



## SUMMARY OF THE MINUTES TOWN COUNCIL

Thursday, January 3, 2013 – Council Chambers – Evening Session

### CALL TO ORDER

Mayor Lacher called the regular session of the Town Council to order at 5:30 p.m.

### ROLL CALL

Councilmembers: Position No. 1, Steve Hushebeck; Position No. 2, Noel Monin; Position No. 4, Felix Menjivar; and Position No. 5, Barbara Starr.

Others Present: Mayor, Carrie Lacher; Treasurer, Wendy Picinich; Town Administrator, Duncan Wilson; and Clerk, Amy Taylor.

Position No. 3, Anna Maria de Freitas; and Attorney, Adina Cunningham were not present.

### EXECUSED ABSENCE

Mayor Lacher asked if the Council wished to excuse the absence of Councilmember de Freitas. Council unanimously excused her absence.

### FLAG SALUTE

Mayor Lacher conducted the flag salute.

### ANNOUNCEMENTS/SCHEDULE CHANGES

No announcements were forthcoming.

### PUBLIC ACCESS TIME

There were no public access items forthcoming.

### PUBLIC HEARINGS/MEETINGS/WORK SESSIONS

#### Shoreline Substantial Development Permit No. 95

At 5:35 p.m., Mayor Lacher opened the public hearing to consider Shoreline Substantive Development Permit No. 95; an application proposing to repair and shore up existing waterfront structures; and to replace and construct bulkheads to protect existing structures and banks. The property is identified as Tax Parcel No. 351392503, 2504, 2505, 2507, 2508 and 2509 known as 628 through 730 Turn Point Road. The subject properties are zoned Shoreline Public Accommodation with approved conditional use (CUP No. 60) for single family use on Parcel No. 351392503.

Mayor Lacher asked if any Councilmember wished to excuse themselves from participating. Council answered in the negative. There was no response to Mayor Lacher's inquiry if anyone objected to her or any Councilmember's participation in the public hearing process. Council responded in the negative to Mayor Lacher's inquiry regarding personal interest in the properties or issue. Council responded in the negative to Mayor Lacher's inquiry regarding personal gain or loss of financial benefit. Council responded in the negative to Mayor Lacher's inquiry regarding communication with opponents or proponents regarding said permit. Council answered in the affirmative regarding hearing and considering the matter in a fair and objective manner.

45 Mayor Lacher asked Land Use Administrator, Mike Bertrand, to present the staff report. Mr. Bertrand  
46 entered no exhibits into the record; and described the background of the application, staff evaluation  
47 and recommendation, and applicable permitting process. Mr. Bertrand noted that the proposal is  
48 mainly for maintenance purposes.

49  
50 The upland portions of the properties are designate Urban Environment and Urban Residential  
51 Environment while the tideland portion is designated Aquatic Environment. The applicant is requesting  
52 a permit to repair and shore up existing waterfront structures, ie, cabins, piers and boat houses;  
53 replace historical bulkheads; add a bulkhead to protect existing structures and bank above the Mean  
54 High High Water mark; and add a garage to the residential parcel. All work proposed for this Project  
55 will be completed waterward of the Mean Higher High Water line within the Marina. No shoreline or is  
56 not in conflict with present zoning.

57  
58 Staff evaluation and recommendation is that the Town Council should approve Shoreline Substantial  
59 Development Permit No. 95 (and SEPA Checklist No. 284) as it is in the best interest of the Town and  
60 the general public to complete said improvements. The staff report concluded that the application  
61 meets the requirements for granting said permit as regulated by Title 19 of the Friday Harbor Municipal  
62 Code and other ecological best practices.

63  
64 At 5:37 p.m., Mayor Lacher opened the public hearing to audience testimony.

65  
66 Jubel Masterson and Daniel Drahn, authorized agents for the Applicant, stated that they agreed with  
67 the Town staff recommendation and were available to answer questions from audience or staff.

68  
69 Mayor Lacher asked for additional public testimony. Hearing none, she asked staff if they wished to  
70 make additional comments.

71  
72 Administrator Wilson inquired about the current and past zoning and use of the properties. Mr.  
73 Bertrand answered that the properties were formerly commercial, but currently are primarily single  
74 family residential. The parcel owners have an option to request rezone to multi-family residential.

75  
76 Mayor Lacher opened the hearing to Council questions.

77  
78 Councilmember Starr inquired about pile removal and installation. Mr. Bertrand stated that pile driving  
79 is not anticipated; however conditions and limitations are customarily included in proposals in the  
80 event that they encounter unforeseen conditions during the work.

81  
82 Councilmember Hushebeck inquired about the size and location of the proposed garage. Mr. Duran  
83 explained that what was included in the application was a footprint only to discern where it could be  
84 located. The garage will likely be hidden and will not impact view enjoyment.

85  
86 No additional questions were forthcoming. Mayor Lacher asked for additional audience comments.  
87 Hearing none, Mayor Lacher closed the public input portion of the hearing at 5:43 p.m., reserving the  
88 right to reopen if needed, and opened Council deliberations. None was forthcoming.

89  
90 **Moved by Hushebeck, seconded by Starr, to adopt the Staff Report dated December 18,**  
91 **2012; and direct staff to prepare Findings of Fact, Conclusions of Law and Decision**  
92 **regarding the application for Shoreline Substantial Development Permit No. 95; an**  
93 **application proposing to repair and shore up existing waterfront structures; and to replace**  
94 **and construct bulkheads to protect existing structures and banks. Motion passed 4-0 with**  
95 **de Freitas absent.**

96

97 **ACTION AND DISCUSSION ITEMS**

98 Ordinance No. 1505

99 At 5:45 p.m., Mayor Lacher introduced discussion of draft Ordinance No. 1505, *fixing salaries of*  
100 *officials and non-represented personnel and repealing Ordinance No. 1493 in its entirety.*  
101 Administrator Wilson explained that said Ordinance adjusts salaries by a one percent COLA in parody  
102 with the proposed salaries for represented personnel. Additionally, said Ordinance provides a \$240  
103 stipend to the annual base salaries to compensate for the increase in health care costs that would be  
104 incurred by non-represented personnel by switching to the health care plan offered to represented  
105 personnel. Administrator Wilson noted that the stipend represents half of the anticipated cost being  
106 paid by the employer and half by the employee. Discussion followed regarding Town paying the full  
107 difference (\$480) of the annual difference in premiums. The Council concurred that a one-time stipend  
108 in the amount of \$480 was appropriate to achieve unilateral health care coverage for all employees.

109  
110 **Moved by Menjivar, seconded by Hushebeck, to adopt Ordinance No. 1505 as amended (to**  
111 **include a \$480 stipend), fixing salaries of officials and non-represented personnel and**  
112 **repealing Ordinance No. 1493 in its entirety,. Motion passed 4-0 with de Freitas absent.**

113  
114 Gateway Pacific Terminal

115 At 6:05 p.m., Mayor Lacher introduced discussion of a draft letter regarding scoping comments for the  
116 proposed Gateway Pacific Terminal at Cherry Point, Anacortes. Administrator Wilson outlined concerns  
117 contained in the letter. **Council consensus to sign said letter.**

118  
119 **FUTURE AND NON-AGENDA ITEMS**

120 Administrator Wilson asked the Council if they wanted to consider revitalizing the current Town logo.  
121 Clerk Taylor distributed logo ideas from the Centennial in 2009. Discussion followed. No action was  
122 taken.

123  
124 **CITIZEN RESPONSE**

125 No citizen response was forthcoming.

126  
127 **ADJOURNMENT** – Hearing no further business and no objection, Mayor Lacher adjourned the  
128 meeting at 6:15 p.m. The next regular meeting is scheduled for Thursday, January 17, 2012 at 12:00  
129 p.m.

130  
131 \* \* \* \* \*

132 **These minutes were approved on January 17, 2013. The original document is retained by**  
133 **the Clerk in the Town Council’s permanent records. Attest: Amy Taylor, Town of Friday**  
134 **Harbor Clerk**