the staff report, dated 5/17/93, into the record. The recommendation in the staff report is for approval of the Conditional Use Permit application.

At 8:38 PM, Alan Grainger, representing the owners of the property, referred to a diagram on page 2 of the application which pointed out that the elevator overrun would be very difficult to see from the ground.

Mayor Cahail opened the hearing for public input.

Peter DeLorenzi, American Legion Post #163, expressed opposition to the application and felt the project would take 40% of the Legion's view. He also expressed opposition to the elevator overrun.

Beth Helstein, Friends of the San Juans, expressed concern regarding the overall project.

Shirley Jones, owner of an adjacent property was not opposed to the project and "approved approval" of the application.

Attorney Eaton noted that a conditional use application is considered under the Town Land Use ordinance and pointed out that "appurtenances" are exempted under same. He recounted why the Council has not considered elevator overruns as appurtenances.

Administrator Fitch noted that the Findings of the Planning Commission were included in the Council packets.

At 8:46 PM, hearing no further public comment, Mayor Cahail closed the public input portion of the hearing, noting that the Council reserves the right to reopen the hearing for public input at a later time or date. He then opened the hearing for Council deliberation.

Councilmember Dickinson referred to the Council's discussion and decision regarding a required elevator overrun for the Friday Harbor Motor Inn.

Councilmember Wilson asked if the permit, if approved, should be conditioned to not allow signage on the overrun structure.

Administrator Fitch stated that that use is prohibited by the Sign Ordinance.

At 8:50 PM, Councilmember Potter moved and Councilmember Wilson seconded to adopt the Findings of Fact and Conclusions of the Planning Commission regarding Conditional Use Permit Application #35 and approve the application. The motion passed unanimously.

Mayor Cahail suggested review of the definition of appurtenances when the Land Use ordinance is revised.

At 8:53 PM, Mayor Cahail introduced draft resolution #886, a resolution authorizing the Mayor to execute an interlocal agreement between the Town of Friday Harbor and the San Juan Island Park & Recreation District in support of an application for funding assistance to the Washington State Interagency Committee for Outdoor Recreation for improvements to Sunken Park.

Jeff Brash, San Juan Island Park & Recreation District (SJIP&R), presented the Town with a copy of the SJIP&R draft Comprehensive Plan. He commented on revision of the draft site plan as suggested by the Inter-Agency Commission on Outdoor Recreation

(IAC) including downgrading the number of proposed entrances from 4 to 1 and changes to the proposed rock wall. Said changes will reduce the estimated cost of the project from \$150,000 to \$100,000. The changes will also reduce the proposed financial contribution from the Town.

Mr. Brash presented the Council with a petition in support of the proposal that was distributed by the Friday Harbor High School Key Club. He also presented for Council review a teenage recreational needs survey. He reiterated that "the kids want the park." Mr. Brash asked that the Town support the project.

Mr. Brash explained revisions to the site plan and noted that the proposed project has been reduced by approximately one-third. He also pointed out a 20% increased contribution from the SJIP&R budget.

At Councilmember Dickinson's inquiry, Mr. Brash stated that on-site parking would be limited to one handicapped stall and one passenger load/unload zone. He pointed out the approximate location of same on the old site plan.

Mr. Brash stressed the July 1, 1993 deadline for the grant application. He stated that the total contribution requested from the Town is the \$4,500 already budgeted for replacement of vehicle barricades at the park, up to \$11,000 of in-kind services, and an additional \$9,500, in 1994 and in 1995.

At Mayor Cahail's inquiry, Mr. Brash stated that the draft SJIP&R Comprehensive Plan has "in effect" been adopted by the SJIP&R as their Comprehensive Plan.

Beth Helstein added that the Town did not need to adopt same.

Mr. Brash expressed the desire of the SJIP&R to be flexible.

At Councilmember Athearn's inquiry, Mr. Brash said that work on the improvements could not commence until 1994.

Jim Guard, SJIP&R, noted that if the grant application was successful, no monies would be available until 1994.

Councilmember Athearn spoke of an existing safety issue at the park that now wouldn't be addressed until sometime in 1994. She recounted comments from teens made to the Council on 6/10/93 that the teenagers did not want to be in the same area as the younger children and that the kids playground portion of the plan was not a priority for them. She noted that they had asked for lights, a drinking fountain, and benches. Councilmember Athearn asked if the available funds could be better utilized in addressing the teens priorities.

Mr. Brash spoke of planned provisions to facilitate separation of age groups and activities.

The Council and Mr. Brash discussed various aspects of the proposal.

Mayor Cahail noted that the park is for use by all ages. He applauded efforts by the teenagers to get involved.

Administrator Fitch noted that the Town has not seen the site plan referred to in Condition 9 of draft resolution #886.

Mr. Brash stated that the site plan was "not set in concrete" and that the SJIP&R would modify the plan to address any Council concerns. He stated that the IAC would allow modification of the site plan.

Administrator Fitch pointed out that a site plan must exist before the Council can adopt it.

Councilmember Dickinson noted that it is the Town's park and that the Town should approve the site plan.

At Mr. Brash's and Attorney Eaton's suggestion, the Council indicated support for the revised proposal. SJIP&R will draft a revised site plan for Council approval. Consideration of adoption of draft resolution #886 would follow.

The Council thanked the SJIP&R Board for their efforts.

At 9:30 PM, the Council discussed proposed modifications to the Water Emergency Conservation Plan - Moderate Emergency Condition user restrictions.

Administrator Fitch referred them to draft ordinance #902, an ordinance amending Ordinances #507, #733, and Chapters 13.16.045 and 13.16.050 Friday Harbor Municipal Code, concerning Water Use Restrictions and penalties, and repealing Ordinance #734 in its entirety. The intent of the change is to allow irrigation of public use athletic fields for safety reasons.

Following discussion, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Ordinance #902. The motion passed unanimously.

The Council discussed proposed modifications to the Sign Ordinance to allow advertising sign in the outfield of the Little League baseball field on Catholic Church property at Spring Street and Marguerite Place.

Administrator Fitch asked for direction from the Council as to how to proceed with the proposed modifications.

Representatives of the Friday Harbor Baseball Boosters Club felt that the proposed modifications met their needs.

At the Council's inquiry regarding the Catholic Church's position on the use of their property, Town Clerk Dubail read a pertinent section from the minutes of the 6/8/93 11:00 AM Parish Council meeting.

John Wilson stated that the School District has agreed to take responsibility for the project.

The Council indicated that they will continue the meeting to 6/22/93 at 7:30 PM to consider the SJIP&R proposal and to take action to amend the Sign Ordinance.

Rynnie Wilson thanked the Council for their support.

At 9:45 PM, Councilmember Lackey moved and Councilmember Potter seconded to approve payment of claims warrants #6367 through 6423 in the amount of \$54,987.48. The motion passed unanimously.

Administrator Fitch reported:

San Juan County Hazardous Waste Division would like to temporarily place a hazardous waste receptacle at the Town Solid Waste Facility. Said container would not be directly accessible to the public. The Council did not indicate opposition to the proposal.

The draft Landfill Closure Plan is available for review. The Council is scheduled to hear a presentation by SCS Engineers at the 7/1/93 12:30 PM Council meeting.

The Town did not receive the applied for Stormwater Planning Grant. The Town will need to allocate \$60,000 from the Current Fund. Administrator Fitch asked that the Council consider adopting the Storm Water Utility in July or August.

Administrator Fitch noted receipt of correspondence on a number of issues:

A letter from Susie Campbell, Susie's Mopeds, complaining about the new moped rental operation at Friday's Decks on Front Street.

Nancy & Gerald Gordon, owners of the decks, and Mr. & Mrs. Pfarr, operators of the moped rental business were present. Mrs. Gordon explained details of the moped operation; following instruction on private property, the mopeds cross a driveway curb cut to reach East Street. Mrs. Gordon stated that she had checked with the Sheriff's office and others and that there were no other complainants about the moped operation.

A letter from June Young addressed to the Board of County Commissioners and the Town of Friday Harbor requesting support for the Senior Center.

The Council discussed the issue. Councilmember Dickinson noted that the Senior Center is a County program.

A letter from the San Juan Lions Club requesting permission to use an unopened portion of Nichols Street on 7/4/93 for a "weeny wagon" in support of the planned Fourth of July festivities at Sunken Park.

The Council concurred with the proposed use for that day and authorized the Town Administrator to approve same.

Administrator Fitch pointed out to the Council the new, updated Town zoning map. He noted that the map correctly shows that the north end of Front Street is not vacated. At the Council's direction, staff will draft an ordinance to authorize 2 hour time limited parking enforcement in the area.

The Council concurred with Mayor Cahail's suggestion that 2 hour time limited parking enforcement be extended to Nichols Street and "B" Street around Sunken Park.

Administrator Fitch noted a request from Dr. Chris Clarke for 2 hour time limited parking enforcement on the south side of West Street. The Council concurred with the request.

Administrator Fitch informed the Council that the State has mandated a \$15.00 minimum / \$50.00 maximum fine for unpermitted parking in a handicapped only parking stall. The Council directed that Town bail schedule be revised to specify a \$15.00 fine.

Fire Chief Rick Galer has been designated by American Legion Post #163 as Fire-Fighter of the Year, he has also received the same recognition at the state level.

Administrator Fitch informed the Council of a request from San Juan County Clerk Mary Jean Cahail that the Council provide a legislative representative to the Law & Justice Committee for their monthly meetings on Mondays from 12:00 to 1:00 PM.

Councilmember Potter agreed to attend until school resumes.

At 10:08 PM, Mayor Cahail introduced draft ordinance #903, an ordinance amending Ordinance #638 and Chapter 13.12, Friday Harbor Municipal Code, concerning limitations on new water services. The intent of the ordinance is to authorize a Town water hookup for the sole and exclusive purpose of connecting a fire sprinkler system to service the Fair Exposition Building located at the Fairgrounds property.

The Council and staff discussed the provisions of same. It was pointed out that the water connection is only for fire protection.

At 10:10 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Ordinance #903. The motion passed unanimously.

At 10:11 PM, at Mayor Cahail's request, Councilmember Dickinson moved and Councilmember Lackey seconded to go into executive session to discuss pending litigation. No action was anticipated in executive session. The motion passed unanimously.

At 10:28 PM, Councilmember Lackey moved and Councilmember Potter seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

NB

At 10:29 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to adjourn and continue the meeting to 6/22/93 at 7:30 PM. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - June 22, 1993 @ 7:30 PM

The Town Council met in continued session.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Councilmember Dickinson moved and Councilmember Lackey seconded to appoint Councilmember Potter Mayor Pro tem. The motion passed unanimously.

Mayor Pro tem Potter presented for second reading draft resolution #886, a resolution authorizing the Mayor to execute an interlocal agreement between the Town of Friday Harbor and the San Juan Island Park & Recreation District in support of an application for funding assistance to the Washington State Interagency Committee for Outdoor Recreation (IAC) for improvements to Sunken Park.

San Juan Island Park & Recreation District (SJIP&R) Board member Jeff Brash explained the Sunken Park Improvement proposal and presented the revised site plan. The estimated cost of the improvements is \$100,000.00. The grant request to the IAC is for \$50,000.00. SJIP&R has committed \$25,000.00 of their funds to the project. The Town is being asked to pledge \$11,000.00 of in-kind services and \$14,000.00 in financial support. The project is slated for 1994/95.

Mr. Brash stated that if the project goes over budget, the San Juan Island Park & Recreation District will fund any extra expenses.

The Council asked that this financial commitment be included in the interlocal agreement.

Concerns over point #5 of draft resolution #886, "The Town of Friday Harbor does hereby certify that the Town is responsible to support all non-cash commitments to the local share should they not materialize." were discussed. If the Town is unable to provide its in-kind service/non-cash commitment, then the in-kind service becomes a cash commitment.

Mr. Brash assured the Council that the Sunken Park improvements would be a two year construction project and that construction would be coordinated to allow the Town the necessary time to provide its committed in-kind service.

Administrator Fitch noted that the revised site plan did not provide for one on-site disabled parking space. It was suggested that Jim Hodges, Town Building Official, review the site plan for ADA compliance. The Council also required one loading/drop-off area to be included on the plan.

The Council requested that the wording of point #6 be changed from "... and be retained in such use in perpetuity ..." to "... And be retained per IAC guidelines ..."

Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Resolution #886 as amended. The motion passed unanimously.

At 8:15 PM, Mayor Pro tem Potter introduced draft ordinance #904, an ordinance amending Ordinances #766 and #798, and Chapter 14.04.120 Friday Harbor Municipal Code, concerning regulation of signs in the Town of Friday Harbor.

Administrator Fitch explained that the proposed changes presented to the Council by staff were incorporated into the draft ordinance.

Councilmember Lackey moved and Councilmember Athearn seconded to adopt Ordinance #904. The motion passed unanimously.

At 8:30 PM, Councilmember Athearn moved and Councilmember Lackey seconded to adjourn. The motion passed unanimously.

Bonnie C. Potter, Mayor Pro tem
Wendy J. Picinich, Clerk Pro tem

Town Council - July 1, 1993 @ 12:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

Councilmember Potter was absent due to jury duty.

Councilmember Wilson moved and Councilmember Athearn seconded to appoint Councilmember Dickinson Mayor Pro tem. The motion passed unanimously.

The Council reviewed the claims.

Maintenance Supervisor Reitan reported that Trout Lake reservoir is 104" below the spillway. Construction is proceeding on the new water treatment plant. The maintenance crew will be ready soon to test the pumps to fill the new water tank. The water main to the new tank still needs to be flushed. Installation of a new water main

on Malcolm Street is substantially complete. A new Street/Parks Department employee, Barry Becht, has been hired. A new summer (July/August) Street/Parks Department employee, Matt Daum, has also been hired. All sewer system pumps are on-line. The parks are being cleaned up for the Fourth of July.

At Councilmember Wilson's inquiry, Maintenance Supervisor Reitan commented on wastewater treatment plant inflow and infiltration rates. He remarked on the substantial amount of precipitation received during the month of May.

Mayor Pro tem Dickinson thanked the Sewer Department for their efforts last Sunday to get the Evergreen pump station back in operation.

At 12:42 PM, the Council heard a presentation from Dennis Cearns, Project Director, and Ted Massart, Project Engineer, SCS Engineers, on the draft Town of Friday Harbor Landfill Closure Plan. They commented on the excellent work done by Bob Erickson, Leadman at the solid waste facility, in preparing the site for closure.

The SCS representatives presented the Council with a summary and explained the particulars of the draft plan. The target date for closure, to minimize post-closure monitoring costs, is 10/9/93. They commented on conflicting state and federal closure specifications.

The Council questioned the SCS representatives on various aspects of the draft plan.

Councilmember Wilson and the SCS representatives discussed current and projected leachate levels and design characteristics to minimize cover slippage.

The advisability of using a plastic rather than a soil barrier layer in the cover system was discussed. About 5,000 cubic yards of appropriate soil would be required for a soil barrier layer.

The proposed passive gas collection/venting/monitoring system was described. Landfill gas is typically 60% methane and 40% CO₂ MDSD 2 MDNM.

The site will be fenced following closure.

Projected costs, potential funding, and proposed scheduling were presented and discussed.

SCS would like to present the draft closure plan to DOE on 7/2/93 and San Juan County Public Health for review. DOE has stated that the site is a solid waste landfill not an ash landfill.

The estimated post-closure monitoring/maintenance costs are \$40,000 for the first year and \$19,000/year for the 19 subsequent years.

DOE grant availability was mentioned. The Town will need to obtain additional funding for the closure project.

Construction alternatives and post-closure use of the site were discussed.

At 1:45 PM, following discussion, Councilmember Athearn moved and Councilmember Wilson seconded to authorize SCS Engineers to submit the draft Landfill Closure/Post-closure Plan to DOE and San Juan County Public Health for review and comment. The motion passed unanimously.

The Council thanked the SCS representatives for their presentation.

Councilmember Lackey moved and Councilmember Athearn seconded to approve issuance of payroll warrants #3046 through 3107 in the amount of \$76,936.90 and claims warrants #6427 through 6474 in the amount of \$109,881.24. The motion passed unanimously.

Administrator Fitch distributed to the Council correspondence regarding the Paul Myser "For-Hire" permit application.

Administrator Fitch conveyed a request from the Port of Friday Harbor that they be exempt from water use restrictions so they can water the park lawn at the Port.

Administrator Fitch informed the Council that he will be on vacation from 7/15/93 through 7/31/93.

At 2:00 PM, Councilmember Potter joined the meeting.

At 2:03 PM, Councilmember Lackey moved and Councilmember Potter seconded to adjourn. The motion passed unanimously.

Edith V. Dickinson, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - July 1, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

The minutes of the 6/17/93 and 6/22/93 meetings were approved as submitted.

Mayor Cahail opened the Public Hearing to review the Six Year Transportation Improvement Program for the years 1994 through 1999. Administrator Fitch referred to his memo to the Council of 6/23/93 and explained the particulars of the proposed 1994/99 T.I.P. Administrator Fitch noted that comments received from the public are primarily concerned with maintenance rather than improvement.

At 7:48 PM, Councilmember Dickinson moved and Councilmember Potter seconded to adopt Resolution #887, a resolution providing for a Six Year Transportation Improvement Program for the years 1994 through 1999. The motion passed unanimously.

Mayor Cahail opened the Public Hearing to amend the 1993 Town Budget.

Treasurer Picinich explained the proposed amendments and responded to questions regarding same.

At 7:54 PM, following discussion, Councilmember Athearn moved and Councilmember Lackey seconded to adopt Ordinance #908, an ordinance amending the 1993 Budget for the Town of Friday Harbor. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #907, an ordinance relating to fire regulations; limiting the time and discharge of common fireworks; and superseding or replacing Article 78 of the 1991 Uniform Fire Code as adopted by the Town of Friday Harbor Building Code, Chapter 15.04.010(A)(4).

Town Building Official Jim Hodges informed the Council that San Juan County had adopted a similar ordinance on 6/29/93.

At Councilmember Dickinson's inquiry, Attorney Eaton was of the opinion that the Council could make minor changes and refinements to the ordinance during the required 1 year period before the ordinance would go into effect.

Councilmember Wilson expressed concern over the time limits and extent of the proposed ordinance and the additional limitation of individuals rights.

Mayor Cahail and the Council discussed various aspects of the proposed ordinance.

Building Official Hodges noted that in the past problems have arose downtown on the 4th of July with the discharge of fireworks in and around crowds. The proposed ordinance does not address this problem.

Councilmember Wilson felt that the discharge of fireworks should be prohibited in the "core area" at all times. Additionally, he suggested that the allowable discharge period should be July 3rd, 4th, & 5th.

Fire Chief Galer noted that 10% of the Town Fire Department's annual budget has historically been expended during the 4th of July week.

Councilmember Lackey supported the suggested expanded time period.

Councilmember Potter supported the ordinance as introduced.

Councilmembers Wilson and Athearn were in favor of a complete ban on the discharge of fireworks in the "core area".

Administrator Fitch noted that if the Sheriff is expected to enforce the ordinance he may request additional funding.

At the Council's request, Attorney Eaton suggested additional wording to Section 9.06.020 of the proposed ordinance to ban fireworks in the Downtown Area as same is defined in 17.32.050(A) FHMC.

At 8:28 PM, Councilmember Potter moved and Councilmember Athearn seconded to adopt Ordinance #907 as amended. The motion passed, Councilmember Wilson - no, all others in favor.

Fire Chief Galer informed the Council that he has received the Firefighter of the Year award from the American Legion, Department of Washington. He felt that the award should be for the firefighters as they are the ones who really make a fire department work.

The Council congratulated Chief Galer on his award.

At 8:32 PM, Mayor Cahail opened the Public Hearing to consider a Short Plat application by GBI Corporation to divide Lot #2 of the Gerard Place Short Plat. Mayor Cahail instructed the meeting in the hearing procedure that would be followed. Hearing no objection to his or any Councilmembers participation, Mayor Cahail asked Warren Jones, Town Permit Coordinator to present the staff report.

Mr. Jones referred to the staff report of 6/17/93. He addressed SEPA compliance, utility availability, stormwater management, and transportation. He stated that the Town had issued a DNS on 5/19/93. Mr. Jones stated that following their public hearing the Planning Commission unanimously recommended approval of the short plat. The staff recommends approval and adoption of the staff prepared Findings & Conclusions.

Ron York, GBI Corporation, concurred with the staff recommendations, agreed to all proposed conditions, and complemented the staff on their professional processing of the application. Mr. York stated that the project is to be affordable housing for elderly citizens. The project would have a resident manager.

At 8:43 PM, Mayor Cahail opened the hearing for public input.

Ingrid Fabianson, 505 Linder Street, complemented GBI Corporation on the adjacent Serene Meadows housing development. She expressed concern over increased traffic and asked that Linder Street be improved. Ms. Fabianson remarked on the increased incidence of trespassing through Serene Meadows and asked that consideration be given to erecting fencing between the projects.

At Councilmember Wilson's inquiry regarding stormwater management, Administrator Fitch referred the Council to page 5 of the staff report.

At Councilmember Wilson's inquiry as to the alternate use of the project for low-income or seasonal housing, Mr. York recounted provisions of the Farmer's Home Administration (FhMA) loan for the project and noted that it would be "very unlikely" that an alternate use would be permitted.

At 8:52 PM, hearing no further comment, Mayor Cahail closed the public input portion of the hearing noting that the Council reserves the right to reopen the hearing for public comment at a later time or date.

At 8:54 PM, following discussion, Councilmember Dickinson moved and Councilmember Wilson seconded to accept the recommendations of the staff report to approve the preliminary short plat and to adopt the staff prepared Findings & Conclusions. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #905, an ordinance amending Ordinance #574, and Chapter 10.04 Friday Harbor Municipal Code, concerning time limit parking, and repealing Ordinance #899 in its entirety.

Administrator Fitch explained the provisions of same. He informed the Council of various requests for expansion or modification of time-limited parking areas.

The Council and staff discussed the requests.

Pegge Jepsen, owner of Cannery House Restaurant on First Street, complained about the uncontrolled manner of parking in the area and presented the Council with a photograph of same. Long-term parking and the reduction of the over-sized parking spaces on the west side of First Street by the Courthouse were a concern.

The Council revised the proposed ordinance to address the concerns.

In regard to a request by Tanbark Marine, a Port of Friday Harbor commercial tenant, for 4-hour parking in the vicinity of their business, the Council directed that the draft ordinance not be changed.

At 9:10 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Ordinance #905 as amended. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #906, an ordinance amending Ordinance #574, and Chapter 10.04 Friday Harbor Municipal Code, concerning parking regulations, and repealing Ordinances #672, 732, #846, and #900 in their entirety.

Administrator Fitch explained the need for and particulars of same.

The Council and staff discussed modification of draft ordinance #906 to reflect changes in Ordinance #905.

At 9:18 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adopt Ordinance #906 as amended. The motion passed unanimously.

Mayor Cahail presented draft ordinance #901, an ordinance amending Ordinances #559, #578, #641, #654, #654, #871, and Chapters 5.04 and 5.08 Friday Harbor Municipal Code, concerning Business Licensing regulations, and repealing Ordinance #604 in its entirety.

Town Clerk Dubail explained the particulars of same.

The Council and staff discussed the requirement that businesses doing business with the Town have a Town of Friday Harbor Business License. The matter was determined to be a policy issue.

At 9:23 PM, Councilmember Athearn moved and Councilmember Dickinson seconded to adopt Ordinance #901. The motion passed unanimously.

Mayor Cahail presented draft resolution #885, a resolution authorizing the Mayor to execute an intergovernmental contract with the Washington State Department of Transportation Marine Division to make sewer line improvements at the Friday Harbor Ferry Terminal.

Administrator Fitch explained the particulars of same.

At 9:26 PM, Councilmember Wilson moved and Councilmember Potter seconded to adopt Resolution #885. The motion passed unanimously.

Mayor Cahail introduced draft resolution #888, a resolution authorizing the Mayor to execute an Agreement limiting the number of water connections to be recognized under the 1971 Memorandum of Agreement with the Pear Point Water Users Association (PPWUA).

Attorney Eaton summarized the history leading to, and the particulars of same.

At 9:35 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #888. The motion passed unanimously.

George Thorsen, PPWUA, thanked the Council and staff for their time and effort.

The Council discussed a request received 7/1/93 from Elizabeth Boling, 245 Price Street, to name the unnamed alley adjacent to their residence, "Boling Alley" as a birthday present for her husband, Frank Boling.

At 9:39 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to name the unnamed alley from Price Street to Marguerite Place, "Boling Alley". The motion passed unanimously.

Administrator Fitch informed the Council of a request by Micki Andrews, owner of "What's Cooking" restaurant, First Street & A Street, that the Town remove a portion of a large rock by her place of business. The Council did not wish to pursue the matter.

Administrator Fitch again informed the Council of a request from the Port of Friday Harbor that they be exempt from water use restrictions so they can water the park lawn at the Port. Following discussion, the Council chose to not approve the request.

The Council directed the staff to draft an acknowledgement of receipt to Lynne Mercer for her letter to the Mayor and Town Council of 6/22/93.

Mayor Cahail, the Council, and staff discussed the Town's 6/23/93 letter to the Washington State Department of Licensing regarding the Paul Myser "For-Hire" permit application.

Councilmember Lackey suggested that the Council consider additional traffic control at the First Street/Spring Street intersection. It was noted that the problem seems to be due to pedestrian traffic rather than vehicular traffic.

At 9:51 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - July 15, 1993 @ 7:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Treasurer Picinich & Attorney Eaton

Councilmember Potter moved and Councilmember Lackey seconded to appoint Councilmember Athearn Mayor Pro tem. The motion passed unanimously.

The minutes of the 7/1/93 - 12:30 PM and 7:30 PM meetings were approved as amended.

Mayor Pro tem Athearn introduced draft ordinance #909, an ordinance accepting the Final Short Plat of Gerard Park and authorizing the Mayor to sign the final plat drawings.

At 7:34 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Ordinance #909. The motion passed unanimously.

Mayor Pro tem Athearn introduced draft resolution #889, a resolution authorizing the Mayor to offer for public sale used vehicles and equipment deemed surplus. In particular, the 1973 Chevrolet Fire Engine, Engine #5.

Fire Chief Galer explained the operational and economic reasons for surplusing Engine #5. He noted that the Fire Department has maintained Engine #5 for reserve use only for the last 5 years. The proceeds from the sale of Engine #5 would be deposited in a reserve fund toward future acquisition of a new fire truck.

At 7:38 PM, Councilmember Lackey moved and Councilmember Potter seconded to adopt Resolution #889.

Following discussion, the motion passed unanimously.

At 7:40 PM, Bill Carli asked the Council to consider allowing him to sell a certificate of membership in the Turn Point Water Association that he acquired when he purchased the property for which the certificate was originally issued. Mr. Carli stated that he did not need to connect to the Town water system as he had an alternate source of domestic water. He distributed to the Council maps showing his property, the property of the proposed purchaser of the certificate, and supporting documents. He noted that the property of the proposed purchaser is too small to allow a drainfield and a well and is adjacent to property served by the Turn Point water line.

Mayor Pro tem Athearn directed that the request be forwarded to the Town Administrator and Town Attorney for review. Same are to report their findings to the Council at the 8/5/93 7:30 PM Council meeting. The report is to be an agenda item.

Mayor Pro tem Athearn introduced draft resolution #890, a resolution authorizing the Mayor to execute a lease for a portion of the unused right of way area of Front Street with Roger Bennett, d/b/a "Sea Biscuits".

Attorney Eaton informed the Council that Mr. Bennett requests that the item be tabled for consideration at a future meeting. Mr. Bennett will notify the Town when he is prepared regarding the lease.

Draft resolution #890 was tabled.

At 7:45 PM, Mayor Pro tem Athearn opened the Public Hearing to consider the Carter/Hagen application to vacate a portion of Leslie Avenue and replat six lots located in the Douglas Addition and Lawson's First Addition. Mayor Pro tem Athearn instructed the meeting in the procedure to be followed.

Hearing no objection to her or any Councilmember's participation in the hearing, Mayor Pro tem Athearn asked Permit Coordinator Jones to present the staff report.

Mr. Jones referred to his staff report of 7/7/93 and the staff prepared Findings of Fact & Conclusions of Law of 7/15/93. He addressed the history, zoning, use, topography, utility availability, and access to the subject properties. He noted that the requested

actions are exempt from SEPA. Proper notice was published, posted, and mailed to the adjacent property owners. The applicants are prepared to pay the applicable costs and fees. Mr. Jones stated that the staff recommendation is for approval of the applications.

The applicants chose not to comment.

At 7:53 PM, Mayor Pro tem Athearn opened the hearing for public comment.

Hearing no comments from the public, Council, or staff, Mayor Pro tem Athearn closed the public input portion of the hearing, noting that the Council reserves the right to reopen the hearing for public input at a later time or date. She then opened the hearing for Council deliberation.

Councilmember Dickinson spoke in favor of the applications.

At 7:56 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt the staff prepared Findings of Fact & Conclusions of Law of 7/15/93 and approve the vacation of a portion of Leslie Avenue and the replat application. The motion passed unanimously.

Town Clerk Dubail asked the Council to consider a request by Municipal Research & Services Center (MRSC) that the Town designate a staff member to serve as liaison with MRSC to participate in an "Information Partnership Project." The consensus of Council was to designate the Town Clerk as the Town's contact with MRSC.

At 8:00 PM, the Council held a work session to discuss revision of the Town's Shoreline Master Program (SMP).

Attorney Eaton distributed and summarized suggested revisions to portions of Sections 4 & 6 of the SMP. The revisions reflect Council discussions at previous work sessions.

The Council and staff discussed perceptions of the Town by residents and visitors.

The Council and staff reviewed the suggested revisions. Attorney Eaton suggested forwarding same to the Planning Commission in draft ordinance form. The importance of carefully reviewing and defining Public View Corridors was stressed.

The Council and staff discussed establishing a new shoreline designation for the Kwan Lamah area if the Urban designation is determined unsuitable. Council and staff consulted WAC 173-16-040(4) for designation guidelines.

The Council directed staff to draft a letter to the San Juan Board of County Commissioners (BOCC) as to the status and anticipated date of resolution of the Town of Friday Harbor petition of August 2, 1990 to the BOCC to take action to determine harbor jurisdiction boundaries.

Regarding the SMP, the Council asked Attorney Eaton to provide draft revisions to the allowable dock length as specified in 6.09 - Regulations - 5.

Mooring buoys were discussed.

The Council directed Attorney Eaton to draft an ordinance with the revisions for Council review.

At 9:28 PM, Councilmember Lackey moved and Councilmember Potter seconded to approve payment of claims warrants #6476 through 6526 in the amount of \$42,295.28. The motion passed unanimously.

At 9:29 PM, Councilmember Lackey moved and Councilmember Potter seconded to adjourn. The motion passed unanimously.

Ruth C. Athearn, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - August 5, 1993 @ 12:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson

Others present: Town Administrator Fitch

Councilmember Potter moved and Councilmember Athearn seconded to appoint Councilmember Dickinson Mayor Pro tem. The motion passed unanimously.

Maintenance Supervisor Reitan reported that on 8/3/93 the reservoir was 125 inches below the spillway. The new water tank has been disinfected, has about 2 feet of water in it, and is being filled as system demand allows. Work is progressing on Phase I construction at the Water Treatment Plant. The top flow at the plant is 650 gallons per minute. The maximum flow has decreased, possibly due to chemical injection. The 50,000 gallon clear-well has been built. Efforts continue toward compliance with the Surface Water Treatment Rule. The office at the Town shop has been remodeled. The new Malcolm Street water main is almost completed. The Wastewater Department will be installing a new sewer manhole on Linder Street next Monday. Resurfacing of Malcolm Street will be postponed due to imminent development in the area. Maintenance Supervisor Reitan informed the Council that he will be on vacation for the month of September. The upgraded equipment at the incinerator has significantly improved the burn and reduced emissions. A weekly street & sidewalk inspection has been instituted. Results of the inspections will be used to generate a list of work projects.

The Council and Maintenance Supervisor Reitan discussed trimming trees and brush that overhang sidewalks. At Councilmember Athearn's inquiry, Maintenance Supervisor Reitan said that he is waiting until the end of the budget year before stockpiling gravel.

The Council and staff discussed possible locations and logistics for same. The Council asked that stockpiling gravel be a draft '94 budget item.

The Council thanked Maintenance Supervisor Reitan for his report.

At 12:55 PM, Fire Chief Galer reported on an early morning fire call at Town Hall last week. No fire was found. \$1,000 of the proceeds from the pancake breakfast held during the Jazz Festival will be donated to the Northwest Burn Foundation, \$1,000 will go toward purchasing a computer for the Fire Department, and a portion of the remainder will be used to buy new chairs for the fire hall.

Chief Galer asked the Council to consider allocating \$1,000 toward the purchase of the computer, \$600 from the current budget line item and transfer of an additional \$400 due to lower than anticipated 4th of July fire calls. The Firefighter's Association would loan \$1,000 toward the purchase, to be reimbursed by the Town in 1994.

The Council asked Chief Galer to present a written proposal.

At Councilmember Wilson's inquiry, Chief Galer noted that the department received 2 calls this year over the 4th of July weekend at a cost of approximately \$500. Two years ago the 4th of July calls cost the Town approximately \$6,000.

A leak in the fire station roof is being repaired.

The fire boat is in operation.

The Council thanked Chief Galer for his report.

At 1:05 PM, the Council received a presentation by Leila, San Juan Preservation Trust, and Nancy Larsen, consultant, regarding an inventory of historical and contemporary landscapes. The presentation included the background, intent, and funding of the project, a slide show portraying historical and contemporary landscapes, and a history of landscaping efforts in Town.

They suggested the establishment of a computer data base inventory of trees and encouraged the preservation of historic trees.

The Council thanked Leila and Ms. Larsen for their presentation.

At 2:10 PM, Councilmember Lackey moved and Councilmember Potter seconded to approve issuance of payroll warrants #3111 through 3148 in the amount of \$79,911.01 and claims warrants #6529 through 6601 in the amount of \$210,735.25. The motion passed unanimously.

At 2:13 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

Edith V. Dickinson, Mayor Pro tem

Steven Dubail, Town Clerk

Town Council - August 5, 1993 @ 7:30 PM

The Town Council met in regular session.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Attorney Eaton

Councilmember Athearn moved and Councilmember Wilson seconded to appoint Councilmember Dickinson Mayor Pro tem. The motion passed unanimously.

The consensus of the Council was to appoint Councilmember Dickinson Mayor Pro tem for the month of August during Mayor Cahail's anticipr of parking in the area and presented the Council with a photograph of same. Long-term parking and the reduction of the over-s"B" Street and "C" Street. She felt the improved street width was insufficient to allow two travel lanes and on-street parking. Administrator Fitch indicated that the area would be posted "No Parking".

As a non-agenda item, Jerry Wilson, Manager of Inter-West Savings Bank, complained about extensive, recurring littering around the benches at the Spring Street/Argyle Avenue intersection and in the bank parking lot. He stated that he had previously complained to the Sheriff. Mr. Wilson does not wish to have to chain-off the parking area after business hours or on weekends.

The Council and staff discussed the matter. The Town crew will clean up the area more often.

Steve Demarest introduced himself to the Council and informed the meeting that he is running for Mayor.

At 7:40 PM, the Council heard a presentation by representatives of the Hillview Terrace Water Association regarding transfer of their water system assets to the Town.

Jerry Wilson, Hillview Terrace Water Association Board of Directors, estimated the value of the system at \$500,000. They would like to formally propose sale of same to the Town for \$1.00.

Administrator Fitch gave an overview of the history, complement, and maintenance of the system. He asked the Council for an indication as to whether they wished to entertain the proposal. If so, the staff would research the matter and prepare a recommendation for the Council.

At Councilmember Potter's inquiry, Administrator Fitch noted that the Town is committed by contract to serve designated lots in Hillview Terrace I, II, & III.

The Council, staff, and the proponents discussed various aspects of the proposal. Mike Wilks, Water Department Leadman, provided the Council with his observations regarding the Hillview Terrace water system.

The consensus of the Council was that the staff proceed with review of the proposal, the Hillview Terrace Water Association to pay any associated engineering review costs.

At 8:00 PM, John Linde, attorney for William Carli, presented a request by Mr. Carli to transfer a certificate of membership issued by the Turn Point Water Association which would allow the buyer rights to acquire one (1) domestic hookup to the Town's water system from Lot #25, Channel Vista, to Lot #10, Boyce's Channel View Tracts. Mr. Linde reviewed the history of the association and the eventual dissolution of same. He presented arguments in support of allowing the transfer and asked the Council to approve same.

Attorney Eaton briefly referred to the points and recommendations of the Town Administrator's memo to the Council of 8/5/93 and noted that a precedent may be set if the transfer is approved. He spoke of differences between this request and the previous Malloy/Howard transfer.

The Council and staff discussed various aspects of the request. The existence of other property owners desirous of obtaining connection to the Town water system was discussed. It was noted that the Town's policy since the Malloy/Howard transfer has been that the right-to-connect runs with the land.

Mr. Linde spoke of the intent of the original association to provide for a return on investment to the initial members.

The Council, staff, and proponents continued discussion of the intent of the Association and issuance of connection certificates.

Attorney Eaton noted that the "no transfer" policy originated with the Council.

Cheeta Miller, agent for the intended recipient of the proposed transfer, noted that the Carli certificate is the only one she has been able to "track down" in over 4 years.

At 8:35 PM, Councilmember Athearn recommended that the Council continue with their policy that a water certificate run with the land. Councilmembers Potter and Wilson expressed concern that similar situations would continue to arise if the transfer is allowed.

Administrator Fitch noted that the out-of-town water service area database will be updated to include parcels that the Town is committed to serve. He spoke of the intense research and considerable expense already expended on the issue. He stressed the difficulty of verifying actual commitments due to inadequate record keeping, in part, by the various water associations.

Mr. Carli reiterated that he holds a valid certificate and that he is currently served by a private "state approved" water system.

Councilmember Lackey indicated that he was not opposed to the transfer.

At 8:44 PM, the consensus of the Council, with the exception of Councilmember Lackey, was to not make an exception to the Council policy that a "right-to-connect" runs with the land.

The Council heard a request by Debbie Demarest to exempt newly planted lawns from the water use restrictions.

Administrator Fitch spoke of the continuing water shortage this year and the need to strive for water conservation.

Mayor Pro tem Dickinson suggested that landscape maintenance firms be notified of the water use restrictions.

At 8:54 PM, Mayor Pro tem Dickinson introduced draft resolution #891, a resolution authorizing an inter-fund loan from the 001 Current Expense Fund to the 201 Fire/Refuse Bond Redemption Fund in an amount not to exceed \$15,000.00 with a repayment date of November 30, 1993.

Administrator Fitch explained the particulars of same.

Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #891. The motion passed unanimously.

Mayor Pro tem Dickinson introduced draft resolution #892, a resolution authorizing the Mayor to execute a Bordertown law enforcement intergovernmental agreement with the State of Washington.

Administrator Fitch explained the particulars of same. He pointed out that this is a two year contract.

Councilmember Potter moved and Councilmember Athearn seconded to adopt Resolution #892. The motion passed unanimously.

The Council discussed the state method of allocation of Bordertown funds.

At 9:00 PM, Administrator Fitch reported that Treasurer Picinich would be out of the office until 8/16/93. She is attending a national Municipal Treasurer's convention in St. Petersburg, Florida.

Administrator Fitch noted that the Town has received a Washington Finance Officers Association Distinguished Budget Award for the Town's 1993 Budget.

Administrator Fitch noted receipt of letters from: Steve Demarest - running for Mayor, Chris Clarke - parking, Kif Brown - sludge bid qualification, Claudia Mills - trees, Les & Betsy Gunther - trees, and Ingrid Fabianson - GBI development proposal.

The Council and staff discussed formulating a policy for response to correspondence received.

Carolyn Molnar, mayoral candidate, remarked on the tremendous amount of time San Juan County expends acknowledging correspondence.

Administrator Fitch informed the Council that the Town will need to look for sources for additional funding for Phase II of the water treatment project. He suggested that the Council consider other planned projects if bonding is to become the funding source.

The Town will be entering into a compliance schedule with the State to meet Surface Water Treatment Rule requirements. The Town will need to revise water and sewer rates for 1994.

Administrator Fitch notified the Council that a \$7,000 change order for Phase I of the water treatment project will be requested for a change in the electrical system.

The minutes of the 7/15/93 7:30 PM meeting were approved as submitted.

At 9:28 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

Edith V. Dickinson, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - August 19, 1993 @ 7:30 PM

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

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

The minutes of the 8/5/93 12:30 PM and 7:30 PM meetings were approved as submitted.

Administrator Fitch asked if there was a Council response to the written proposal from the Fire Department for the purchase of a computer.

At Councilmember Potter's inquiry, Treasurer Picinich expressed no opposition, from a budget perspective, to the proposal.

Councilmember Athearn expressed concern over the provision in the proposal to "payback" the Fire Fighter's Association contribution toward the computer purchase.

The consensus of the Council was that the 1993 Budget would be amended to provide for purchase of the computer from the Fire Control - Administration - Equipment budget.

At 7:38 PM, Mayor Pro tem Dickinson presented a request by Debbie Browne Rishel to allow consumption of alcohol outside the Waterfront Deli at the Town Square Building on Front Street. There were no proponents present. Ms. Rishel's office was notified of the agenda item on 8/17/93.

Administrator Fitch referred to Ms. Browne's letter to the Town of 7/31/93 and a copy of a 8/10/93 letter from David Moorhouse. Administrator Fitch noted opposition by the Sheriff to the request. He spoke of the conditions of the Town Square Building Shoreline Permit and briefly reviewed various aspects of the situation.

At 7:46 PM, the consensus of the Council was to disapprove the request as use of the outside area for commercial transactions is not allowed under the Shoreline Permit for the building.

The Council began discussion of regulations regarding water use and reviewed current water usage, rainfall, and lake level data prepared by the staff.

Administrator Fitch gave a summary of the history of Town water use and conservation regulations. He noted that a water conservation program is a long-term commitment. Administrator Fitch informed the Council that he has asked Dan McDonald of the engineering firm of Kramer, Chin, & Mayo, to analyze the water production, use, and rainfall data and provide the Town with reservoir recharge projections. Mr. McDonald is also to provide suggested language to update the Town's Water Shortage Response Plan.

At Mayor Pro tem Dickinson's inquiry, Administrator Fitch indicated that efforts would be made to develop further mandatory conservation implementation thresholds in the Water Shortage Response Plan.

The Council and staff discussed various water conservation scenarios and incentives. The Council requested that additional conservation information be provided to the public on the Town utility bills and in the media.

At 8:35 PM, Mayor Pro tem Dickinson introduced draft resolution #893, a resolution authorizing conditional private use of a portion of Front Street by the San Juan County Fair Board.

Following discussion, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #893. The motion passed unanimously.

Mayor Pro tem Dickinson introduced draft ordinance #910, an ordinance reducing the grace period for non-paid utility accounts and changing the base charge for water taken by the tank load, for first reading.

Administrator Fitch explained the impetus and particulars of same.

The Council and staff discussed the various provisions of the proposed ordinance.

At 8:54 PM, Administrator Fitch introduced draft resolution #894, a resolution authorizing the Mayor Pro tem to execute Change Order #2 on the contract with Seaboard Construction for the construction of Phase I improvements to the water treatment plant.

Administrator Fitch explained the particulars of same.

Following discussion, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #894. The motion passed unanimously.

Administrator Fitch informed the Council of receipt of a letter from a Mr. Jim Norwood, Daly City, California, complaining about the lack of availability of salads at restaurants in Friday Harbor. The letter will be forwarded to the Chamber of Commerce.

Administrator Fitch informed the Council of receipt of a letter from U.S. Senator Slade Gorton requesting support for a bill, #S.648 - the Federal Mandate Relief Act, currently before the United States Senate. The Council discussed the intent of the bill and individual Councilmembers will respond.

Administrator Fitch reported on the staff's meeting with Tracey Dunlap, Financial Consulting Solutions Group, Project Manager for the Town's water and sewer connection charge and rate study. He said that Ms. Dunlap has provided the Town with a well researched draft fee and rate schedule. Ms. Dunlap will make a presentation of same at the 9/2/93 afternoon meeting.

Administrator Fitch informed the Council that he will be presenting a draft Storm Water Utility implementation ordinance for their consideration.

Funding for preparing a Wastewater Comprehensive Plan will be requested in the draft 1994 budget.

Administrator Fitch reported on a meeting with the Sheriff Cumming, Under-sheriff Talbott, and Mr. Jerry Wilson, manager of Inter-West Savings Bank, regarding the recurring vandalism and littering by young people in the vicinity of the bank parking lot and the public benches on the sidewalk at the Spring Street/Argyle Avenue intersection. Mr. Wilson has requested that the Sheriff increase surveillance of the area.

The Council and staff discussed the issue. Administrator Fitch reported that Under-sheriff Talbott will try to convey the message to abusers of the area that if their actions continue they will lose use of the area. It was Administrator Fitch's understanding that Jeff Brash of the Park & Recreation Board will lead an effort to mitigate the situation with the young people. The Town crew will increase early morning clean up of the area.

Administrator Fitch informed the Council of an offer by Robert Nash to lease a portion of his family's property at 535 Spring Street to the Town for use as a parking lot. He has suggested that the lease amount be enough to cover the property taxes on the parcel.

Administrator Fitch distributed a preliminary site plan and vicinity map prepared by Warren Jones, Permit Coordinator.

Following discussion, the Council directed the staff to pursue an arrangement with Mr. Nash.

Administrator Fitch informed the Council of the need for an inter-local agreement, adopted by resolution, with San Juan County regarding the Guard Street Reconstruction Project.

Following discussion, Councilmember Lackey moved and Councilmember Potter seconded to adopt Resolution #895, a resolution authorizing the Mayor Pro tem to execute a letter of agreement between the Town of Friday Harbor and San Juan County for the purpose of the reconstruction of Guard Street from Blair Avenue to the intersection at Tucker Avenue. The motion passed unanimously.

Administrator Fitch requested that the Council give consideration to possible acquisition of vacant property on Tucker Avenue in the vicinity of the Wastewater Treatment Plant. He asked the Councilmembers to discuss the issue with him at their convenience.

Following review and discussion, Councilmember Lackey moved and Councilmember Wilson seconded to approve payment of warrants #6605 through 6658 in the amount of \$76,924.73 with the exception of warrant #6619 in the amount of \$1,022.60. The motion passed unanimously.

At 9:28 PM, Councilmember Wilson moved and Councilmember Athearn seconded to go into executive session to discuss a personnel matter. The motion passed unanimously.

At 9:45 PM, Councilmember Athearn moved and Councilmember Potter seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

At 9:45 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

Edith V. Dickinson, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - September 2, 1993 @ 12:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Town Clerk Dubail informed the Council that Councilmember Potter had notified his office that she would be unable to attend the afternoon meeting due to a work commitment.

Maintenance Supervisor Reitan reported that the reservoir is 145.25" below the spillway. The Water Department is making progress on completing the new Malcolm Street main. A portion of Blair Avenue in front of the school will be seal-coated. The new water tank is approximately 1/3 full. Some leaks in the water system are being repaired. The Sewer Department is just about done with the Linder Street sewer upgrade. The Town will resurface Linder Street. New valves will be installed at pump station #2 by 9/14/93. The Etta Egeland fence project will be completed by 9/14/93. Maintenance Supervisor Reitan would like a recreational vehicle dump station installed on the vacant Town lot on Friday Avenue across from the Wastewater Treatment Plant. Public Park signs have been located and will be installed. The Solid Waste Department is in good shape. The final adjustments are to be made on the incinerator.

At Councilmember Wilson's inquiry, Maintenance Supervisor Reitan reported on chuck-hole repair plans and water leak detection efforts.

Councilmember Wilson noted the installation of an above ground electrical enclosure in the sidewalk area by NAPA on Mullis Street. Mayor Cahail will look into the matter.

Councilmember Dickinson commented favorably on the new Stop lines at various intersections.

Mayor Cahail thanked Maintenance Supervisor Reitan for his report.

At 12:47 PM, Fire Chief Galer reported that a computer has been ordered for the Fire Department. Approximately 1/3 of the Town's fire hydrants are "abnormal." He spoke of efforts to standardize the large steamer ports on the hydrants. There have been 108 response calls so far this year, 121 for the same period last year. Chief Galer reported on false alarm responses and summarized the responses to other calls.

Mayor Cahail thanked Chief Galer for his report.

At 12:57 PM, Administrator Fitch introduced Tracey Dunlap, Financial Consulting Solutions Group. Ms. Dunlap presented the results of the water & sewer utility connection and rate study her firm is preparing for the Town.

Ms. Dunlap referred to the information packet distributed to the Council and explained the methodology, structure, and conclusions of the study. She illustrated various rate scenarios to achieve future required revenue and the attributes of each.

The Council and staff discussed various aspects of the study with Ms. Dunlap.

At 2:10 PM, the Council took a short break to move their vehicles.

At 2:17 PM the Council resumed the meeting and continued with review of the study.

Administrator Fitch noted the need for a wastewater comprehensive plan.

The Council and staff discussed the study and the impacts of the proposed rates.

Ms. Dunlap summarized the policy decisions necessary for the Town to finalize the proposed connection fee and rate structure.

Staff will prepare sample billings for selected accounts to illustrate the effect of the proposed rate structure.

The Council thanked Ms. Dunlap for her presentation.

Mr. Gerard Wolvedt video taped the meeting and would like to video tape a future meeting at the Council's convenience.

At 2:48 PM, Councilmember Lackey moved and Councilmember Wilson seconded to approve payment of payroll warrants #3151 through 3188 in the amount of \$76,751.84 and claims warrants #6662 through 6717 in the amount of \$65,978.10. The motion passed unanimously.

Councilmembers will consider new Shoreline Master Program view corridors and provide same to staff.

The Council discussed continuing efforts toward water conservation.

Treasurer Picinich distributed a summary of the initial budget requests for Council review.

At 2:57 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - September 2, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

The minutes of the 8/19/93 meeting were approved as amended.

As a non-agenda item, Mr. Lew Dickinson, owner of Inter-Island Electric Co., 850 Spring Street, PO Box 220, asked the Council to consider adjustment of a property line at the above location. He wishes to build a retaining wall and sidewalk approximately 250' long to allow him to better utilize his property and modify his existing building.

Mayor Cahail commented that the owner of the adjoining properties may be interested in the proposal.

Staff was directed to work with Mr. Dickinson.

At 7:45 PM, Administrator Fitch introduced Sandra Western-Butler, Butler & Associates, planning consultants for the Town.

Ms. Butler gave a presentation regarding a proposed change of the Scope of Services for updating the Comprehensive Plan. She noted that development of the new plan has become a "moving target" with evolving Growth Management Act (GMA) requirements and coincident SEPA compliance. Ms. Butler presented a proposed revised budget showing the expanded project elements and projected costs. She noted that one of the goals is to have the environmental review for the plan be thorough enough to serve, in most cases, at the project level.

Gary Boothman, Planning Commission Chairman, expressed the Planning Commission's support for the Revised Scope of Services. He suggested, that if not approved, because of the ambitious workload, that the Council consider a moratorium on Planning Commission public hearings on development applications as previously instituted by Ordinances #772 - 10/89, #799 - 5/90, #813 - 11/90, & #819 - 2/91.

Ms. Butler noted that the proposed Revised Scope of Services outlines an ambitious schedule in an effort to meet GMA planning deadlines.

At 8:08 PM, at Administrator Fitch's request, Nancy Larsen, consultant, spoke to the development of the Historic/Cultural element of the new comprehensive plan. She stressed that a vital component of the element is a historical structure inventory. Ms. Larsen encouraged the Council to keep the element in the plan and spoke of the economic as well as cultural benefits to the community. The inventory project would take an estimated 3 to 4 months.

The Council requested that Ms. Larsen prepare a project cost estimate for their consideration.

Gary Boothman spoke in support of the proposed inventory project. He noted that, following the Town's example, the County is considering adding a Historic/Cultural element to their new comprehensive plan.

The consensus of the Council was to move forward with the Revised Scope of Services. Staff will prepare a resolution to that effect for Council consideration.

The Council and staff discussed various aspects of working with San Juan County on planning issues.

At 8:27 PM, the Council began a work session on the 1994 Town budget. Treasurer Picinich distributed the initial budget request items for discussion.

The Council and staff discussed unresolved 1993 budgeted Maintenance Department items. It was suggested that some of the projects could be accomplished through contract services.

Administrator Fitch mentioned the need for a Stormwater Utility and a Street Utility. He reiterated that the Town has an incredibly low property tax levy rate.

At 8:47 PM, the consensus of Council was that the Town will take the annual allowed 6% property tax increase.

The Council and staff discussed the initial budget items. Administrator Fitch noted that mandated items in the 1994 budget will be indicated by the appropriate RCW, WAC, or Federal statute.

The Council deleted certain initial budget requests.

Staff will prepare a preliminary draft budget including the remaining requests and associated dollar amounts.

At 9:28 PM, Mayor Cahail presented draft ordinance #910, an ordinance amending Ordinance #600, Ordinance #616, and Ordinance #675 with respect to utility billing due dates and repealing Ordinance #652 and Ordinance #653 in their entirety, for second and final reading.

Councilmember Potter moved and Councilmember Athearn seconded to adopt Ordinance #910, reducing the grace period for non-paid utility accounts. The motion passed unanimously.

At 9:30 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - September 16, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

The minutes of the 9/2/93 12:30 PM and 7:30 PM meetings were approved as amended.

Mayor Cahail informed the Council of receipt of a letter from the Washington Finance Officers Association stating that Treasurer Picinich has been awarded Certified Finance Officer status for the third consecutive year. The Mayor and Council commended Treasurer Picinich on her achievement.

At a non-agenda item, Lloyd Moesteller, LG's Boat Stuff, distributed and read a letter dated 9/14/93 to the Council and requested that land use regulation enforcement be suspended pending resolution of a rezone application for the property he is renting.

Staff will research the issue.

At 7:42 PM, Mayor Cahail introduced Dan McDonald of the Town's consulting engineering firm, Kramer, Chin, & Mayo.

Mr. McDonald gave a presentation regarding expanded water conservation measures. He referred to his letter to Administrator Fitch of 9/15/93 and outlined his recommendations for a water shortage action plan. Mr. McDonald pointed out that "no plan will work if it doesn't rain." He supported a proposal to extend the AUG II pipeline from the water treatment plant to Trout Lake. He estimated the cost for said project would be approximately \$250,000. Mr. McDonald recommended that the project be initiated as soon as possible to hopefully capture some water with AUG II this recovery season.

The Council, staff, and Mr. McDonald discussed raising the dam, acquiring additional water rights and/or additional impoundment resources. Mr. McDonald reiterated the advisability of piping AUG II water directly to Trout Lake.

The Council and staff discussed water use by the various customer classes and possible incentives for conservation.

At Councilmember Wilson's inquiry, Mr. McDonald felt that AUG II water would have sufficient dilution in Trout Lake to minimize coloration. It would "cascade" from the top of the hill to the reservoir.

The Council, staff, and Mr. McDonald discussed fast-tracking the AUG II pipeline project to have it on-line by the end of the year.

The Council discussed means to curtail water use by the largest consumers. Various Councilmembers recounted concerns expressed by citizens about perceived excessive water use.

According to Mr. McDonald, the Town needs to achieve an approximate 20% reduction in water consumption by December. He will continue to work on his recommendations for a water shortage action plan and should have same ready by the end of next week.

The Council discussed scheduling a meeting for 9/28/93 to hear Mr. McDonald's conclusions and recommendations and to hear the proposal for the AUG II pipeline project.

The Council thanked Mr. McDonald for his presentation.

At 8:40 PM, Mayor Cahail introduced draft resolution #896, a resolution authorizing the Mayor to sign a Coordinated Prevention Grant Application to help fund the closure of the landfill.

Administrator Fitch explained the history and particulars of the project and proposed grant application.

Councilmember Dickinson moved and Councilmember Potter seconded to adopt Resolution #896. The motion passed unanimously.

Mayor Cahail introduced draft resolution #897, a resolution authorizing the Mayor to revise the scope of services with Butler & Associates for updating the Comprehensive Plan.

Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #897.

Councilmember Dickinson wished to discuss draft resolution #898 before taking action on draft resolution #897.

At 8:45 PM, following discussion, the motion passed unanimously.

Mayor Cahail introduced draft resolution #898, a resolution authorizing the Mayor to execute a contract with Nancy Larsen to complete an Historical Resource Inventory of the Town.

At Mayor Cahail's request, Ms. Larsen explained her proposal. She noted that the concept, scope, and timing of the project could be modified. She presented two alternative proposals with lower funding requirements.

The Council and Ms. Larsen discussed the scope and work product of the alternative proposals. Ms. Larsen suggested various criteria for specifying what, in Friday Harbor, is a "historic building." Discussion continued on various aspects of the proposals including alternatives and goals.

Mayor Cahail asked Ms. Larsen to make a presentation to the Planning Commission regarding the alternative proposals and their intentions for the Historic element in the new Comprehensive Plan. Following receipt of input from the Planning Commission, the Council will again consider the proposals at their 9/28/93 continued meeting.

At 9:12 PM, Mayor Cahail introduced draft ordinance #911, an ordinance adopting a policy regarding the Whistleblower Retaliation Prevention Program.

Administrator Fitch noted that adoption of same is mandated by the State. The Town has been notified by the State Auditor of the requirement to adopt a Whistleblower Retaliation Prevention Program.

Following discussion, Councilmember Athearn moved and Councilmember Dickinson seconded to adopt Ordinance #911. The motion passed unanimously.

Administrator Fitch commented on a distributed Association of Washington Cities (AWC) report on Initiatives #601 & #602.

Administrator Fitch reported on two claims for damages against the Town. The consensus of the Council was to forward same to the Town's risk management service.

Administrator Fitch asked the Council to consider responding to a Port of Friday Harbor survey regarding the Jazz Festival.

Administrator Fitch asked the Council to consider responding to a questionnaire from U.S. Senator Slade Gorton regarding the Clean Drinking Water Act. He noted that the must have a letter to the Department of Health by 10/15/93 regarding the Town's Surface Water Treatment Rule compliance plan.

The reservoir is 152 " below the spillway. It is dropping approximately 3/4" per day.

Administrator Fitch asked the Council to give thought as to how they wish to structure and implement the new utility rates. He referred to his 9/14/93 memo regarding the Financial Consulting Solutions Group (FCSG) utility connection fee and rate study.

The Council and staff discussed funding priorities, potential financing sources, new utility rates and their impact on system users, and a possible system development charge. Following discussion, the Council indicated that they did not wish to pursue instituting a system development charge at this time.

Administrator Fitch informed the Council that the bid opening for the Guard Street reconstruction project would be 9/28/93.

At 9:54 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to approve payment of claims warrants #6721 through 6775 in the amount of \$85,379.66. The motion passed unanimously.

NB

At 9:56 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn and continue the meeting to 9/28/93 at 7:30 PM. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - September 28, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson

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

Mayor Cahail reappointed William LaPorte to Planning Commission Position #4. the Council confirmed the appointment.

Mayor Cahail presented draft resolution #898, a resolution authorizing the Mayor to execute an agreement between the Town of Friday Harbor and the consulting firm of Nancy Larsen Research to complete an Historical Resource Inventory for the Town.

The Council and staff discussed funding the proposed project over a multi-year period. The scope and work product of the proposed project were also discussed.

Planning Commission Chairman Gary Boothman responded to Council inquiries regarding the proposed project and the intended Comprehensive Plan element.

At 7:48 PM, Councilmember Athearn moved and Councilmember Potter seconded to adopt Resolution #898. The motion passed unanimously.

Administrator Fitch summarized recent efforts to acquire and analyze water production and consumption information. He introduced Dan McDonald, of the Town's water engineering consulting firm of KCM.

Mr. McDonald referred to his memo of 9/28/93 to Administrator Fitch and explained in some detail his recommendations toward water conservation.

Mr. McDonald recommended various water use efficiency measures and methods to reduce consumption. He suggested printing a monthly "thank you" letter in the local papers with the names of the "good" water users. Mr. McDonald detailed various scenarios for re-use of the daily filter back-wash water at the water treatment plant. He noted that the water savings would vary on a seasonal and operational basis.

Mr. McDonald recommended that the Town pursue the offer by Jeri Lawson to sell 26 million gallons of water to the Town from Lawson Lake adjacent to Augmentation Project I for \$13,000.

Mr. Donovan, a member of the audience, recommended that the Town not allow any new out-of-town water hook-ups for 5 years. He also suggested that the gravel pit should be closed on a week by week basis as water needs dictate.

At Mayor Cahail's inquiry, Mr. McDonald spoke of identifying and the effects of a 50 year drought.

Administrator Fitch responded to Mr. Donovan's concerns and explained the 1979 water moratorium and the Town's existing out-of-town water connection commitments.

Ms. Francie Haeberli inquired about recycling water at Friday Harbor Sand & Gravel Company.

Mr. Bob Ploghoff, Friday Harbor Sand & Gravel Company, stated that the gravel pit recycles approximately 75% of the water it uses.

The Council and Mr. McDonald discussed utilization of the water treatment plant back-wash water.

At Councilmember Wilson's inquiry, Mr. McDonald estimated that there would be a 10% or less loss to ground absorption from transfer of the proposed Lawson water purchase.

At Councilmember Lackey and Wilsons' inquiry, Mr. McDonald stated that KCM would not recommend utilization of the "gray water" at the wastewater treatment facility if there was a potential hazard.

Administrator Fitch mentioned DOE Water Reclamation and Reuse Interim Standards.

The Council directed that the Town proceed with recommendations #1 - "Eliminate most leaks in the distribution system", 2 - "Modify Town practices at the Water and Wastewater Treatment Plants", 6 - "Reuse of Water Treatment Plant backwash water" (as feasible), & 7 - "Purchase of water from Lawson" (following Council & staff review), as outlined in Mr. McDonald's 9/28/93 memo to Administrator Fitch.

Councilmember Lackey recounted the perception by certain members of the public that some public authority (P.A.) and commercial (COM) class accounts are misusing water.

The Council thanked Mr. McDonald for his presentation.

At 8:45 PM, Mayor Cahail introduced draft resolution #899, a resolution abolishing the Petty Cash Fund for the Wastewater Treatment Facility.

Administrator Fitch explained the particulars of same.

Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #899. The motion passed unanimously.

Administrator Fitch reported the results of today's bid opening for the Guard Street Reconstruction Project. All bids were substantially over the projected amount.

Following discussion, Councilmember Lackey moved and Councilmember Dickinson seconded to recommend to the San Juan County Board of Commissioners that all the bids be rejected. The motion passed unanimously.

At 8:51 PM, Councilmember Lackey moved and Councilmember Potter seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - October 7, 1993 @ 12:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Dickinson, Lackey, & Wilson

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

Town Clerk Dubail informed the Council that Councilmember Athearn had notified his office that she would be out of town until 10/12/93. He also informed the Council that Councilmember Potter had notified his office that she would be unable to attend the afternoon meeting due to a work commitment.

Maintenance Supervisor Reitan reported that 22 tons of street patching asphalt has been installed. Linder Street and a portion of Nelson Street are ready for an oil & rock surface. A portion of Blair Avenue in front of the school is ready for a seal-coat. Signs and a handicapped accessible curb-cut have been installed at the Port. The fence project at the Egeland property is completed. The Foxhall Subdivision storm drain is in. The lake is 163" below the spillway. Debris and dead brush behind Augmentation Project II have been removed. The new Malcolm Street water main has been completed. The new water tank is full, tested, and ready to go on-line. A mandated lead and copper testing program has been initiated. Water main leak detection is scheduled for the end of the month. The water augmentation plants are ready for operation. Maintenance Supervisor Reitan recommended against using effluent water to operate the chlorinator at the Wastewater Treatment Plant. A new sewer main has been installed on Linder Street. The new sewer line at the ferry dock is almost finished. A new sewer flow meter has been installed at the University of Washington. Maintenance Supervisor Reitan expressed the need for a facility to store sludge this winter. The new computer control system is in operation at the incinerator.

Following discussion, Mayor Cahail thanked Maintenance Supervisor Reitan for his report.

At 12:55 PM, Fire Chief Galer reported that the Fire Department has responded to 122 calls so far this year. He reported on specifics of recent calls. The department currently has 17 active firefighters and 4 new recruits. Chief Galer reported recent maintenance expenditures for engines #1 & #6. He spoke of the need to perform extensive maintenance on the fire boat.

Mayor Cahail thanked Fire Chief Galer for his report.

At 1:05 PM, Mayor Cahail introduced draft ordinance #913, an ordinance relating to storm and surface water drainage, establishing a storm water management utility and transferring all rights and interests now owned by the Town and pertaining to storm drainage to the utility, for first reading.

Administrator Fitch explained that the program is established and implemented by draft ordinances #913 & #914. He asked the Council to consider adoption of same in early November. He would like the final comments on the proposed program. Administrator Fitch outlined plans for a public notification/education brochure. He introduced Tamara Nack, engineer with Gray & Osborne, Inc., author of the Town of Friday Harbor Stormwater Utility Study.

Ms. Nack summarized the salient points of the 9/93 Stormwater Utility Study draft, pointed out changes from the previous draft, and the explained the reasons for same. She explained background, methodology, and need for the proposed utility. Ms. Nack referred to the 9/93 draft to help summarize the implementation recommendations.

At Administrator Fitch's inquiry, Ms. Nack explained the requirement for a future Stormwater Management Plan, the basic composition of, and possible funding for same.

The Council and staff discussed obtaining necessary information toward development of a Stormwater Management Plan.

The Council and staff discussed the financial impact of the Stormwater Utility on the business community and residential sector.

At Councilmember Wilson's inquiry, Ms. Nack commented on the rationale of the allocation of the monthly system charges. Administrator Fitch reiterated that the object was to formulate an equitable, defensible, and explainable rate structure.

Mayor Cahail, Council, and staff discussed the need to support a stormwater utility separate from the Current Fund. Administrator Fitch noted it is a State mandate that the Town establish a stormwater management program.

The Council, staff, and Ms. Nack discussed various aspects of the Stormwater Utility Study.

At 2:07 PM, Mayor Cahail introduced draft ordinance #914, an ordinance establishing a rate structure policy for the Storm Water Management Utility of the Town of Friday Harbor, establishing service charges and connection charges for such utility, providing authority for the collection thereof and providing the exemption of certain properties from such charges.

Draft ordinances #913 and #914 were considered to have had first reading.

Administrator Fitch mentioned that the Council needs to decide if they wish to treat gravel surfaces the same as other impervious surfaces. It was pointed out that the

Stormwater Utility Study considers gravel surfaces the same as other impervious surfaces.

Following discussion, the consensus of the Council was to consider gravel surfaces no different from other impervious surfaces.

At 2:10 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to approve payment of payroll warrants #3191 through 3252 in the amount of \$83,004.19 and claims warrants #6779 through 6860 in the amount of \$109,709.81. The motion passed unanimously.

Treasurer Picinich distributed 1994 Budget workbooks and a revised proposed SJC Sheriff's contract formula to the Council and staff.

At 2:16 PM, Councilmember Lackey move and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - October 7, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Dickinson, Lackey, Potter, & Wilson

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

The minutes of the 9/6 and 9/28 7:30 PM meetings were approved as revised.

At 7:35 PM, Deanna Anderson, Cogent Data Technologies, gave a presentation regarding time-limited parking. She has developed a proposal for an alternative time-limited parking plan. She referred to her letter to the Council of 10/4/93 and stated she felt that the Town's current parking policy seriously impaired her company's ability to conduct business and that her quality of life had been harmed. She presented a petition with approximately 132 signatures asking for removal of the two hour parking limit in the "core" area. Ms. Anderson expressed her desire for off-street parking or seasonal 8 hour on-street parking.

Mayor Cahail and the Council discussed the issue with Ms. Anderson. Councilmember Potter noted that the Council and the Ad Hoc Parking Committee had repeatedly requested input from the business community.

Eugene "Skip" Metzger suggested that the issue be referred to the Ad Hoc Parking Committee.

Members of the audience reiterated their desire for a large off-street parking lot. A business owner in the audience suggested that the Town establish a B&O tax to help fund parking solutions.

Mayor Cahail referred the matter to the Ad Hoc Parking Committee and thanked Ms. Anderson for her presentation. Ms. Anderson requested that she be notified of their meeting schedule.

At 7:51 PM, the Council heard a second request by William Carli to transfer a certificate of membership in the Turn Point Water Association.

Mr. Carli reiterated that, in his opinion, he has a commodity that he wishes to sell. He asked the Council for a "break" from their policy. He stated that he is adequately served by a private water system and that he has no desire to connect to the Town water system.

Mr. John Linde, attorney for Mr. Otis Harlon, the prospective purchaser of the Carli water certificate, noted that the Town has a policy, not an ordinance, against the transfer of out-of-town water certificates. He summarized the history and intent of the Turn Point Water Association. Mr. Linde suggested that issues of this type be determined on a case by case basis. He reiterated that Mr. Carli has an uncontested valid right to connect.

Administrator Fitch reported on research by Nancy Larsen on identified outstanding water certificates. Eight certificates have been verified, including the Carli certificate. Ms. Larsen is close to completion of the Out-of-Town Water Database project.

It was suggested that the matter be deferred until information from the above project is available. Mr. Carli interjected that he has "been waiting for two years."

Mr. Eaton noted that Mr. Carli is asking for either an exception to the Town's policy or a change of that policy. He advised against making an exception to a Town policy.

Mr. Linde read a portion from the bylaws of the Turn Point Water Association, Article IV, Section 3, which he felt indicated the intent of the founders of the Association regarding transfer of water certificates.

Ms. Chita Miller, realtor, and agent for the owner, Mr. Otis Harlon, of the property which would be the intended recipient of the proposed transfer, stated that Mr. Harlon had been advised by the agent handling the sale of the property that water was available. She stated that because of size limitations, Mr. Harlon could not have both an on-site well and a drain field. She pointed out that the properties on both sides of Mr. Harlon's property are served by Town water.

At Administrator Fitch's inquiry, Ms. Miller stated that the property was purchased from a Mr. Gordon Fowler in 1988. Administrator Fitch pointed out that Mr. Fowler was notified in 1987 that Town water was not available for his property.

The Council and staff discussed various aspects of the request.

Administrator Fitch noted that the face of the water certificate states that the certificate shall run with the land.

Mayor Cahail felt that the original reason for buying a certificate was to get water for a specific property.

The Council expressed their concerns and perspectives on the request.

The consensus of the Council, with the exception of Councilmember Lackey, was that a water certificate runs with the land.

At 8:30 PM, Mayor Cahail introduced draft resolution #900, a resolution authorizing and directing the Mayor to enter into an agreement for the purchase of a stated quantity of surface water from A. Geraldine Lawson for use in supplementing the supply of water presently stored at Trout Lake.

Administrator Fitch explained the particulars of the situation.

Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #900. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #912, an ordinance adopting interim regulations for critical areas as required by the Growth Management Act in RCW 36.70A.060.

Administrator Fitch referred to a 9/23/93 memo from Planning Commission Chairman Gary Boothman recommending adoption of the interim regulations.

Administrator Fitch pointed out the associated maps, exhibits A-H, on display. He noted that the Town now has the capability with its electronic mapping system to overlay the Critical Area maps when reviewing individual development applications. The SEPA process can be used to provide for appropriate development control.

Following discussion, at 8:38 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Ordinance #912. The motion passed unanimously.

Mayor Cahail introduced draft resolution #901, a resolution authorizing the Treasurer to initiate an Inter-fund Loan from the Current Expense Fund to the Water (Expansion) Fund in an amount not to exceed \$20,000.00 with a repayment date of November 30, 1993 and an interest rate of 0%.

Treasurer Picinich explained the need for the inter-fund loan.

Councilmember Lackey moved and Councilmember Wilson seconded to adopt Resolution #901. The motion passed unanimously.

At Mayor Cahail's request, Administrator Fitch presented the Administrator's Report. He noted inclusion in the Council packets of information prepared by Association of Washington Cities (AWC) on Initiatives #601 & 602. He summarized recent court decisions regarding Americans with Disabilities Act (ADA) compliance and street maintenance/reconstruction. Mr. Fitch noted that the Town continues to have an ambitious handicapped access construction program. Administrator Fitch will be meeting with representatives of the Department of Ecology (DOE) on Monday regarding their desire for additional closure at the landfill. The Environmental Protection Agency (EPA) has extended the closure initiation deadline to 4/9/94. As of 10/18/93 all county self-haul refuse will be diverted to the Orcas landfill. The Town is attempting to reduce the waste stream to the incinerator to under 9 tons per day.

At 8:50 PM, the Council began a work session on the draft 1994 budget.

Treasurer Picinich pointed out changes in the budget organization and personnel expenditure projections. Mandated expenditures will be indicated as such in the final budget document.

The Council reviewed the proposed Fire Control expenditures. Fire Chief Galer explained various items including the need for repairs and maintenance on the fire boat.

At 9:08 PM, at Mayor Cahail's inquiry, Mrs. Elizabeth R. Forsman, 45 S Marguerite Place, representing the Women's Study Club, asked for an extension of the 2 hour time-limited parking in the vicinity of the Grange Hall during their monthly meetings.

Council directed staff to review the issue.

Mayor Cahail thanked Mrs. Forsman and her companion, Mrs. Dorothy Lawson, for attending the meeting.

The Council continued with review of the proposed Fire Control budget.

The Council indicated a desire to have an initial review of the proposed entire revenue and expenditure budget before addressing specific items.

The Council continued with review of various items in the Current Fund.

The Council and staff discussed various aspects of law enforcement costs and perceived levels of service.

At 10:02 PM, Councilmember Potter moved and Councilmember Lackey seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - October 21, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

The minutes of the October 7, 1993 12:30 PM & 7:30 PM meetings were approved as submitted.

Mayor Cahail introduced draft resolution #902, a resolution authorizing the Mayor to execute a bill of sale with San Juan County Fire Protection District #2 for the transfer of ownership of Friday Harbor Fire Engine #5.

Fire Chief Galer explained the particulars of same.

At 7:38 PM, Councilmember Potter moved and Councilmember Lackey seconded to approve Resolution #902. The motion passed unanimously.

Draft ordinance #913, an ordinance relating to storm and surface water drainage, establishing a storm water management utility and transferring all rights and interests now owned by the Town and pertaining to storm drainage to the utility, and draft ordinance #914, an ordinance establishing a rate structure policy for the storm water management utility, establishing service charges and connection charges for such utility, providing authority for the collection thereof and providing the exemption of certain properties from such charges, were presented for second reading.

Administrator Fitch noted receipt and distribution of the October 1993 revised draft of the Stormwater Utility Study prepared by Gray & Osborne Engineering.

Councilmember Wilson spoke regarding impervious area assumptions, permeability, and utility charge allocation.

Administrator Fitch read from Section 2.1, Service Charge, of the 10/93 draft study. The Council and staff discussed extending utility charge allocation to undeveloped parcels.

Councilmember Dickinson noted that when property is developed a connection charge is assessed. Any property developed after 1/1/94 will pay the connection charge.

At Mayor Cahail's inquiry, Mr. Robert Starr, local property owner, spoke of the problems he experiences due to runoff from undeveloped property in the vicinity of his property. He suggested that all properties, developed and undeveloped, be taxed to pay for the stormwater utility.

The Council and staff discussed various funding scenarios including collecting the utility charges in association with property tax statements. Administrator Fitch reiterated the desire for an equitable, understandable, and administrable utility structure. He noted

that stormwater infrastructure development can be funded by alternate methods but that as the Town develops the situation will get worse.

Councilmember Dickinson and Potter expressed support for the current proposed methodology.

Councilmember Wilson noted that customers choose to connect to other utilities but that rain falls on developed and undeveloped properties alike.

At 8:22 PM, draft ordinances #913 & 914 were considered to have been given second reading.

The Council began a work session on the draft 1994 Town budget. Updated budget pages have been distributed to the Council.

Treasurer Picinich reported on her recent attendance at a budgeting workshop.

The Council gave an initial review to water, sewer, and arterial street fund projected revenues and proposed expenditures.

At 9:00 PM, Mayor Cahail asked the Council if they wished to schedule a budget work session. Administrator Fitch noted that the Council needs to state a direction for water quality project and rate structure planning. He noted that the county resident self-haul to the Solid Waste Facility was discontinued on 10/18/93.

After discussion, the Council decided to continue the meeting to 11/2/93 at 7:30 PM for a budget work session.

At 9:12 PM, Administrator Fitch reported that Data Processing/Payroll Clerk Lydia Hardwick had resigned effective 10/27/93. The Town is in the process of hiring a new Data Processing/Payroll Clerk. The Town may receive 10% of Round 4 Department of Community Development (DCD) Growth Management Act (GMA) funding allocated to San Juan County. The water line leak detection crew will be here on October 27th. The staff needs input from the Council on proposed water rates and water project funding.

Administrator Fitch referred to his 10/21/93 memo to the Council regarding sludge disposal bids and contract negotiation.

At 9:18 PM, Councilmember Lackey moved and Councilmember Potter seconded to accept the bids and direct Administrator Fitch to negotiate the terms of the contracts. Following discussion the motion passed unanimously.

Administrator Fitch informed the Council of a proposal from KCM Engineering to provide a Wastewater Engineering Report in 1994. He asked the Council to meet with him individually to discuss if they wanted to remain with KCM or have the staff to issue an RFP for the project.

Administrator Fitch noted the availability of inexpensive water conservation devices.

The Council declined to express a recommendation regarding State Initiatives #601 & 602.

Treasurer Picinich distributed a handout produced by the National Association of Counties on unfunded Federal mandates. She asked the Council to consider adoption of a resolution similar to the enclosed sample resolution.

Following discussion, Councilmember Lackey moved and Councilmember Dickinson seconded to adopt Resolution #904, a resolution opposing unfunded federal and state mandates and urging federal and state legislators to co-sponsor legislation that stops unfunded mandates. The motion passed unanimously.

Councilmember Lackey moved and Councilmember Dickinson seconded to approve payment of claims warrants #6863 through 6922 in the amount of \$95,572.39. The motion passed unanimously.

At 9:37 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to go into executive session to discuss potential land acquisition. No action is contemplated in the executive session. The motion passed unanimously.

At 10:08 PM, Councilmember Wilson moved and Councilmember Dickinson seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

Mayor Cahail introduced draft resolution #903, a resolution authorizing the Mayor to accept a proposal from H.D. Fowler Company, Incorporated to provide pipe for a water supply main.

At 10:13 PM, following discussion, Councilmember Dickinson moved and Councilmember Athearn seconded to adopt Resolution #903. The motion passed unanimously.

At 10:14 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adjourn and continue the meeting to 11/2/93 at 7:30 PM for a budget work session. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - November 2, 1993 @ 7:30 PM

The Town Council met in a session continued from 10/21/93, Mayor Cahail presiding.

Members present: Athearn, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Town Clerk Dubail informed the Council that his office had been notified that Councilmember Dickinson would be unable to attend this evening's meetings due to family medical reasons.

The Council began a work session on the draft 1994 Town budget. Administrator Fitch outlined various unresolved budget items.

Treasurer Picinich distributed and gave a summary of the Capital Reserve and Debt budget sections. The Council and staff reviewed same.

Treasurer Picinich distributed a gambling tax revenue estimate based on the rates introduced in the draft 1990 ordinance. The Council and staff discussed various aspects of same.

Treasurer Picinich summarized potential criminal/justice funding sources.

The Council and staff discussed the implementation of and revenue utilization from a gambling tax. The need for detailed law enforcement incident reporting was reiterated. It was noted that, theoretically, the Town needs to pay the Sheriff only for enforcing Town ordinances, the Sheriff is required to enforce County and State laws in the Town as well as in the county.

Administrator Fitch spoke of the Sheriff's efforts to prioritize his allocation of resources.

The Council commented on the lack of traffic enforcement in Friday Harbor. The Council and staff discussed criteria for incident reporting.

The Council and staff discussed establishing the amount that the Town can contribute to the Sheriff in 1994. The Council discussed a percent addition to the 1993 budgeted amount. Administrator Fitch will acquire the relevant figures.

The Council discussed the proposed funding level for the Fire Chief position. The attributes of a volunteer fire department were mentioned. The proposed increase in compensation for the volunteers was discussed. It was pointed out that the Fire Secretary position had been combined with that of the Fire Chief. The position of Fire Secretary was eliminated from the draft 1994 budget. Funding for the volunteer Fire Chief position was set at \$6,200.

The Council considered the disposition of the fire boat. The Council discussed transfer of the fire boat to the Port of Friday Harbor due to the limited funds available for maintenance and operation. Councilmember Wilson requested that terms for a transfer agreement with the Port be explored and reported to the Council.

At 9:45 PM, Administrator Fitch asked the Councilmembers to contact him regarding the proposed Wastewater Engineering Report and the new stormwater utility.

Following discussion, Administrator Fitch indicated that the stormwater utility enabling ordinances will be presented for action at the 11/02/93 7:30 PM meeting.

Administrator Fitch asked the Council to consider which water rate structure scenario, 13% or 28%, they wish to pursue and which major water projects they wished to include in the proposed bonding.

Administrator Fitch reported that during the recent water leak detection survey approximately 15 miles of water of pipe were surveyed with only minor leaks detected.

At 10:10 PM, Councilmember Potter moved and Councilmember Atearn seconded to go into executive session to discuss potential land acquisition. The motion passed unanimously.

At 10:21 PM, Councilmember Lackey moved and Councilmember Wilson seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

Councilmember Potter moved and Councilmember Atearn seconded to authorize the Mayor to sign an earnest money agreement for the Karl property. The motion passed unanimously.

At 10:23 PM, Councilmember Potter moved and Councilmember Lackey seconded to adjourn. The motion passed unanimously.

FR _____
H. James Cahail, Mayor
FL

Steven Dubail, Town Clerk

MDBO Town Council - November 4, 1993 @ 12:30 PM MDNM

Town Council regular session.

Members present: none
Others present: none

Town Clerk Dubail declared the meeting adjourned for lack of a quorum.

Steven Dubail, Town Clerk

Town Council - November 4, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Approval of the minutes of previous meetings was deferred to the 11/18/93 meeting to allow Council time to review same.

Warren Everson asked for time on a future agenda to discuss parking. Ad hoc Parking Committee Chairperson Bonnie Potter will contact Mr. Everson regarding attending that committee's next meeting.

Cynthia D'Errico, Island Cable Access Network (ICAN), wished to give input on the draft cable franchise ordinance. Mayor Cahail asked that she wait as the topic is a scheduled agenda item.

Lew Dickinson, Inter-Island Electric Company, gave a presentation regarding his proposed exchange of property at 850 Spring Street.

Council and staff reviewed the drawings provided and discussed various aspects of same. The possibility of not requiring curb, gutter, and sidewalk in this and other appropriate areas was considered.

The Council directed the staff to proceed to effect the land exchange with Mr. Dickinson. Curb, gutter, and sidewalk may be required.

Fire Chief Galer reported that he has seven firefighter recruits and a total of seventeen firefighters. A recent fire in the floor at the Front Street Ale House may be due to mis-installed boiler. The situation is being rectified.

Mayor Cahail thanked Fire Chief Galer for his report.

Administrator Fitch read the Maintenance Supervisor's report. The reservoir is 155" below the spillway. Approximately 27 million gallons of water have been pumped from Lawson's pond. The pond level was lowered approximately 6 feet. Water main replacement on Park Street is underway. A recreational vehicle dump station is being constructed adjacent to the Wastewater Treatment Facility. The #2 sewer pump station now has all new valves and rebuilt pumps. A new storm water culvert has been constructed behind the Debbie Corrie property. The solid waste refuse stream has decreased. The solid waste incinerator/office building will be repainted by the end of the year.

At 8:03 PM, Councilmember Lackey moved and Councilmember Potter seconded to approve payment of payroll warrants #3254 through 3290 in the amount of \$72,616.35 and claims warrants #6927 through 6933 in the amount of \$22,556.81. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #915, an ordinance granting a franchise to S.J. CableVision to operate a cable communications system, for first reading.

Attorney Eaton stated that S.J. CableVision has filed a Letter of Intent to continue to provide cable television service in Friday Harbor.

Attorney Eaton summarized the history of the franchise, development of the draft ordinance, and that a public hearing on the franchise would be held. He noted that changing technology indicates shorter (10 to 15 year) franchises. Rate regulation, as allowed by new FCC regulations, is not included in the proposed ordinance. Attorney Eaton briefly summarized the intent of each section of the proposed ordinance.

A public hearing on the proposed franchise will be scheduled.

At 8:45 PM, Mayor Cahail presented draft resolution #905, a resolution authorizing the Mayor to execute an agreement between the Town of Friday Harbor and the engineering firm of KCM, Inc. to design a water supply line from Water Augmentation Project II to Trout Lake Reservoir.

Administrator Fitch summarized discussion, DOH comments, and action on the project so far.

Following discussion, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #905. The motion passed unanimously.

Mayor Cahail presented draft ordinance #913, an ordinance relating to storm and surface water drainage, establishing a storm water management utility and transferring all rights and interests now owned by the Town and pertaining to storm drainage to the utility, for final reading.

The Council discussed the perceived stormwater impacts from undeveloped as well as developed properties.

Mayor Cahail commented that undeveloped land drains no differently then it has since the beginning of time.

The Council discussed various perspectives regarding developed and undeveloped property. Councilmember Athearn reiterated that there is a future stormwater connection charge. She asked what was to be charged to undeveloped portions of partially developed single family residential property if undeveloped properties are charged. Discussion continued regarding preexisting natural conditions and alternative rate scenarios.

At 9:04 PM, Councilmember Athearn moved and Councilmember Potter seconded to adopt Ordinance #913. The motion passed by a 2 to 1 vote with Councilmembers Athearn and Potter voting in the affirmative, Councilmember Lackey voting against, and Councilmembers Dickinson and Wilson abstaining.

Administrator Fitch mentioned that Paul "Tag" Myser has asked for a formal bus stop area.

Mayor Cahail presented draft ordinance #914, an ordinance establishing a rate structure policy for the Storm Water Management Utility of the Town of Friday Harbor, Washington, establishing service charges and connection charges for such utility, providing authority for the collection thereof and providing the exemption of certain properties from such charges, for final reading.

At 9:20 PM, following discussion, Councilmember Lackey moved and Councilmember Potter seconded to adopt Ordinance #914.

The Council and staff discussed the opportunity to revise the ordinances in the future. The motion passed with Councilmembers Athearn, Lackey, Potter, and Wilson voting in the affirmative. Councilmember Dickinson abstained.

Mayor Cahail introduced draft resolution #906, a resolution authorizing the Mayor to accept the assignment of franchise rights from Pear Point Water Users Association, concerning the Town water line located within the right-of-way of the County road known as Pear Point Road.

Attorney Eaton explained the particulars of the proposed resolution.

At 9:28 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Resolution #906. The motion passed unanimously.

In his Administrator's Report Administrator Fitch conveyed responses to questions previously raised by the Council regarding the draft 1994 Town budget. It was stated that the Solid Waste Department needs a new packer truck. 58 cities and towns (under 5,000 in population) in Washington State have some form of a gambling tax. The Port of Friday Harbor feels that the current fire boat, the "Lucy T", would not meet the Port's needs. The Town may surplus the boat without restraint. The Port has been requested to consider a donation of \$5,000 toward maintenance and operation of the fireboat. No exhaust fans are planned at this time for the fire station equipment bays.

Administrator Fitch reported on conversations with County Commissioner Starr and Sheriff Cumming regarding the Town's 1994 contribution to San Juan County for law enforcement services. The Sheriff's Jail budget request is up 19.9% over 1993 and his regular budget request is up 11.4% over 1993.

Administrator Fitch reported on proposed water rates; the 13%/year increase would be for approximately 7 to 15 years. The current favorable bond market was mentioned. Administrator Fitch noted that time is short for making a decision on rates for the 1994 budget.

The Council and staff reiterated the impact of unfunded Federal and State mandates on small communities.

The Council and staff discussed the effect of the two proposed rate scenarios. Treasurer Picinich remarked on the Town's conservative financial history.

At 10:02 PM, the consensus of the Council was to accept Water Rate Option B. (13%) and the proposed sewer rate.

Mayor Cahail congratulated the newly elected officials in the audience.

At 10:07 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adjourn and continue the meeting to 11/9/93 at 7:30 PM for a budget work session. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - November 9, 1993 @ 7:30 PM

The Town Council met in a session continued from 11/4/93.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Councilmember Athearn moved and Councilmember Wilson seconded to appoint Councilmember Dickinson Mayor Pro tem. The motion passed unanimously.

The Council began a work session on the draft 1994 Town Budget. The Council received revised budget pages. Treasurer Picinich pointed out the various revisions and gave a brief explanation of same.

The Council reviewed changes in the proposed Current, Sewer, Street, and Stormwater funds. The Water and Refuse funds will be available for review and the draft wage and salary ordinance will be distributed at the next budget work session.

At 8:51 PM, Administrator Fitch presented the 11/9/93 Revised Water Rate Study Findings prepared by Tracy Dunlop, FCSG. He explained the functional categories for water cost of service analysis, commodity, demand, customer, and fire protection costs. Administrator Fitch pointed out the revised capital project assumptions and the effect of same on the projected rates.

The Council and staff discussed a suggestion in a memo dated 11/8/93 from Councilmember-elect Gary Boothman regarding alternative methods for structuring water rates.

At 9:47 PM, Councilmember Potter moved and Councilmember Lackey seconded to adjourn and continue the meeting to 11/16/93 at 7:30 PM for a budget work session. The motion passed unanimously.

Edith V. Dickinson, Mayor Pro tem
Steven Dubail, Town Clerk

Town Council - November 16, 1993 @ 7:30 PM

The Town Council met in continued session, Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, & Wilson

Others present: Town Administrator Fitch & Treasurer Picinich

The Council met in the Town Hall conference room for a budget work session.

During discussion of the proposed water budget Councilmember-elect Boothman requested that the Council consider funding for a conservation water rate study. After consideration the Council elected to set aside \$6,000 for said purpose.

The Council reviewed and took no action on a 11/10/93 letter, received 11/16/93, from Steve Demarest regarding the 11/2/93 General Election.

At 10:15 PM, it was moved and seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor

Wendy J. Picinich, Clerk Pro tem

Town Council - November 18, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson

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

The minutes of the 10/21/93, 11/2/93, 11/4/93, and 11/9/93 meetings were approved as submitted.

Mayor Cahail opened the public hearing to consider draft ordinance #915 granting a franchise to San Juan CableVision to operate a cable communications system.

Administrator Fitch noted that draft ordinance #915 had previously been given first reading.

Attorney Eaton reported on discussions with Rock Associates, the parent company of S.J. CableVision, and explained the suggested changes in the draft ordinance resulting from same.

The staff and representatives of Rock Associates and S.J. CableVision discussed the perceived impact of some of the provisions of the proposed ordinance.

Jim Ubler, Rock Associates, and Barbara Cobb, S.J. CableVision, spoke of their intent to support access to the public channel with an ongoing program of acquisition and support of publicly accessible equipment.

At 8:05 PM, Mayor Cahail opened the hearing for public comment.

Judith Greenfield, 360 Carter Avenue, suggested that there should be "some sort of oversight" of the utilization of the underground relocation surcharge which has been in effect since 5/91. She also requested that the basic service be at a "basic price."

Cynthia D'Errico, Island Cable Access Network (ICAN), suggested that ICAN be allowed to submit an equipment request list. The Council agreed to watch the ICAN "greatest hits" video at the end of the meeting.

Jim Morrison, ICAN, spoke in support of allowing ICAN to submit an equipment list.

The Council and staff discussed various aspects of the proposed ordinance.

Attorney Eaton asked for input from the Council regarding the proposed changes to the draft ordinance. He pointed out that the draft ordinance does not authorize the Town to address cable rates.

Barbara Cobb stated that S.J. CableVision keeps accurate records of underground relocation expenses and that same are available for review by the Town.

At Attorney Eaton's request, the Council indicated their intent regarding each of the suggested changes in the draft ordinance.

The final reading of draft ordinance #915 will be on 12/2/93.

At 8:35 PM, Mayor Cahail opened the public hearing on draft ordinance #916 adopting the 1994 Town budget.

Administrator Fitch noted that the draft budget is balanced and reflects the changes resulting from the budget work sessions.

Mayor Cahail opened the hearing for public comment.

Bill Cumming, San Juan County Sheriff, spoke of the high cost of law enforcement. He indicated that he understood the Town's fiscal restraints and felt that the service provided exceeded the funding allocated. He encouraged the Town to consider, along with the county, instituting a gambling tax to help fund law enforcement. He noted that his department is instituting a D.A.R.E. program on San Juan Island in 1994. He felt that the program would be a direct benefit to the Town. He reiterated that he felt the Town was getting "a very good service for a very good price." He noted that his department has purchased a computer program that will facilitate better incident reporting to the Town.

Mayor-elect LaPorte requested that the new incident reports indicate whether the perpetrator was a resident of the Town. He also commented on taxes collected in Town that go to the County and the level of County services received for same.

The Council expressed support for a "county-wide" gambling tax.

At 9:05 PM, following discussion, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Ordinance #916. The motion passed unanimously.

At 9:10 PM, the Council heard a presentation from representatives of the San Juan Archers Association requesting the lease of a portion of the Town watershed for an archery range.

The Council and staff discussed various aspects of the proposal with the applicants. The Council directed the staff to research and report on the request.

At 9:27 PM, Nancy Larsen gave a status report on the Town fact sheet project. She displayed a mock-up of a Town government information pamphlet for Council review and described how it could be produced and updated.

The Council indicated that they would like Ms. Larsen to continue with the project. Councilmember Dickinson will be the Council liaison.

Ms. Larsen also reported that the Stormwater Utility Information brochure was being printed.

At 9:40 PM, Mayor Cahail introduced draft resolution #907, a resolution authorizing the Mayor to execute a Bilateral Compliance Agreement with the Washington State Department of Health regarding the Surface Water Treatment Rule.

Administrator Fitch explained the particulars of same. He asked Council to defer action on draft resolution #907 to 11/23/93.

The Council discussed scheduling a work session at 4:30 PM on 11/23/93.

At 9:48 PM, Mayor Cahail introduced draft ordinance #917, an ordinance fixing and levying the amount of Ad Valorem taxes for the Town of Friday Harbor for 1994.

Following discussion, Councilmember Potter moved and Councilmember Lackey seconded to adopt Ordinance #917. The motion passed unanimously.

Administrator Fitch reported the results of the AUG II pipeline bid.

The draft 1994 Wage & Salary Ordinance and cover memo were distributed to the Council.

Administrator Fitch reported on his attendance at an AWC/DCD GMA workshop. The Town, along with 11 other small cities, has joined into a pilot project headed by Butler & Associates.

He noted that accessory single-family residences, "granny flats" most likely will be mandated by state legislation as will removal of restrictions on day care and manufactured homes in SFR zones.

Administrator Fitch reported that the Port of Friday Harbor is interested in working with the Town to sell the fire boat and obtain a multi-purpose boat.

At 10:05 PM, Councilmember Lackey moved and Councilmember Wilson seconded to authorize payment of claims warrants #6945 through 7038 in the amount of \$160,208.75. The motion passed unanimously.

Mayor Cahail read a letter from the Woman's Study Club thanking the Town and Administrator Fitch for resolving the parking problem at the Grange Building.

Mayor Cahail read a press release from Washington State University stating that Ken McCutcheon, Street Department Leadman, had received a Distinguished Service Award at the 31st Annual Road & Street Maintenance Supervisor's School November 4th at the Everett Pacific Hotel.

The Council played the ICAN video.

At 10:09 PM, Councilmember Potter moved and Councilmember Lackey seconded to adjourn and continue the meeting to 11/23/93 at 4:30 PM. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - November 23, 1993 @ 4:30 PM

The Town Council met in a session continued from 11/18/93, Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

Mayor Cahail presented draft resolution #907, a resolution authorizing the Mayor to execute a Bilateral Compliance Agreement with the Washington State Department of Health regarding the Surface Water Treatment Rule.

Administrator Fitch explained the particulars of same.

Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Resolution #907. The motion passed unanimously.

Mayor Cahail introduced draft resolution #908, a resolution authorizing the Mayor to execute a contract with Windsock Farm & Excavation to install a water supply line from the water treatment plant to Trout Lake.

Administrator Fitch explained the particulars of same.

Councilmember Potter moved and Councilmember lacked seconded to adopt resolution #908 contingent on approval of the project by WSDOH. The motion passed unanimously.

Mayor Cahail introduced draft resolution #909, a resolution authorizing the Mayor to execute Change Order #3 on the contract with Seaboard Construction for the construction of Phase I improvements to the water treatment plant.

Administrator Fitch explained the particulars of same and referred to Change Order #3 prepared by KCM, Inc.

Following discussion, Councilmember Lackey moved and Councilmember Athearn seconded to adopt Resolution #909. The motion passed unanimously.

At 4:47 PM, Councilmember Lackey moved and Councilmember Athearn seconded to adjourn. The motion passed with Councilmember Wilson opposed.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - December 2, 1993 @ 12:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Town Clerk Dubail informed the meeting that Councilmember Potter had notified his office that she would be unable to attend this afternoon's meeting due to a previous work commitment.

Maintenance Supervisor Reitan reported that Phase I construction at the water plant was nearing completion. Steve Deem, DOH Regional Engineer, has given verbal approval of the "AUG II" water supply line. The pipe has been ordered. The reservoir held for a week at 164 inches below the spillway. The Water Department should be able to start pumping from AUG I next week. The unexpected failure of the filter media at the water treatment plant necessitated a complete media change. That change has now been completed. **Everything's OK at the wastewater treatment plant.** The Solid Waste Department will be calling for bids for a new refuse compactor truck. The Street

Department is fixing potholes and cleaning stormdrains. They will try to improve the drainage situation by Starr Storage. The new recreational vehicle (RV) sewage dump station across Harbor Street from the WWTP cost approximately \$4,000 excluding pipe, installation, and landscaping. Water consumption is still up.

At Councilmember Wilson's inquiry, Administrator Fitch recounted Steve Deem's concerns regarding the "AUG II" pipeline project and the anticipated treatment costs. The AUG II water will have to be carefully monitored.

Mayor Cahail thanked Maintenance Supervisor Reitan for his report.

Councilmember Athearn complimented the staff and Nancy Larsen regarding development and production of the new Stormwater Utility brochure.

Fire Chief Galer reported that the Fire Department currently has 24 firefighters including 5 recruits. There have been 25 response calls this quarter including 8 alarm activations. Engine #6 is receiving annual maintenance.

Mayor Cahail thanked Fire Chief Galer for his report.

The Council heard a presentation by Wally McNeil, President, Friday Harbor Sand & Gravel Company (FHS&G), regarding the proposed 1994 water rates. He stated that FHS&G has operated for 31 years and that 28 million tons of aggregate have been removed. He referred to his letter to the Town of 11/26/93 regarding an alternative water rate proposal. He explained FHS&G's operating concerns and future plans.

Councilmember Wilson, Administrator Fitch, and Mr. McNeil discussed various post 1995 operation scenarios. Mr. McNeil stated that the plant may run 2 shifts through 1994 and then run 3 months on, 3 months off to only produce sand.

Mr. McNeil stated that the plant currently has 15 employees and that a subcontractor, Sumas Transport, employs 8 people.

Mr. McNeil and Administrator Fitch discussed possible operation plans if the current water shortage continues.

Administrator Fitch explained the water system revenue needs and the research necessary if the Council wishes to consider realigning the proposed new water rate structure.

Mr. McNeil and Mr. Ploghoft stated that land reclamation programs at the FHS&G site would not require additional water.

Councilmember Athearn noted that the Council has adopted the 1990 Water Comprehensive Plan Update and she expressed support for the proposed new rate structure.

The Council and staff discussed various of the recent rate study, the FHS&G proposal, and State & Federal mandates.

The Council requested that the staff review and report on FHS&G's proposal.

Mayor Cahail thanked the FHS&G representatives for their presentation.

At 1:32 PM, Councilmember Athearn moved and Councilmember Lackey seconded to approve payment of Claims warrants #7046 through 7103 in the amount of \$120,655.99 and Payroll warrants #3294 through 3330 in the amount of \$77,435.65. The motion passed unanimously.

Administrator Fitch noted distribution to the Council of the draft water and sewer "right to connect fee" ordinances and asked that the Council add first reading of same to this evening's agenda.

Administrator Fitch asked the Council to consider adding a statement to the Wage & Salary Ordinance (draft ordinance #918) extending the option of compensatory time-off to Section 3 employees.

Administrator Fitch informed the Council that he would not be present at this evening's meeting.

At 1:38 PM, Councilmember Lackey moved and Councilmember Wilson seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - December 2, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Treasurer Picinich & Attorney Eaton

Mayor Cahail presented draft ordinance #915, an ordinance granting a franchise to Rock Associates, Inc., a Delaware Corporation, d/b/a San Juan CableVision to operate and maintain a cable communications system; setting forth conditions accompanying the grant of franchise; provided for Town regulation and administration of the cable communications system; prescribing penalties for violation of the franchise provisions; and repealing Ordinances 399, 418, 546, 576, 583, and 763. He noted that the Public Hearing regarding the proposed franchise had not been closed.

Attorney Eaton summarized and reviewed with the Council the revisions arrived at during the previous meeting.

At 7:45 PM, Councilmember Potter joined the meeting.

Barbara Cobb, Manager, SJ CableVision, indicated that she was in agreement with the draft ordinance as revised.

Cynthia D'Errico, Island Cable Access Network (ICAN), said she would have liked to have had the public access equipment specified.

Hearing no further input, Mayor Cahail closed the Public Hearing.

At 7:53 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to adopt Ordinance #915. The motion passed unanimously.

The minutes of the 11/16/93, 7:30 PM, the 11/18/93, 7:30 PM, and the 11/23/93 4:30 PM meetings were approved as amended.

Mayor Cahail introduced draft ordinance #919, an ordinance amending Ordinance #600, #658, #727, and Friday Harbor Municipal Code Section 13.20.122 & Section 13.20.123, and repealing Ordinance #859 in its entirety, concerning sewer user charges.

At 7:58 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Ordinance #919. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #920, an ordinance amending Ordinance #675 and Chapter 13.28 Friday Harbor Municipal Code, adjusting the rates for refuse collection and disposal services provided by the Town and repealing Ordinance #896 in its entirety.

Councilmember Athearn moved and Councilmember Lackey seconded to adopt Ordinance #920. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #921, an ordinance amending Ordinance #616 and Friday Harbor Municipal Code Chapter 13.04, concerning water rates and repealing Ordinance #786 in its entirety, for first reading.

Mayor Cahail introduced draft ordinance #924, an ordinance amending Ordinance #616 and Harbor Municipal Code Chapter 13.04, concerning water system connection charges, for first reading.

Mayor Cahail introduced draft ordinance #925, an ordinance amending Ordinance #600 and Friday Harbor Municipal Code Chapter 13.20, concerning sewer system connection charges and repealing Ordinance #866 in its entirety, for first reading.

Mayor Cahail presented draft ordinance #918, an ordinance fixing salaries of officials and Town employees.

The Council and staff discussed Section 6(A) of the draft ordinance regarding eligibility of Section 3 employees to receive compensatory time off. Following discussion, the Council directed that Section 6(A) be amended to specify that Section 3 employees may be granted compensatory time off. The need for appropriate guidelines regarding same was stressed.

At 8:10 PM, Councilmember Lackey moved and Councilmember Athearn seconded to adopt Ordinance #918 as amended. The motion passed unanimously.

Mayor Cahail introduced draft Resolution #910, a resolution authorizing the Mayor to execute a professional services contract with KCM, Inc. to perform an engineering study on the wastewater plant.

At 8:13 PM, following discussion, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #910. The motion passed unanimously.

The Council and staff discussed water meter sizes, Uniform Plumbing Code requirements, and the associated proposed water connection and base charges.

At 8:24 PM, Councilmember Potter moved and Councilmember Athearn seconded to adjourn and continue the meeting to 12/9/93 at 7:30 PM to consider draft ordinance #921. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - December 9, 1993 @ 7:30 PM

The Town Council met in continued session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Cahail presented draft ordinance #921, an ordinance amending Ordinance #616 and Friday Harbor Municipal Code Chapter 13.04, concerning water rates and repealing Ordinance #786 in its entirety.

Town Administrator Fitch referred to the 12/7/93 memo from Kevin Seat, Financial Consulting Solutions Group, Inc. (FCSG), which provided the rate impact analysis of the rate proposal by Friday Harbor Sand & Gravel Company in their 11/26/93 letter to the Town and three rate alternative options. Administrator Fitch also noted receipt of a 12/6/93 letter regarding the proposed new rates from Mr. David Adelman, Inn at Friday Harbor.

The Council and staff discussed the options presented in the 12/7/93 FCSG memo.

At Councilmember Wilson's inquiry, Mr. Bob Ploghoft, Friday Harbor Sand & Gravel Company, stated that "the pit would be gone by 1996."

The Council continued discussion of the FCSG memo, the effect of revising the proposed rates on the adopted 1994 Town budget, and the current water shortage situation.

Mayor Cahail spoke of the service provided to the community by Friday Harbor Sand & Gravel Company but noted that the requested changes are a last minute appeal.

At 7:42 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Ordinance #921. The motion passed unanimously.

Administrator Fitch distributed draft ordinance #926, an ordinance amending Ordinance #600, #658, #727, and Friday Harbor Municipal Code Section 13.20.122 & Section 13.20.123, and repealing Ordinance #859 and Ordinance #919 in their entirety, concerning sewer user charges. He explained that draft ordinance #926 was necessitated by omissions and errors in Ordinance #919.

Following discussion draft ordinance #926 was considered to have been given first reading.

At 7:50 PM, Councilmember Potter moved and Councilmember Athearn seconded to go into executive session to discuss potential land acquisition. The motion passed unanimously.

At 8:16 PM, Councilmember Potter moved and Councilmember Dickinson seconded to return to regular session. The motion passed unanimously. No action was taken in executive session.

At 8:19 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adjourn. The motion passed unanimously.

H. James Cahail, Mayor
Steven Dubail, Town Clerk

Town Council - December 16, 1993 @ 7:30 PM

The Town Council met in regular session with Mayor Cahail presiding.

Members present: Athearn, Dickinson, Lackey, Potter, & Wilson
Others present: Town Administrator Fitch, Treasurer Picinich, & Attorney Eaton

The minutes of the 12/2/93 12:30 & 7:30 PM meetings and the 12/9/93 7:30 PM meeting were approved as amended.

Mayor Cahail noted receipt of letters from Wm. J. LaPorte and Gary Boothman indicating their resignation from the Planning Commission due to their election as Mayor and Councilmember respectively.

Mayor Cahail opened the Public Hearing to amend the 1993 Town Budget. Treasurer Picinich briefed the Council on the estimated revenues, expenditure appropriations, and anticipated ending cash balances to be amended.

At 7:53 PM, hearing no comment from the audience, Mayor Cahail referred the matter to the Council.

At 7:55 PM, Councilmember Lackey moved and Councilmember Dickinson seconded to adopt Ordinance #927, an ordinance amending the 1993 Budget for the Town of Friday Harbor. The motion passed unanimously.

Mayor Cahail introduced Ed Stuhr, San Juan County Solid Waste Manager.

Mr. Stuhr gave a presentation proposing the siting of a transfer/recycling center on the Town Solid Waste Facility (SWF) property. He summarized the history of the current recycling center, noted that the center is now staffed by County employees, and informed the Council that the County is currently updating the Solid Waste Management Plan. Mr. Stuhr spoke of recent and planned organizational and operational changes at the SWF. Planned changes include relocation of the recycling operation to facilitate transfer of incinerator ash. The County is proposing to lease a portion of the Town SWF property to site a solid waste transfer facility and recycling center.

The Council and staff discussed various aspects of the proposal with Mr. Stuhr and Richard Obenaus, engineer, San Juan County Public Works.

Mr. Stuhr asked for Council approval of the "concept", not the project.

The Council indicated approval of the concept. Mayor Cahail indicated that there may be an opportunity for public comment.

Residents of the area indicated that they would be organizing to address the issue. Administrator Fitch pointed out that San Juan County would be the appropriate forum for same.

At 8:24 PM, Mayor Cahail introduced draft resolution #911, a resolution authorizing the Mayor to execute a contract for hauling, storage, and utilization of sludge/biosolids with San Juan Organics, Inc.

Administrator Fitch gave a summary of the history of the project. He noted that San Juan Organics has not yet responded regarding the third revision of the draft agreement. He referred to a copy of a 12/16/93 letter from Town Attorney Eaton to John Carlson, Attorney for San Juan Organics, regarding the revised draft.

Following discussion with Attorney Eaton, the Council set the issue aside pending further review.

Mayor Cahail introduced draft resolution #912, a resolution authorizing the Mayor to execute an interlocal governmental agreement with San Juan County to distribute Round #4 Washington State Department of Community Development funding as required by the Growth Management Act.

Administrator Fitch explained the particulars of same.

Councilmember Wilson noted that the Town gets a small share of the money but does a large share of the GMA work.

At 8:35 PM, following discussion, Councilmember Potter moved and Councilmember Athearn seconded to adopt Resolution #912. The motion passed unanimously.

Mayor Cahail introduced draft resolution #913, a resolution authorizing the Mayor to accept the December 1993 Town of Friday Harbor Utility Rate Study Final Report.

Administrator Fitch explained the particulars of same. He noted that the study is the basis for the new connection fees and utility rates.

The Council and staff discussed meter size requirements and commensurate costs. Councilmember Wilson noted that meter size may be, in certain instances, a safety issue.

At 8:50 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Resolution #913. The Council discussed revisiting the issue of meter size in 1994. Following discussion the motion passed unanimously.

Mayor Cahail presented draft ordinance #926, an ordinance amending Ordinance #600, #658, #727, and Friday Harbor Municipal Code Section 13.20.122 & Section 13.20.123, and repealing Ordinance #859 and Ordinance #919 in their entirety, concerning sewer user charges.

Administrator Fitch explained the particulars of and revisions to same. He pointed out that, following discussions with the owner, the special class and rate for the Town & Country Mobile Home Park (T&CMHP) were eliminated. The T&CMHP residential accounts will be a Class I (MFR). Administrator Fitch noted that the T&CMHP owner, Mark Smith, was present in the audience.

At 8:57 PM, Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Ordinance #926. The motion passed unanimously.

Mayor Cahail introduced draft ordinance #922, an ordinance amending Ordinance #616 and Friday Harbor Municipal Code Chapter 13.04, regarding distribution of proceeds from the monthly water base charge and the water user charge rate for metered water and repealing Ordinance #888 in its entirety.

Administrator Fitch explained the particulars of same.

Councilmember Dickinson moved and Councilmember Potter seconded to adopt Ordinance #922. The motion passed unanimously.

Mayor Cahail presented draft ordinance #923, an ordinance amending Ordinance #600 and Friday Harbor Municipal Code Chapter 13.20, regarding distribution of proceeds from the monthly sewer user base charge and sewer user charge and repealing Ordinance #889 in its entirety.

Administrator Fitch explained the particulars of same.

Councilmember Lackey moved and Councilmember Dickinson seconded to adopt Ordinance #923. The motion passed unanimously.

Mayor Cahail presented draft ordinance #924, an ordinance amending Ordinance #616 and Harbor Municipal Code Chapter 13.04, concerning water system connection charges.

Administrator Fitch explained the particulars of same. The Financial Consulting Solutions Group connection fee and rate study was used as a basis for the proposed ordinance. He noted that the proposed ordinance removes the "one building - one meter" requirement.

At 9:05 PM, Councilmember Potter moved and Councilmember Lackey seconded to adopt Ordinance #924. The motion passed unanimously.

Mayor Cahail presented draft ordinance #925, an ordinance amending Ordinance #600 and Friday Harbor Municipal Code Chapter 13.20, concerning sewer system connection charges and repealing Ordinance #866 in its entirety.

Administrator Fitch explained the particulars of same.

Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Ordinance #925. The motion passed unanimously.

Mayor Cahail introduced draft resolution #914, a resolution authorizing an interfund loan from 150 Capital Reserve Projects to 410 Water (Expansion) in an amount not to exceed \$30,000.00 with a repayment date of April 30, 1994 and an interest rate of 4.50%.

Treasurer Picinich explained the particulars of same.

Councilmember Dickinson moved and Councilmember Lackey seconded to adopt Resolution #914. The motion passed unanimously.

Mayor Cahail introduced draft resolution #915, a resolution authorizing an interfund loan from 150 Capital Reserve Projects to 420 Sewer (Expansion) in an amount not to exceed \$28,000.00 with a repayment date of April 30, 1994 and an interest rate of 4.50%.

Treasurer Picinich explained the particulars of same.

At 9:09 PM, Councilmember Potter moved and Councilmember Dickinson seconded to adopt Resolution #915. The motion passed unanimously.

Administrator Fitch reported that the AUG II pipeline project is on-track.

Councilmember Dickinson moved and Councilmember Lackey seconded to approve payment of claims warrants #7108 through 7167 in the amount of \$60,577.79. The motion passed unanimously.

Town Clerk Dubail administered the Oath of Office to the newly elected officials; Councilmember-elect Gary G. Boothman, Councilmember-elect Richard S. Robinson, Councilmember Gene D. Wilson, and Mayor-elect Wm. J. LaPorte.

The staff presented a plaque of recognition to out-going Councilmember Bonnie Potter and out-going Councilmember Ruth Athearn.

Past-councilmember Al Nash presented a plaque of recognition to out-going Mayor Cahail.

At 9:28 PM, Councilmember Potter moved and Councilmember Athearn seconded to adjourn. The motion passed unanimously.

Wm. J. LaPorte, Mayor
Steven Dubail, Town Clerk

Town Council - December 30, 1993 @ 4:30 PM

The Town Council met in special session in the Town Council Chambers, Mayor Cahail presiding.

Members present: Athearn, Dickinson, & Wilson
Others present: Town Administrator Fitch & Treasurer Picinich

Mayor Cahail stated that the purpose of the special meeting was to declare an emergency and authorize emergency expenditures regarding the algae bloom at Trout Lake Reservoir and related water treatment and distribution problems.

Mayor Cahail introduced draft ordinance #929, an ordinance declaring an emergency regarding the Town's water system and authorizing that an emergency expenditure of \$50,000.00 be appropriated.

Administrator Fitch and Treasurer Picinich explained the particulars of same.

Maintenance Supervisor Reitan reported that the algae situation at the lake is clearing up. The water inlet has been extended 150' from the dam using 12" ABS pipe. The crew will be checking the water plant every three hours around the clock. Turbidity has been reduced to acceptable levels. The plant is currently operating at 220 gallons per minute maximum flow. The small water storage tank (500,000 gallons) is approximately half full, the big storage tank (1 million gallons) is empty. All 4 filters are online. The Water Department has established an extended ongoing testing program for raw and treated water.

Maintenance Supervisor Reitan explained the actions taken and planned.

Councilmember Wilson and Maintenance Supervisor Reitan discussed various scenarios regarding refilling the storage tanks. Maintenance Supervisor Reitan estimated that, with conservation, it would take 8 to 10 days to refill the tanks at the current rate.

Administrator Fitch noted that the Friday Harbor Sand & Gravel pit is still not operating but that the schools will be back in session on the coming Monday.

Councilmember Wilson spoke of businesses that voluntarily closed to conserve water. He reiterated the need to fill the storage tanks.

Following discussion, at 4:52 PM, Councilmember Dickinson moved and Councilmember Wilson seconded to adopt Ordinance #929.

Councilmembers Athearn and Wilson stressed the need to consider additional water emergency regulations. The Council and staff discussed the issue. Administrator Fitch noted that 1993 will be one of the lowest rainfall years on record. The lake is 169" below the spillway.

At 5:00 PM, the motion to adopt Ordinance #929 passed unanimously.

Mayor Cahail introduced draft resolution #916, a resolution authorizing an interfund loan from the Current Expense Fund to the Capital Reserve Major Repairs Fund in an amount not to exceed \$50,000.00 to be repaid by the end of April, 1994.

Councilmember Dickinson moved and Councilmember Athearn seconded to adopt Resolution #916. The motion passed unanimously.

At 5:03 PM, Councilmember Dickinson moved and Councilmember Athearn seconded to adjourn. The motion passed unanimously.

H. James Cahill, Mayor
Steven Dubail, Town Clerk