

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

March 13, 2012

1. Call to Order – The Chairperson called the regular meeting to order at 9:01 a.m.
2. Pledge of Allegiance – Rich Adamson led the flag salute.
3. Roll Call – Present: Commissioner District 1 - Lynda Ring Erickson; Commissioner District 2 – Tim Sheldon; Commissioner District 3 – Steve Bloomfield.
4. Correspondence and Organizational Business
 - 4.1 Correspondence
 - 4.1.1 The Washington State Liquor Control Board sent notice of liquor license applications for contract liquor stores in Hoodport and Allyn.
 - 4.1.2 The Governor announced that Commissioner Bloomfield was selected to serve on the Washington Shellfish Initiative Ocean Acidification Blue Ribbon Panel.
 - 4.1.3 The Washington State Department of Ecology sent notice that Charles Buschbom's term on the Mason County Water Conservancy Board will expire on April 21, 2012.
 - 4.1.4 The Washington State Parks and Recreation Commission sent notice of public hearings to discuss a land exchange on Harstine Island and forest health issues at Schafer State Park.
 - 4.1.5 Frederickson Self Storage was seeking brochures and literature for Mason County tourism.
 - 4.1.6 Hood Canal Communications sent notice of a rate change, effective April 1, 2012.
 - 4.1.7 The League of Women Voters provided recommendations regarding Mason County advisory committees.
 - 4.1.8 Larry King, Laurel Nelson-King, April Cann, Patricia Terella, Annie Laurie Burke and Ron and Joan Detrick expressed support of the Wild Olympics Campaign.
 - 4.1.9 Samuel Ray Byrd, Raymond Lee Olson and Gale Burke are seeking appointment to the Mental Health and Substance Abuse Advisory Committee.
 - 4.1.10 David Waine Corliss is seeking appointment to the Historic Preservation Commission.
 - 4.2 Utilities & Waste Management Staff Recognition. Tom Moore read a letter recognizing staff at the Utilities and Waste Management office and transfer station. Cmmr. Ring Erickson presented Dawnell Campagna, Tony Montalto, Vicki Cluver and Jessica Hoosier with Green Star awards.
 - 4.3 Dave Loser, ER&R, announced that a purchase order for \$6,663.35 was issued to Northwest Sales Group of Seattle, WA for a new Rotary 10,000 lb capacity two-post vehicle lift including installation for the Central Shop.
 - 4.4 Brian Matthews, Public Works, read a news release regarding the Weaver Creek Bridge Replacement Project.
5. Open Forum for Citizen Input –
 - 5.1 John Gunter discussed the County's policy on hiring consultants. He thought the Solid Waste Program consultant, John Cunningham, should be commended for his work. He also felt that there were consultants at the County that weren't worth what they were being paid. He thought the County should be more careful when hiring consultants. He also commented that he thought severe health hazard signs should be posted near the water on Old Belfair Highway because the contamination of the water in the area could present life-threatening illnesses.

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6. Adoption of Agenda - **Cmmr. Bloomfield/Sheldon moved and seconded to adopt the agenda as published. Motion carried unanimously. RE-aye; S-aye; B-aye.**
7. Approval of Minutes – February 13, 2012 and February 27, 2012 briefing meeting minutes; February 28, 2012 regular meeting minutes.

Cmmr. Bloomfield/Sheldon moved and seconded to approve the February 13, 2012 and February 27, 2012 briefing meeting minutes; February 28, 2012 regular meeting minutes. Motion carried unanimously. RE-aye; S-aye; B-aye.

8. Approval of Action Agenda:
 - 8.1 Approval for the Equipment Rental & Revolving Manager to request proposals to purchase replacement Courtroom digital audio recording systems for Mason County. Proposals required by April 10, 2012 at 9:00 am.
 - 8.2 Approval to schedule a public hearing on Tuesday, April 3, 2012 at 9:30 a.m. to consider the following 2012 budget transfers & supplemental appropriations for the Current Expense Fund:
 - \$34,856 supplemental appropriation due to Accessibility Coordinator Grants for Auditor/Elections;
 - \$122,584 budget transfer from Ending Fund Budgeted Balance to increase employee benefits budget lines;
 - \$218,404 budget transfer from Ending Fund Budgeted Balance for the Mason County Sheriff's Office;
 - \$180,000 revenue reduction to the Treasurer Revenues for property tax and liquor excise tax;
 - For the Mental Health Fund #164 a \$250,000 supplemental appropriation due to the 1/10 of 1% sales tax imposed for mental health, substance abuse and therapeutic courts.**Resolution No. 13-12 (Exhibit A)**
 - 8.3 Approval to advertise for bids for the Mason County Courthouse Project, selection of contractor and authorization to enter into agreement with the contractor. Bid opening is Thursday, April 5, 3 p.m. and the bid award and contractor selected will be announced at a regular Commission meeting. Project is funded by a Save America's Treasurers Grant (50%) and REET I Capital Funds (50%).
 - 8.4 Approval for the Chair to sign a baseline report acknowledgement form from the Capitol Land Trust for the Decker Creek Wetlands property.
 - 8.5 Approval to appoint Kristy Buck (District #3) to the Planning Advisory Commissioner as provided under RCW 36.70.100. This is a four-year term position that will expire in July of 2015.
 - 8.6 Approval of the resolution declaring the intention to establish a Lake Management District (LMD) No. 1 for Island Lake in Mason County and setting a public hearing on April 10, 2012 at 9:30 a.m. as petitioned by citizens who reside on Island Lake. The purpose of the LMD is to manage noxious aquatic plants in Island Lake. **Resolution No. 14-12 (Exhibit B)**
 - 8.7 Approval to reappoint Charles E. Buschbom to the Mason County Water Conservancy Board for a new 6 year term to begin on April 13, 2012 and end on April 12, 2018.
 - 8.8 Approval for award of the contract for sewage hauling for the County's new Belfair Wastewater Treatment/Water Reclamation Facility to AAA Septic Tank Pumping of Shelton, Washington. AAA Septic's bid amount to provide this sewage hauling is 10.0 cents per gallon.
 - 8.9 Approval to award the bid for Towing Services for 2012, Auto/Light truck Zone 1 to Affordable Towing of Shelton, Auto/Light truck Zone 2 and 3 to Jim's Towing, Heavy Truck Zone 1 to Bethel Towing of Port Orchard and Heavy Truck Zone 2 and 3 to Jim's Towing of Shelton.
 - 8.10 Approval to accept all bids received to provide Mason County with Hot Mix Asphalt, MC250 Cold Mix and/or CSS 1 (undiluted tack coat) for the calendar year 2012. Mason County does not guarantee a minimum purchase of these materials.

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- 8.11 Approval to set a public hearing for April 3 at 9:30 a.m. to consider changing the speed limit on a portion of Pickering Road from 45mph to 35mph, Milepost 0.000-0.900, County Road Number 28850.
- 8.12 Approval to allow the County Engineer to enter into a Bridge Inspection Agreement with Washington State Department of Transportation (WSDOT) that allows the County to use WSDOT to perform underwater, under bridge truck inspection and fracture critical bridge inspections. Each bridge inspection is estimated to cost between \$5,000 to \$10,000.
- 8.13 Approval to adopt a resolution setting a hearing date with the Hearing Examiner on Tuesday, April 10, 2012, 1:00 pm to consider public comment on the petition for vacation of a portion of E. Mason Lake Drive West in Mason County, Washington, Vacation File # #381. **Resolution No. 15-12 (Exhibit C)**
- 8.14 Approval for the Chair to sign the County's Crime Shield Policy Authorization to Bind Coverage Form to add the Faithful Performance of Duty coverage and remove the Exclusions for Bonded Employees and the Treasurer and Tax Collector as presented by Arthur J. Gallagher Risk Management Services, as additional options available for coverage. The cost of the additional coverage is \$765 for the year, which is a prorated premium for the remainder of 2012, March 13 to January 1, 2013.
- 8.15 Approval of the Veterans Assistance Fund applications for David M. Brissette – Utilities \$449.08; Brian L. Kirton – Housing \$600.00; Leslie W. Mondy – Utilities \$167.24; Stephen R. Needham – Food \$150.00; Robert J. Ramar (Diane) – Food \$150.00; George F. Valent – Housing \$400.00; VanAlstine Elroy J, Jr. – Utilities \$213.78 for a total of \$2,130.10 as recommended by the Veterans Assistance Fund Screening Committee.
- 8.16 Approval of Amendment 1 to Consolidated Contract C16893 increasing the maximum consideration by \$121,006 to a total maximum of \$491,970. The changes are as follows: \$31,881 for Blue Ribbon Local Health Funds; \$21,309 for HIV Client Services; and \$67,816 for Local Capacity Development Funds.
- 8.17 Approval of Warrants
- | | | |
|----------------------|--------------------------|----------------|
| Claims Clearing Fund | Warrant #s 200930-201477 | \$3,270,698.90 |
| Salary Clearing Fund | Warrant #s 5570-5597 | \$ 221,466.64 |
| Direct Deposit Fund | Deposit #s 35947-36300 | \$ 578,648.15 |
- 8.18 Approval of voicing no objections to the special occasion liquor license application for the United Way of Grays Harbor for an event on March 17 at the Skookum Creek Event Center, and to have the Chair sign the Notice of Liquor License Application from the Washington State Liquor Control Board.
- 8.19 Approval of the negotiated Memorandum of Agreement between Mason County and AFSCME Local 1504, regarding an increase to \$900 per month for the employer contribution towards employee health insurance, effective January 1, 2012, and no general wage increase during 2012.

Cmmr. Sheldon asked for a separate vote on item 8.2.

Ken VanBuskirk asked about item 8.8. He wanted to know the length of the contract and the anticipated haul.

Tom Moore explained that wastewater should be introduced to the plant in the first week of April so he didn't expect the contract to run past the end of May.

Theresa Ehrich asked the approximate dollar amount for item 8.3

John Keates, Facilities, Parks and Trails, stated that the engineer's estimate is between \$300,000 and \$400,000.

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Cmmr. Sheldon asked if there was an estimated total number of gallons for the contract in item 8.8.

Mr. Moore replied that 250,000 gallons was budgeted but he didn't think it would be nearly that much.

Cmmr. Bloomfield/Sheldon moved and seconded to approve Action Items 8.1 through 8.19, with the exception of item 8.2. Motion carried unanimously. RE-aye; S-aye; B-aye.

Cmmr. Sheldon wanted to make sure that the money that was coming from the 1/10 of 1% tax was in a restricted account so it could not be used for general government.

Ms. Ehrich explained that the resolution that was passed to implement the tax was very specific. It specifies that all of the money collected from the tax must go into a separate fund. The RCW also states that all money collected from the tax must be used solely for the purpose it was collected. Ms. Ehrich read the resolution and the RCW.

Cmmr. Sheldon asked if the other money in the fund that comes from property taxes could be transferred out.

Ms. Ehrich stated that a legal opinion had been obtained that determined that it was not inappropriate to transfer a portion of the money to the general fund. The new tax funds, however, are restricted.

Judge Sheldon commented on the new tax and the Mental Health Fund. She was concerned that the fund itself was not established by resolution. She thought it would be prudent to create a resolution to establish the fund before any more money was deposited into it. She explained that there are two types of money currently deposited in the fund. The portion that comes from the statutory levy on property taxes goes into the fund and then directly to Thurston County for mental health services. Another small portion that comes from certain revenues goes into the fund for mental health. Those monies were removed from the fund in the past for general government. She thought it would be prudent to have a resolution that stated that all money that went into the fund had to be used for mental health services.

Ms. Ehrich explained that most of the funds have been sent to Thurston County for mental health services and the new resolution addresses the new tax.

Cmmr. Sheldon asked if it would be possible to present a resolution at the hearing on April 3rd to restrict the entire fund so it could only be used for mental health purposes.

Ms. Ehrich stated that it would be up to the Commission.

Cmmr. Sheldon wanted to be able to vote on a resolution on April 3rd that would restrict all of the money in the fund from all of the different sources.

Cmmr. Sheldon/Bloomfield moved and seconded to approve Action Item 8.2. Motion carried unanimously. RE-aye; S-aye; B-aye.

9. 9:30 a.m. Public Hearings and Items Set for a Certain Time –

- 9.1 Public hearing to consider amendments to Section 17.03.030 of the Mason County Code relating to mandatory connections to sewer for all new development within the Belfair Urban Growth Area.

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Barbara Adkins, Department of Community Development, explained that the hearing was to consider amendments to the development regulations in an effort to make them consistent with amendments that were made to the sewer code. She went over the staff report. In January the Commissioners approved Resolution 04-12, which amended Title 13, the Belfair Sanitary Sewer Code. The sewer code is maintained and implemented by the Utilities and Waste Management Department. Portions of the sewer code contain references to Title 17, the zoning code, as it relates to new and existing development and the requirement of such development to connect to public sewers. The newly adopted revision to the sewer code requires a connection to public sewer for all new development within 500 feet of the pipeline. Previously, the requirement to connect was not limited to only new development within 500 feet. As revised, the sewer code does not apply the restriction of mandatory connection to new development beyond 500 feet. The revisions could be interpreted as allowing onsite septic systems to be installed with new development on any property not within 500 feet of the sewer. The new language in the sewer code is inconsistent with Title 17, which states that no new development or re-development on existing lots of record in the Belfair UGA shall be allowed using individual or community group onsite septic systems. The current development code is the result of a GMA concurrency challenge that the County went through for several years. One of the Hearing Board's determinations stated that without a requirement for residential development within the UGA to connect to sewer when it is available within the UGA there is no assurance that such urban residential development will ever be connected to sewer.

She stated that language is proposed to be added to 17.030.30 to be consistent with Title 13, so there is a 500-foot requirement in both. Another section would also be added that states that only development using an approved or allowed onsite shall enter into an appropriate agreement with the Mason County Department of Utilities to agree to connect directly to the public sewer in accordance with Title 13.31 within one year of the date of the official notice to connect, providing that the sewer is within 500 feet of the closest property line. The Planning Advisory Commission held a public hearing on February 13th to consider the amendments and they recommended adoption with some changes. They also asked the Board for three other items. They wanted an analysis to be conducted to compare a 200-foot connection requirement with the current distance of 500 feet. They wanted to establish an advisory committee and to conduct a consistency review of the Capital Facilities Policy CF 503, which is part of the comprehensive plan. She had provided the Commissioners with an issue paper discussing the history of Title 17. The current language was approved in 2009 and the County is considered to be in compliance with the Growth Management Act. As written, Title 17 currently does not allow property owners to obtain approval for an onsite sewage system for either development or redevelopment of their property. Without expressly prohibiting development, the language does prohibit the use of onsite systems, rendering future development dependant upon the provision of public sewer. Without sewer and without the ability to install septic, some properties may be considered un-developable.

She provided three recommendations for the Board's consideration. If the Board chooses not to adopt the proposed amendments to Title 17 then it would remain in conflict with Title 13 and Title 17 would continue to apply because it is the more restrictive of the two codes. If the Board adopts the proposed amendments it could be interpreted that mandatory sewer connection applies only to new development within 500 feet of the pipeline, thereby removing the requirement for property beyond that point, which would allow the installment of onsite systems within the UGA, provided that there is an agreement to connect to sewer upon availability. The third option would be to reconsider the amendments made to Title 13.

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Questions for Staff

Cmmr. Sheldon asked Ms. Adkins to go over the three recommended options in her staff report.

Ms. Adkins explained the options in her report again.

Cmmr. Sheldon asked if the 500-foot length was exact.

Ms. Adkins thought it was and the measurement would be up to the Utilities Department.

Tom Davis asked if properties outside of 500 feet would be able to develop with septic systems if the proposed amendments were adopted.

Ms. Adkins stated that was correct.

Andrew Graham asked if those properties would need to sign an agreement to hook up to the sewer when it became available.

Ms. Adkins stated that was correct.

Ken VanBuskirk asked if the proposed sewer alignment had changed.

Tom Moore replied that the design was not completed. There are conceptual drawings but construction design has not been established. That level of detail hadn't been explored.

John Gunter asked if there was anything that specifies that the requirement is within the UGA.

Ms. Adkins replied that the code only applies to the UGA.

Cmmr. Sheldon asked how a large onsite system would be treated in the code.

Brian Matthews, Public Works, explained that large onsites are looked at similar to large water systems. If that failed they typically would be forced to connect depending on the code and regulations.

Cmmr. Sheldon asked if more residents were added to an existing large onsite would it be required to connect.

Vicki Kirkpatrick, Public Health, noted that there is a specific exemption for mobile home parks so they could not be forced to hookup.

Pat Loudin asked if the Riverhill development would have to connect to the sewer when it became available.

Ms. Adkins stated that there would not be an exemption for that type of development.

Mr. Gunter asked about the issue of looking at 200 feet instead of a 500 foot connection.

Cmmr. Sheldon noted that the current issue was making the two ordinances compatible. Ms. Adkins had done research and consulted with the Department of Ecology. There also can't be inconsistency with the Growth Management Hearings Board.

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Cmmr. Ring Erickson stated that there was nothing before the Board regarding a 200 foot connection. The hearing was discussing other issues.

Ms. Adkins added that she could not perform that analysis. It would need to be preformed by the Utilities staff to determine the impacts on the system.

Mr. Loudin asked how properties within 500 feet of the sewer that don't have an easement would be treated.

Mr. Moore replied that they are working through those issues on an individual basis. They are trying to work with people to provide assistance in those difficult situations and they also try to help mitigate costs.

Cmmr. Bloomfield didn't think there would be any kind of penalty in that situation for an untimely hook up.

Mr. Moore commented that through the progression of the sewer system things were put in place to allow for growth and expansion of the system throughout the UGA. They understand the hardship of a moratorium that was the result of the ordinances. He wanted to make a proposal to make the system physically viable and financially viable. They need revenue, wastewater, and the entire UGA needs to be served. He proposed that instead of allowing septic tanks and drainfields, the option of a utility operated holding tank could be explored. That would allow development. People would pay a standard connection charge and monthly rate. The holding tank would be serviced by the County so the County would get the revenue and the wastewater could be hauled to the sewer. He though the idea could be defended to the Growth Management Hearings Board. He thought it was a palatable option to everyone concerned. He also had ideas about the 500 foot or 200 foot connections that could be addressed later.

Cmmr. Ring Erickson thought the proposal could be a clear transition because people would already be part of the utility base when they build. She appreciated Mr. Moore's research and asked how long Mr. Moore would need to further research the issue.

Mr. Moore stated that there would be several issues that would require more discussion. He could do whatever the Board desired.

Cmmr. Sheldon commented that he was familiar with Carolyn Beach because it is in his Legislative District. They have a similar collection system as to what Mr. Moore discussed. It seems to work for a seasonal type community and he thought that Moore's proposal would help with the affordability issue.

Mr. VanBuskirk asked if the Commissioners could consider Mr. Moore's proposal today.

Cmmr. Ring Erickson didn't think it couldn't be considered today. It would be a separate issue.

Randy Neatherlin asked if Mr. Moore had considered the maintenance and operation costs.

Cmmr. Ring Erickson stated that those types of questions would need to be researched and considered in the future if the proposal came before the Board.

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Tom Moore noted that it would be a proposal for an interim fix. There would still need to be a connection to the sewer in the future.

Cmmr. Sheldon thought it could be an opportunity for a limited number of situations.

Mr. Graham asked if Mr. Moore's proposal was consistent with option one of Ms. Adkin's proposal.

Mr. Moore explained that it would be an addition to option one.

Public Testimony

Tom Davis thought it was important to discuss the consequences of delaying hookups or altering UGA boundaries because the effect could be that the grant money would likely disappear and hookup fees would go up drastically.

Ken VanBuskirk asked the Board to consider the recommendations of the Planning Advisory Commission, specifically in regards to the Capital Facilities 503.

Randy Neatherlin pointed out that one of the reasons for the hearing was to remove the moratorium. The amendment still doesn't allow subdivision. It allows a little more growth but not much more. He thought Mr. Moore's proposal could be a dangerous situation. It doesn't pay for itself and it puts the sewer more in debt. He didn't think it would fix anything. He also pointed out that there is now a law that requires people to cross other people's property. He thought the connection should be changed to 200 feet.

Greg Zentner, Department of Ecology, commented that Ecology has been working with the County for many years on financing the system. The proposed change could allow septic and they would appreciate it if the Commissioners would defer their decision until Ecology could work with staff to determine the implications of the proposal. There is an issue of financial burdens. There have been commitments to Ecology and the EPA to make sure that everything proceeded in the correct manner. They are also concerned about the potential effects to water quality.

Cmmr. Bloomfield asked if Mr. Zentner could address Mr. Moore's proposal.

Mr. Zentner stated that would need to be addressed by the Department of Commerce.

Cmmr. Sheldon thanked Mr. Zentner for providing clarification. He thought it would be good to have the County, Commerce, Ecology and the EPA all together to straighten out the issue.

John Gunter commented that the County shouldn't be afraid of outside entities. He noted that many places don't require a hook up. He thought the Growth Management statement addressed an urban level of development but Belfair is at a rural level of development. He encouraged the Board to look at Mr. VanBuskirk's statements.

Daune Fagergren spoke on behalf of the Puget Sound Partnership. He stated that his agency looked at the dissolved oxygen issue and they determined that the lower part of the Canal definitely had a water quality issue from a pathogen standpoint and an over nitrification problem. They looked at doing the logical things that would be beneficial to livability and water quality. Belfair is much denser and it is getting bigger. A great deal of public money has been provided to make the sewer possible. It is critically important that the calculations that were done to pay for the system aren't eroded. The Hood Canal Coordinating Council could be an added part of who should be at

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the table to discuss the issue. The EPA, Ecology, Commerce and State Department of Health should all be involved. Deviations from what was planned need to be looked at.

Pat Loudin stated that he wasn't opposed to the sewer system but he was opposed to how the lines for the UGA were drawn. His problem was that there were people across the road that don't have to hook up. There is someone on the other side of the road with their drainfield in the river that doesn't need to hook up, but he does. He thought the boundary lines needed to be changed so everyone had to hook up.

Cmmr. Sheldon thought it was a good hearing. The options seemed to be expanding and he would prefer continuing the hearing. He liked the idea of meeting with the Department of Ecology, Health and Commerce and to have the Partnership help find all of the parties that needed to be at the table. He understood that the most important part was that the sewer needs to work for the citizens.

Cmmr. Bloomfield was also in favor of continuing the hearing so there was time sit down with the experts. He didn't think anyone was opposed to the sewer itself. The bottom line is the costs. He doesn't want to bankrupt a community. Installing a new septic tank wouldn't be cheaper than hooking up to the sewer. He felt it was a wash. The other issue was ethics. The Board needed to provide a sewer in the UGA. The first phase was now in place and if any other phases are abandoned the ethics behind phase one become questionable and the costs would go through the roof. He thought all of the opportunities should be explored to mitigate costs to the people.

Cmmr. Ring Erickson thought that it would be hard to un-ring the bell. It is an Urban Growth Area. There are a series of reports and documents that show that the UGA has to have a sewer. It is hard to force someone to hookup and having a moratorium on building is also hard. Facing challenges to the Growth Management Board has also been difficult and none of the issues are going away. She thought that now that the sewer is in the ground and the grants have been accepted the can shouldn't be kicked down the road. Change is difficult, but when Mason County came into compliance with the GMA it became one of the fastest growing counties in the state. She didn't think the economy would be bad forever and the infrastructure needed to be in place. She would prefer to make a decision today and then explore the other options down the road. She was open to working with the State agencies and other groups. They have been supportive of Mason County.

Cmmr. Sheldon/Bloomfield moved and seconded to continue the hearing to consider the revisions to Section 17.03.030 of the Mason County Code relating to mandatory sewer connections for new development within five hundred feet of the pipeline to April 17, 2012. Motion carried unanimously. RE-nay; S-aye; B-aye.

10. Other Business (Department Heads and Elected Officials) –

10.1 Discussion and consideration of Resolution establishing an Advisory Committee for the Belfair Urban Growth Area.

Ms. Adkins explained that the issue of establishing the committee originally came up at a meeting Belfair. Different varieties of committees were looked at and an issue paper was provided to the Board in February. The resolution she prepared had been edited after briefing yesterday. She read the proposed resolution and noted that it was narrowed to a more specific scope.

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Cmmr. Sheldon thanked Ms. Adkins for assisting with the resolution. The issue of incorporation had been discussed in Belfair for sometime. By using the word incorporation it invokes a process. Mason County is distinctly unique because it only has one incorporated city. The neighboring rural counties have nine. The word will invoke a process and it will guide the committee to the law.

Cmmr. Ring Erickson thought it was exciting and a good process. There are population requirements and there needs to be a financial feasibility study. There would also be a boundary review that would give some feasibility. It is an incredible opportunity to see if there is a public will to make Belfair a city. She thought the people in Belfair would enjoy the process. She liked the idea of addressing a few important topics at a time. The committee would need to be properly staffed and financed.

Ms. Adkins noted that there is an end date of the committee that is part of the resolution.

Cmmr. Sheldon thought it was important that the public understood that the Board isn't advocating for incorporation. It was just a good opportunity to look at the process. With so much money invested in the sewer and the area it is a timely discussion.

Ken VanBuskirk commented that he used to be in the UGA and now he is surrounded on three sides by the UGA. He had the longest standing rezone request in the history of the County. He supported the establishment of the advisory committee for the broader Belfair area, not just the UGA. He asked the Board to consider the League of Women Voter's recommendations when creating the committee. He also thought that Kitsap County should be involved. He read an excerpt from the testimony he provided in 2008 where he had asked for this type of committee. He thought that the membership shouldn't be limited so there wouldn't be the appearance of a conflict of interest. He was convinced that an advisory board could have caught errors in the most recent phase two Get Connected application. He felt the Commissioners should give considerable deference to local knowledge and advice provided by local stakeholders.

John Gunter thanked Ms. Adkins for preparing the resolution. He wanted a voice from Belfair and he was happy the Commissioners wanted to give it to them. He didn't think it would be fair to limit the membership to the UGA because the UGA only has about 900 people and there are over 6,000 in the area.

Denny Hamilton agreed with the previous speakers that the membership shouldn't be limited to those within the UGA. He thought that transportation should be included in the areas to be initially considered by the committee.

Randy Neatherlin commented that a lot of people in the area have done their homework on the issues in Belfair. The business district is going to be impacted most by the decisions the Board makes. If the Board passed the resolution, about 80% of the people who have done their homework on the issue would be cut out from the committee. He recommended that the committee be put together with all of the different citizens and entities in the area.

Cmmr. Sheldon liked the idea of an advisory committee with specific work and a timeline. He thought the people on the committee should have a residence in the UGA. There would still be room for input from those people outside of the UGA. He didn't think it would be acceptable for people in Potlatch to participate on a Shelton UGA committee, for example. He thought the process needed to reflect the people who actually live there. The committee certainly could listen to those outside of the area.

Cmmr. Bloomfield added that it would be a fact-finding committee. He hoped that other interested people could provide advice to the committee.

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Cmmr. Sheldon noted that the committee would also work with existing committees.

Cmmr. Ring Erickson understood that there were advocates for certain issues in Belfair but the people who live in Belfair should lead the discussion on this issue. She would like to find a group of people from Belfair who could look at the items thoughtfully.

Cmmr. Bloomfield/Sheldon moved and seconded to approve the resolution establishing a Mason County Advisory Committee for the Belfair Urban Growth Area. The Committee's term shall expire on March 31, 2014. Motion carried unanimously. RE-aye; S-aye; B-aye. Resolution No. 16-12 (Exhibit E)

10.2 Cmmr. Bloomfield discussed his appointment to the Blue Ribbon Ocean Acidification Committee. The committee will discuss the consequences of acidification and look to protect the way of life. It is part of the shellfish initiative.


10.3 Cmmr. Ring Erickson noted that the Public Transportation Improvement Review Committee met this morning to look at the configuration of the MTA Governance Board. A resolution was passed to maintain the current membership of the Board.

10.4 Cmmr. Sheldon commented on the attack the Grays Harbor Courthouse. He was proud that the Mason County Commission had enacted courthouse security one year ago. He didn't know if it had prevented attacks but he believed it had.

11. Board's Reports and Calendar - The Commissioners reported on meetings attended the past week and announced their upcoming weekly meetings.

12. Adjournment – The meeting adjourned at 11:47 a.m.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Lynda Ring Erickson, Chair


Tim Sheldon, Commissioner

ATTEST:


Shannon Goudy, Clerk of the Board


Steve Bloomfield, Commissioner

RESOLUTION NO. 13-12
2012 BUDGET

SUPPLEMENTAL APPROPRIATION / BUDGET TRANSFER - NOTICE OF HEARING

WHEREAS, by reason of conditions which could not be reasonably foreseen at the time of making the budget for the year 2012, it is necessary to make provision for supplemental appropriations/budget transfers to the budget as required by RCW 36.40.100, and RCW 36.40.195 for the following:

- Elections - \$34,856 supplemental appropriations due to Accessibility Coordinator Grants.**
- Current Expense Departments - \$122,584 from the Current Expense Ending Fund Budgeted Balance for non-union and AFSCME health care contributions.**
- Sheriff Departments - \$218,404 budget transfers from Current Expense Ending Fund Budgeted Balance for salaries, benefits, MACECOM budgets.**
- Treasurer Revenues/Ending Fund Balance Budget Reductions - \$180,000 in property tax and liquor excise tax revenues and CE Ending Fund Budgeted Balance Reductions.**
- Mental Health Fund - \$250,000 supplemental appropriation due to new mental health tax revenues and expenditures.**

THEREFORE, BE IT RESOLVED BY THE Board of Mason County Commissioners: That the 3rd day of April, 2012 at the hour of 9:30 a.m. in the Mason County Commissioners Chambers in Courthouse Building I, 411 North Fifth Street, Shelton, Washington, is hereby fixed as the time and place for a public hearing upon the matter of a supplemental appropriation/budget transfer to the 2012 Budget as follows:

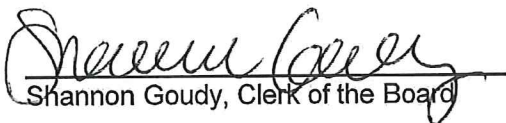
- **Elections Department - \$34,856 supplemental appropriation.**
- **Current Expense Departments - \$122,584 budget transfers.**
- **Sheriff Departments - \$218,404 budget transfers.**
- **Treasurer Revenues - \$180,000 revenue budgets/ending fund balance reductions.**
- **Mental Health Fund - \$250,000 supplemental appropriation.**

The Clerk of the Board is hereby authorized, empowered, and directed to cause notice of such hearing to be published as provided by law.

DATED this 13th day of March, 2012.

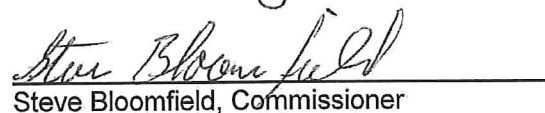
BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

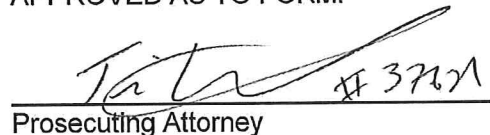
ATTEST:


Shannon Goudy, Clerk of the Board


Lynda Ring Erickson, Chair

APPROVED AS TO FORM:


Steve Bloomfield, Commissioner


Prosecuting Attorney


Tim Sheldon, Commissioner

C: Chief Finance Manager
Treasurer

Publish 2x 3/15 & 3/22 – bill to Mason County Commissioners, 411 North 5th Street, Shelton

Exhibit A

Resolution No. 14-12

A RESOLUTION declaring the intention of the Board of County Commissioners to establish Lake Management District No. 1 for Island Lake pursuant to Chapter 36.61 RCW and setting the public hearing on formation of the same.

WHEREAS, there is an indication of significant support from Island Lake property owners for formation of a Lake Management District (LMD) as evidenced by the submittal of LMD petitions.

WHEREAS, the Board of County Commissioners has considered the request of the Island Lake property owners to establish the Lake Management District to eliminate and monitor for recurrence of Eurasian Water Milfoil or other lake plants that could adversely impact the lake;

The Board of County Commissioners enters the following findings of fact:

1. Formation of an LMD to protect Island Lake's beneficial uses and water quality is in the public interest. This is evidenced by the broad support expressed by Island Lake property owners evidenced by the number of signatures appearing on the LMD petitions.

All properties within the LMD boundaries have direct access to the lakefront and enjoy significant opportunity to enjoy the lake through passive and active recreation. These property owners will collectively share the greatest amount of benefit from the lake management program. Benefit to each property is appropriately reflected in the rates, which provide for a charge based on the resulting taxable value of the property.

2. The financing of the lake improvement or maintenance activities is feasible. The LMD will guarantee the fees needed to continue with Milfoil control measures and the costs of permits, monitoring, printing and mailing.
3. Adequate provisions have been made to protect fish and wildlife. Aquatic herbicides have been approved for use by the US Environmental Protection Agency for the use in lakes and reservoirs used for human drinking water consumption. The herbicide will not harm fish or wildlife, and by eliminating the Eurasian Water Milfoil, the native flora and fauna should be restored.
4. Financial security should not be required to cover the costs of the LMD process.


NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners for Mason County as follows:

1. Pursuant to RCW 36.61.030, the Board of Mason County Commissioners hereby designates the proposed LMD as Mason County Lake Management District No. 1 for Island Lake.
2. Purpose of the Lake Management District:
 - a. Manage noxious aquatic plants in Island Lake to meet recreational and aesthetic needs, fishery and wildlife habitat requirements by employing the best techniques based on environmental safety and efficacy.
 - b. Monitor for recurrence of Water Milfoil or emergence of other lake plants that could adversely impact the lake and to recommend and fund the removal or control of these plants throughout the life of the LMD.
 - c. Maintain an advisory committee of neighborhood representatives to direct the efforts and funds of the LMD.

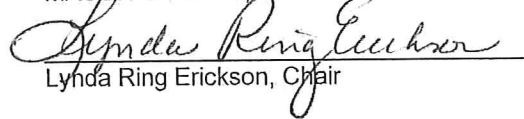
3. Charges to property:
Annual rates and charges will raise funds to support LMD activities. Annual LMD budget and rates will be recommended by the LMD Advisory Committee to be adopted by the county commissioners.
The estimated amount that will be raised by the LMD rates in 2013 is \$10,000. The total estimated LMD rate revenue for the 10 year LMD is \$100,000. The formula of rates and charges that is to be used to establish the 2013 assessment for the LMD is 25 cents per thousand valuation. It is anticipated that revenue bonds or notes payable from such rates and charges will be issued to finance the activities of the LMD.
4. The duration of the proposed LMD is 10 years.
5. The proposed boundaries of the District are all properties fronting Island Lake in Mason County, Washington.
6. Island Lake LMD Advisory Committee:
The volunteer Island Lake LMD Advisory Committee will represent the interests of property owners around the lake. Annual LMD work plan, budget and LMD rates will be recommended by the steering committee for approval by the county commissioners. The Committee will track activities and expenditures. The County staff will provide Committee support including monthly financial reports.
7. In lieu of a \$5,000 bond to cover the cost of the LMD process as authorized by RCW 36.61.030, the processing costs (postage, legal advertisements, paper and other necessary costs to create the District) shall be paid from the Island Lake Lake Management Fund #199.
8. A public hearing on the formation of the proposed LMD No. 1 shall be held on Tuesday, April 10, 2012 at 9:30 a.m. in the Mason County Commission Chambers, 411 North 5th Street, Shelton, WA.

ADOPTED this 13th day of March, 2012.

ATTEST:



Shannon Goudy, Clerk of the Board

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Lynda Ring Erickson, Chair


Tim Sheldon, Commissioner

APPROVED AS TO FORM:


Tim Whitehead
Chief Civil I Deputy Prosecuting Attorney


Steve Bloomfield, Commissioner

C: LMD #1
Assessor
Treasurer
File

RESOLUTION NO. 15-12

VACATION FILE NO. 381
NOTICE OF INTENT TO VACATE
SETTING TIME AND PLACE FOR HEARING ON SAID VACATION
RCW 36.87
IN THE MATTER OF THE VACATION OF A PORTION OF E. MASON LAKE DR. WEST

WHEREAS, NOTICE IS HEREBY GIVEN that the Mason County Public Works Department received a petition for the vacation of the following right of way:

A portion of E. Mason Lake Drive West, also known as Mason Lake Loop Road, in Government Lot 2, in the SW 1/4 of the NE 1/4 of Sec 33, T 22N, R2W, W.M., Mason County, WA, described as follows:

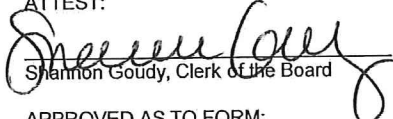
Beginning at the northwest corner of Lot 51, Mading's Sunnyside Addition No. 5; thence S 83°00'00"E along the southerly margin of Mason Lake Loop Road, as shown on plat, 177.86 feet to the northeast corner of Lot 52 of plat; thence N 22°58'40" E, 44.35 feet to a point on a 309.12 foot radius curve to the left (radius point bears S11°56'22"W), said point being 30 feet southerly of the as-built centerline of said road; thence westerly along said curve 90.62 feet through a central angle of 16°47'48"; thence S85°08'34"W, 66.96 feet to a point of curvature of an 858.37 foot radius curve to the right; thence westerly along said curve through a central angle of 2°14'55"; thence S11°21'00"W, 17.21 feet to the Point of Beginning, as shown on the official plat thereof on file in Volume 4 of Plats, Page 99, records of Mason County, Washington.

WHEREAS, the Board of Mason County Commissioners did set a date for public hearing on the matter before the Hearing Examiner on the matter and directed Public Works to prepare notice thereof for posting and publication.


NOW THEREFORE, BE IT RESOLVED that said hearing has been set for **Tuesday, April 10, 2012 at 1:00 p.m.** in the Commission Chambers, Mason County Courthouse Building I, 411 North Fifth Street, Shelton, Washington, at which time and place any taxpayer may appear to hear the County Engineer's report, and be heard either for or against the vacation of said portion of E. Mason Lake Drive West.

DATED this 13th day of March, 2012.

ATTEST:


Shannon Goudy, Clerk of the Board

APPROVED AS TO FORM:


Deputy Prosecuting Attorney \$ 37621

Assessor
Auditor
County Engineer
Petitioner

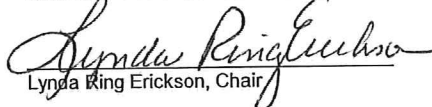
Post no later than 3/20/12 (20 days prior to hearing at each terminus of the county road or portion thereof proposed to be vacated or abandoned.)

Vacation File No. 376

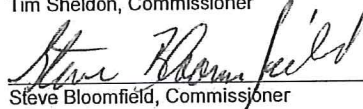
JOURNAL - Publish 2t:3/29/12& 4/5/12

(Bill Public Works)

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Lynda Ring Erickson, Chair


Tim Sheldon, Commissioner


Steve Bloomfield, Commissioner

ROAD VACATION # 381
E. MASON LAKE DRIVE WEST
EXHIBIT MAP

 VACATION AREA



RESOLUTION No. 110-12

**A RESOLUTION ESTABLISHING A MASON COUNTY
ADVISORY COMMITTEE FOR THE BELFAIR URBAN GROWTH AREA**

WHEREAS, Mason County remains steadfast in its commitment to coordinated and planned growth, while working toward common goals for protecting the natural environment, providing sustainable economic development, and maintaining the health, safety, and a high quality of life for the its citizens; and

WHEREAS, Mason County has designated three urban growth areas created to accommodate and encourage the County's urban growth; and

WHEREAS, the Belfair Urban Growth Area was established by Mason County in 1996 through a citizen involvement process and in accordance with the Growth Management Act; and

WHEREAS, the Mason County Board of County Commissioners ("Commissioners") understand the importance of synthesizing current planning efforts with the future needs of the community; and

WHEREAS, the Commissioners shall establish the Advisory Committee for the Belfair Urban Growth Area ("Committee") to assess the community's current needs including but not limited to, incorporation, utilities, urban growth boundary review, transportation, health care, parks and recreation, and historic preservation; and

WHEREAS, the Committee will provide their recommendations to the Commissioners or to the appropriate commissions or committees as appointed by the Commissioners; and

WHEREAS, in consideration of the complexity in creating and altering urban growth areas, the Committee, once appointed, will produce an initial limited work plan to review incorporation, utilities and the urban growth boundary, and a timeline to be approved by the Commissioners; and

WHEREAS, upon completion of the initial work plan, the Committee shall create a broader work plan for Commissioner consideration that will assess additional needs within Belfair; and

WHEREAS, this Committee will consist of a no less than seven (7) and no more than (11) citizens who reside within the Belfair Urban Growth Area and who have the necessary training, background, experience, expertise, and interest to identify key issues and workable solutions.


NOW, THEREFORE BE IT RESOLVED by the Board of Mason County Commissioners that an Advisory Committee for the Belfair Urban Growth Area shall be established and that the County Commissioners shall appoint the members;

BE IT FURTHER RESOLVED, the Committee shall be charged with working with County Staff in making recommendations for change to the Belfair Urban Growth Area. The Committee's term shall end on March 31, 2014 unless extended by the County Commissioners.

DATED this 13 day of March 2012.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

ATTEST:


Shannon Goudy, Clerk of the Board


Lynda Ring Erickson, Chair

APPROVED AS TO FORM:


Tim Sheldon, Commissioner

 #37621
Tim Whitehead, Chief DPA


Steve Bloomfield, Commissioner