5. Hazardous Materials and Hazardous Waste
6. Health and Safety
7. Transportation
8. Utilities
9. Visual and Aesthetic Impact
10. Due process

C. There is a specific address for responses. Although the commissioners have sent one short response letter it was not as detailed as it needs to be, or sent to the exact address required for official acknowledgment and inclusion in the record. The Commissioners must address these concerns with the FEIS to the following exact address:

US Army Space and Missile Defense Command
SMDC-EN-V, Mrs. Julia Hudson-Elliot
P. O. Box 1500
Huntsville, AL 35807-3801

Dr. Hurd commented that the City Attorney for Everett was prepared to file suit of appeal of the FEIS. He asked that Island County at least consider writing one more letter that addresses the ten areas outlined in his letter. Citizens of Island County have been uniquely wronged and have a unique voice and he thought it appropriate due process be addressed.

Malcom Ferrier, Langley, expressed concerns about what he sees as a vast experiment going on with the SBX, firing out beams of ten gigahertz, ten billion vibrations per seconds, bouncing off the atmosphere. Most measurements on the effects of the fields have been done by physicists on physical systems and a real worry in his mind is that experiments have not been done by biologists on biological systems, in particular living cells and developing fetal cells. This experiment on human and marine populations has never been done before and it is a great unknown. A similar experiment at Cape Code some 20 years' ago showed an increase in rate of childhood leukemia, which gives pause for concern.

Curtis Leonard, Langley, because of the nature of the situation and deadline for decision, commented on the groups' desire to meet with the County Attorney. They originally wanted an opportunity for more time on the Board's August 11th agenda but now felt that would be too late, and first want to talk to the County Attorney and then possibly a special session of the Board in the next few days to pass a resolution that the scoping process be restarted and involve Island County.

Commissioner Shelton believed the FEIS process was flawed and public input insufficient, especially noting that an ad in a Seattle newspaper clearly was not adequate on an issue affecting Snohomish and Island counties. He was hopeful the Army would recognize the community's resistance to this location and choose a locale not as densely populated. He pointed out that the County Prosecuting Attorney is a separately elected official and he suggested the folks contact him directly. The person he believed messages should be sent to about this issue is Congressman Rick Larsen, along with the two Senators representing this area, in that at some point in time the influence brought to bear on the Federal government is far better addressed through those offices than a local board of commissioners. Clearly the City of Everett is prepared to try and prevent locating the SBX at Everett and he felt certain there would be ample opportunity for Island County to be a part of that process through briefs and so forth.

Commissioner Byrd noted that the Commissioners were on record in the letter sent to the Department of Defense, Missile Defense Agency *[July 21, 2003]* which was also forwarded to the address Dr. Hurd and Ms. O'Donnell indicated. [another copy will be directed to the address].

Chairman McDowell reiterated Commissioner Shelton's comments about contacting the Prosecutor, a separately elected County official and ask to meet with him.

HEARING HELD - CANCELLATION OF FRANCHISE #33 - SEWER DISTRIBUTION LINE - J. GORDON SPARKS - PLATS OF BAKERVIEW TERRACE AND UTSALADY POINT TRACTS

A Public Hearing was held at 10:20 a.m. as advertised to consider cancellation of Franchise #33 by J. Gordon Sparks for sewer distribution line in the Plats of Bakerview Terrace and Utsalady Point Tracts, located in sections 13/24, Twp 32N., R 2E. Bill Oakes, Public Works Director, reported in favor of cancellation of the franchise. The request was initiated by Mr. Sparks who no longer needs the franchise.

At the time of hearing, no one in the audience spoke for or against said request to cancel. By unanimous motion, the Board canceled Franchise #33 by J. Gordon Sparks for sewer distribution line in the Plats of Bakerview Terrace and Utsalady Point Tracts, located in sections 13/24, Twp 32N., R 2E.

RESOLUTION #C-75-03/R-23-03 - ADOPTION OF ISLAND COUNTY'S SIX-YEAR TRANSPORTATION IMPROVEMENT PROGRAM FOR THE YEARS 2004-2009

As presented, the Board by unanimous motion approved Resolution #C-75-03/R-23-03 in the matter of Adoption of Island County's Six-Year Transportation Improvement Program for the years 2004-2009.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ISLAND COUNTY, WASHINGTON

IN THE MATTER OF ADOPTION OF	)	
ISLAND COUNTY'S SIX-YEAR	)	RESOLUTION NO.
TRANSPORTATION IMPROVEMENT	)	C-75-03
PROGRAM FOR THE YEARS 2004-2009	)	R-23-03

WHEREAS, the County Engineer, in accordance with RCW 36.70A.070, 36.81.121 and WAC 136-14-040, has submitted his recommended plan for construction of roads for the years 2004 through 2009; and

WHEREAS, the Board certified that a priority array of the County Arterial System was prepared by the County Engineer and available during the preparation of this program; and

WHEREAS, the Island County Planning Commission has reviewed this program and found it in compliance with the Island County Comprehensive Plan;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Island County Board of Commissioners that the Six-Year Transportation Improvement Program for 2004 through 2009, as submitted this date, is hereby adopted.

ADOPTED this 4th day of August, 2003.

BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON
Wm. L. McDowell, Chairman
William J. Byrd, Member
Mike Shelton, Member

Attest: Ellen K. Meyer, Deputy
Clerk of the Board

(attached Transportation Improvement Program on file with the Clerk of the Board)

RESOLUTION #C-76-03/R-30-03 CLOSING ISLAND COUNTY'S COMPLETED COUNTY ROAD PROJECTS AND MISCELLANEOUS PROJECTS

By unanimous motion the Board approved Resolution #C-76-03/R-30-03 in the matter of Closing Island County's Completed County Road Projects and Miscellaneous Projects, as presented by the Public Works Director.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ISLAND COUNTY, WASHINGTON

IN THE MATTER OF CLOSING	)	
ISLAND COUNTY'S COMPLETED	)	RESOLUTION NO. C-76-03
COUNTY ROAD PROJECTS AND	)	R-30-03
MISC. PROJECTS	)	

WHEREAS, R.C.W. 36.77.070 requires the publication of the true and complete costs, and a brief description of all County Road Projects where the day labor, either estimated or actual cost, exceeds twenty-five hundred dollars. NOW, THEREFORE,

BE IT HEREBY RESOLVED that the following County Road Projects and the total costs as shown on the attached sheets are hereby approved and those C.R.P.'s with day labor in excess of $2,500 be published in the local newspaper.

NUMBER	WORK ORDER NO.	NAME
CRP 96-13	137	East Camano Drive, Phase 1
CRP 98-03	220	Brighton Beach Road
CRP 98-05	36	Kettles Trail
CRP 98-06	127	Woodland Beach Road
CRP 98-09	117	Possession Road Slide Repair
CRP 98-10	167	Edgecliff Road Slide Repair
CRP 98-11	124	Ferrydock Road Slide Repair
CRP 98-13	187	Madrona Way @ Sherman Road
CRP 98-14	239	Wilkes Gary Heights Drainage
CRP 98-16	260	Goss Lake Overflow Pipe
CRP 99-01	103	Wilkenson Road Closure
CRP 99-02	86	West Beach Road Guardrail
CRP 99-03	274	ACP Overlays – Whidbey 1999
CRP 99-04	275	ACP Overlays – Camano 1999
PWP 01-97	211	Camano Water System
PWP 04-98	267	Coupeville Shop Fuel Facility
PWP 05-98	32	Camano Shop Fuel Facility
PWP 01-99	57	Terry's Corner Beautification

NOW BE IT FURTHER RESOLVED that the projects on the attached sheets are completed and therefore are closed to all charges as of July 9, 2003.

APPROVED this 4th day of August, 2003.

BOARD OF COUNTY COMMISSIONERS