

KING CONSERVATION DISTRICT

Board of Supervisors

Meeting Minutes

July 14, 1999

1 **Supervisors Present** Bill Niccolls, Chair; Lynn Sullivan, Vice-Chair; Chris Tiffany,
2 Secretary/Treasurer; Nancy Hansen, Member; Patricia O'Hanley, Member; Scott Wallace,
3 Member.

4 **Associate Supervisors Present:** Bruce Harpham; Patricia O'Hanley.

5 **Guests Present:** Joanna Richey, Manager, Strategic Development Section, King County Water
6 and Land Resources Division; John Koon, Water Quality Specialist, King County Water and
7 Land Resources Division; Megan Smith, Watershed Coordinator, Snoqualmie River Watershed
8 Forum, King Count Water and Land Resources Division; Monica Clarke, Council Staff, King
9 County Council.

10 **Staff Present:** Sandi Krenkel, Jeremy Bell

11 **NRCS Present:** Joe Henry

12 The meeting was called to order at 6:08 P.M. Bill Niccolls, Chair, presided.

13 **Agenda Confirmation:** The Board agreed to change the agenda as follows:

- 14 • Addition of discussion of a contract with the City of Kent

15 **Guest Introduction:** Everyone introduced himself or herself.

16 Sandi informed the Board of two items:

- 17 • The King County Council formally recognized Max Prinsen and his wife Erin with a
18 proclamation praising the protection they have spearheaded for Shadow Lake Bog,
19 • The District received a plaque from the Cascadia Quest expressing thanks for the partnership
20 with them.

21 **Approval of Minutes:**

22 **M(Tiffany)/S(Wallace) a motion to approve the June 9, 1999 minutes as presented.**

23 **Presentation on the Regional Funding Advisory Committee:**

24 Joanna Richey informed the Board about the activities of the Funding Advisory Committee.
25 This committee has been formed to investigate and propose funding mechanisms for regional
26 funding for the protection of water quality, flood control, and fish habitat. The committee
27 reports to the Regional Water Quality Committee and coordinates with the various committees
28 responding the listing of chinook salmon as threatened under the Endangered Species Act.

29 **Presentation on the restructuring of King County Surface Water Management Service**
30 **Area:**

31 John Koon first gave an overview of the current King County Department of Natural Resources
32 (DNR) Surface Water Management service area with a description of the current boundaries with
33 jurisdictional breakdowns. He then reviewed the main goals of the surface water management in
34 King County which are: complaint response, proactive planning for potential problems, capital
35 improvements, basin stewards and plans, protection of resource lands (technical assistance for
36 land management), and monitoring.

37 Koon then invited comment on how the District and the King County DNR might work in
38 harmony to provide services stated above. Discussion amongst the Board commenced on the
39 subject. Bill Niccolls suggested the idea warrants future discussion and stated the desire to invite
40 Joanna Richey and John Kuhn to a future meeting.

41 **Update on Watershed Forum Non-competitive Grant Sub-Committee:**

42 Lynn Sullivan explained the work of the subcommittee. She described a matrix prepared for the
43 requests from the respective watersheds that showed whether each of the proposed projects or
44 programs met with three parameters. The parameters were:

- 45 1. Is the proposed project located within the boundaries of the King Conservation District?
- 46 2. Is the project consistent with the purpose of the District established in Chapter 89.08 RCW
47 (summarized in the King Conservation District Policy and Procedure for the Award of Municipal
48 and Watershed Non-competitive Grants from the District's Special Assessment?
- 49 3. Does the project meet with the objective of the "Regional Funding Principles" approved by the
50 Regional Water Quality Committee?

51 She informed the Board that all of the proposed projects within the Cedar, Sammamish, and
52 Green/ Duwamish passed the criteria with caveats placed on land acquisition and funding
53 projects only within the District boundaries. Sullivan then informed the Board that the
54 Committee had questions about the following projects proposed by the Snoqualmie Watershed
55 Forum:

- 56 1. The City of Carnation Stormwater Management Plan and Manual
- 57 2. The Duvall-area Tributaries GIS Mapping of Sensitive Areas and Shorelines of the State
- 58 3. The City of North Bend Floodplain Management Ordinance Compliance
- 59 4. The Snoqualmie River Corps 205 Flood Hazard Reduction

60 The concern about Items 1, 2, and 3 were whether or not they met with the objectives of the
61 Regional Funding Principles set out by the Regional Water Quality Committee. Sullivan
62 provided the Boardmembers with a copy of a letter she received from Michael Huddleston, Staff
63 Lead, Regional Water Quality Committee. The letter advised her that he believed that the
64 projects submitted by North Bend, Carnation and Duvall are eligible for District Funding, but

65 because the Regional Funding Principles are not completely clear for these projects he
66 recommended the District may wish to consider some provisional contract agreements with each
67 community:

68 1. A requirement that the scope of work identify regional benefits associated with their proposed
69 project(s); and a requirement for a report assessing the regional benefit at the conclusion of the
70 project; and

71 2. District funds shall be considered a loan in the event that a community does not implement a
72 local surface water management or water quality management program within 3-5 years of the
73 start of the funding contract with the District.

74 The concern about Item 4 was whether or not the proposal is consistent with the Endangered
75 Species Act. Sullivan provided a copy of an excerpt from the project description with a list of
76 Environmental Quality Criteria imposed by Federal, State and local regulations that would
77 ensure compliance with the ESA

78 A discussion then ensued on the Sub-committee's presentation. Sandi Krenkel stated her
79 concerns about the difficulties the District faces in funding projects with little control over
80 implementation, while still being held accountable for projects they are not directly managing.
81 She recommended that the Board make sure that each jurisdiction be held accountable for the
82 tracking the expenditures in a manner consistent with the State Auditor requirements. Sullivan
83 pointed out that the King Conservation District Policy and Procedure for the Award of Municipal
84 and Watershed Non-competitive Grants from the District's Special Assessment requires the
85 grantee to submit, to the District, a summary of expenses using the Budget and Accounting and
86 Reporting System (BARS) for the State of Washington. In addition, the expenditures for the
87 projects must be segregated in the jurisdiction's accounting records and be maintained by the
88 jurisdiction for three years after the calendar year in which the project is completed. Krenkel
89 stated that the District might request these records at any time during the implementation of the
90 projects to ensure that adequate accounting records are being maintained.

91 Discussion then turned to the Snoqualmie proposal. It was agreed that the Board could approve
92 the requests from the Cedar, Sammamish, and Green/Duwamish Forums with the caveats noted
93 in the matrix because they met the criteria established by the Sub-committee, but that the Board
94 needed to consider the Snoqualmie proposal in more detail. Bill Niccolls stated that the letter
95 from the staff Regional Water Quality Committee was supportive of authorizing award of the
96 District assessment funds to North Bend, Carnation, and Duvall. Chris Tiffany suggested that the
97 Board approve the awards with the understanding that each jurisdiction complies with the
98 caveats suggested in the letter and noted in Lines 65-70 above. With regards to the Snoqualmie
99 proposal, Tiffany expressed her concern that while the City of Snoqualmie may agree to comply
100 with the Environmental Quality Criteria; it is the Army Corps of Engineers that will be
101 monitoring the work of the contractor. She informed the Board of two incidents she was aware
102 of, one on the Sammamish River and the other on the Cedar River, where the contractor had not
103 been made to comply with the conditions of permit approval and degradation to the rivers
104 occurred. Megan Smith informed the Board that King County was in the process of signing an
105 agreement with the Corps to allow King County and possibly other jurisdictions to be equally
106 responsible for ensuring compliance with environmental regulations. Tiffany suggested that it be

107 made a caveat in the award to the City of Snoqualmie that an agreement be signed with the Corps
108 enabling them to be equally responsible for compliance with environmental regulations. Bruce
109 Harpham complimented Sullivan on the work she did in developing criteria for assessment of the
110 Watershed Forum Grants, with Niccolls echoing this sentiment.

111 **M/(Tiffany)/S(Hansen)/P a motion to award the non-competitive grants submitted May 28,**
112 **1999 by the King County Department of Natural Resources, Water and Land Resources**
113 **Division, pursuant to the recommendations made by the District Board of Supervisors**
114 **Watershed Forum Noncompetitive Grant Sub-committee for the Cedar, Sammamish,**
115 **Green/Duwamish Forums, subject to caveats noted in the matrix developed by the Sub-**
116 **committee, and to award the Snoqualmie Forum with the caveats noted in the matrix and**
117 **the additional caveats determined through Board discussion, namely that North Bend,**
118 **Carnation and Duvall comply with the provisional contract agreements suggested by the**
119 **Regional Water Quality Committee in their July 14, 1999 letter to Lynn Sullivan and that**
120 **the City of Snoqualmie sign an agreement with the Army Corps of Engineers that they are**
121 **equally responsible for compliance with environmental regulations.**

122 Niccolls suggested contacting the District's Attorney, Eric Frimodt, to assist in drafting the
123 award letters for the next meeting. Bruce Harpham complimented Sullivan on the work she did
124 in developing criteria for assessment of the Watershed Forum Grants, with Niccolls echoing this
125 sentiment.

126 **Subcommittee Update on Board Operations Manual**

127 Tiffany reported she is in the process of writing a draft for the Annual Budget Approval process
128 and a policy on attendance by Boardmembers at other meetings. She stated that progress is being
129 made, and will provide more information at the next Supervisors meeting.

130 **City of Kent**

131 Sandi Krenkel informed the Board of the City of Kent's intention to use District assessment
132 funds to purchase plants from the District in the amount of \$1,629.

133 **M(Tiffany)/S(Wallace)/P a motion to authorize the Chair to sign an agreement with the**
134 **City of Kent to purchase \$1,629.00 worth of bare root plants using their portion of the**
135 **District Assessment.**

136 **Conservation Commission Conservation Reserve Enhancement Program (CREP) Grant** 137 **Application.**

138 Krenkel presented a grant application for the July 1, 1999 through June 30, 2000 round of non-
139 competitive grants for the Conservation Reserve Enhancement Program. She informed the
140 Board that the Conservation Commission has unofficially approved the scope of work, but the
141 amount of the award is not yet known. Lynn Sullivan asked for an accounting of the previous
142 CREP grant and Krenkel informed her that it would be described in the 2nd Quarterly Report.

143 **M/(Tiffany)/S(Sullivan)/P a motion to approve the Conservation Commission Conservation**
144 **Reserve Enhancement Program Grant Application as completed by District employees.**

145 Tiffany suggested a future topic of how non-competitive grant money is awarded and allocated
146 by the Washington State Conservation Commission.

147 Niccolls suggested making a change to the agenda to allow Joe Henry of NRCS to present his
148 information early than noted on the agenda since his topic is somewhat related to CREP. The
149 Board agreed to do so.

150 **Dairy Waste Management update, Joe Henry, NRCS.**

151 Henry explained the Dairy Waste Management noncompetitive grants provide funds for cost-
152 sharing and educational programs. The amount of funds awarded depends on the number of
153 dairies in the county.

154 A discussion was raised on whether Dairy Waste Management Plans developed by the District
155 could be counted towards the tally of completed farm plans. Henry stated that as far as he knew
156 these plans are not categorized as farm plans under the Livestock Ordinance.

157 Henry stated there are 66 active dairies in King County and that by July 1, 2002, every dairy
158 must have a Nutrient Management Plan developed by the District and NRCS and approved by
159 the District Board of Supervisors pursuant to Chapter 90.64 RCW. Tiffany questioned whether
160 or not an approval process had been put in place by the staff. He said that he had given the
161 Board of Supervisors a draft copy of a checklist that could be used in developing a process. He
162 said two to four plans would come before the board in August for approval. Krenkel suggested a
163 subcommittee be formed to develop criteria for approval of the plans. Tiffany volunteered, as did
164 Scott Wallace and Patricia O'Hanley. They stated the subcommittee would report at the next
165 meeting.

166 Henry discussed purchasing of development rights in King County with \$200,000 of federal
167 money to preserve about 60 acres of farmland.

168 **Conservation Commission Dairy Waste Management Non-competitive Grant Application**

169 The submittal of the grant application for Dairy Waste Management was put on hold until it
170 could be determined how the District is going to address implementation of Chapter 90.64 RCW.
171 Sandi Krenkel informed the Board that sufficient funds were remaining from the July 1, 1998 –
172 June 30, 1999 grant to carry the program until December 1999. An extension of the grant has
173 been requested.

174 **Item #4 Dairy Loan Amortization Schedule Approval**

175 Krenkel presented Amendment No. 3 (Final) to the Loan Agreement between Department of
176 Ecology and the District for loans to dairy farmers for implementation of Best Management
177 Practices. Clean Water. The District loaned out \$150,000 to a total of four dairy farmers in
178 King County and the amendment finalizes when payments are to begin and includes the loan
179 amortization schedule.

180 **M/(Tiffany)/S(Sullivan)/P a motion to authorize the chair to sign amendment No. 3 (Final)**
181 **to Loan Agreement No. L9500013 between the Department of Ecology and the King**
182 **Conservation District.**

183 **Item #5 Farm Plan Report:**

184 Krenkel discussed process for reporting on quantity and quality of farm plans, and stated that the
185 new farm planners will attend the next Supervisors meeting for introductions. She reported that
186 24 farm plans have been completed so far this year, which meets the target previously set.

187 **Item #6 Treasurers Report:**

188 Tiffany reported that \$34,000 is available in the farm loan fund to begin payments on December
189 31, 1999. Checks 4918 through 4967 from June 16 through July 15 totaling \$46,874.21 need to
190 be ratified.

191 **M(Tiffany)/S(Hansen)/P a motion to ratify checks numbering 4918 to 4967 in the amount**
192 **of 46,874.21 for the period of June 16 to July 25, 1999 for payment of salaries and other**
193 **obligations of the District.**

194 **Discussion on funding a commission to the Good Nature Publishing Company to prepare a**
195 **Hedgerow Poster.**

196 Krenkel presented a request from Geoff Reed for consideration of allocation of \$5,000 of District
197 funds to the publisher of the hedgerow poster which would purchase 2500 posters. Tiffany
198 informed the Board as Treasurer that the District did not have sufficient money in reserve funds
199 to support the poster project. Discussion ensued on how to express support for Snohomish
200 Conservation District Hedgerow project in ways other than financial.

201 **M/(Tiffany)/S(Wallace)/P a motion to not allocate funds for the commissioning of a**
202 **Hedgerow poster.**

203 **Future Agenda Topics:**

204 Harpham suggested discussion of alternative meeting sites, and recommended Shadow Lake
205 Bog. Henry suggested Totem Lake.

206 Niccolls stated he would like to see Joanna Richey and John Koon at a future meeting to
207 continue discussion on how the District and Water and Land Resources Division can cooperate
208 in delivering services to citizens in the Surface Water Management Service Area.

209 Krenkel reiterated having Stu Trefry as a future speaker to speak about non-competitive grants.

210 Niccolls stated the Chair of the Conservation Commission invited the District to submit a list of
211 issues to the Commission at a later date.

212 **New Business:**

213 Lynn Sullivan brought to the attention of the Board that two requests for awards of District
214 assessment money had been submitted. One was from the City of Beaux Arts for stenciling
215 storm drains that they drain to streams and the other was from the King County Water and Land
216 Resources Division. Both of these requests concern the \$1.00 portion of the \$5.00 per parcel that
217 jurisdictions have been allocated paint stencil for salmon grant.

218 **M/(Wallace)/S(Sullivan)/P a motion to send a check for \$275.00 to the City of Beaux Arts**
219 **for a storm drain stenciling program.**

220 Tiffany recommended that the King County request be considered at the next meeting to allow
221 more time for discussion.

222 Niccolls recommended moving the September Board meeting to September 15, 1999 to
223 accommodate a request from Sandi Krenkel. There were no objections, and the meeting date
224 was changed, with a new location to be announced.

225 There being no further new business, the meeting was adjourned at 9:15 PM.

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229 _____
Authorized Signature

_____ Date

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Index of Motions

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