

**COMMISSIONERS' MINUTES
KITITAS COUNTY, WASHINGTON
AGENDA SESSION**

TUESDAY

3:00 P.M.

MAY 6, 2003

CALL TO ORDER

Chairman Golladay called the meeting to order.

Board members present: Max A. Golladay, Perry D. Huston and Bruce Coe.

Others: Julie Kjorsvik, Clerk of the Board; Warren Beed, Facilities Maintenance Director; David Taylor, Planning Director; Iris Rominger, Assessor; Tip Hudson, WSU Cooperative Extension Rangeland & Livestock Agent; Lana Thomas-Cruse, WSU Cooperative Extension Agent; Gene Dana, Sheriff; Rob DeGroot, Undersheriff; Sgt. Bert Marx, Sheriff's Department; Paul Bennett, Public Works Director, and approximately 8 members of the public.

INTRODUCTION OF NEW COUNTY EMPLOYEES

Lana Thomas-Cruse, WSU Cooperative Extension Agent, introduced Tip Hudson as the new Rangeland and Livestock Agent.

AWARDS/RECOGNITIONS

Chairman Golladay announced a certificate would be presented to Harold Kortum during the May 20, 2003 Commissioner Agenda.

✓The Board of County Commissioners presented Paul Bennett, Public Works Director, with a Certificate of Good Practice from the Washington State County Road Administration Board.

CONSENT AGENDA

Items listed under the Consent Agenda were distributed to the Board of County Commissioners in advance for study and were enacted by one motion with separate discussion to the extent any items were removed from the Consent Agenda at the request of a Board member.

Commissioner Huston announced there would be an Executive Session held at the conclusion of the agenda, relating to Real Estate matters (site for Law & Justice Facility) with possible action.

✓ **QUIT CLAIM DEED KENNETH B. PETERSON - WHITE ROAD PUBLIC WORKS**

Approve an Agreement and Quit Claim Deed between Kenneth B. Peterson and Kittitas County, for 0.106 acres in a portion of Tax Parcel 20-16-30053-0003, in the amount of \$2,100.00.

✓ **QUIT CLAIM DEED BERNARD I. HENSHAW - WHITE ROAD PUBLIC WORKS**

Approve an Agreement and Quit Claim Deed between Bernard I. Henshaw and Kittitas County, for 0.23 acres in a portion of Tax Parcel 20-16-30030-0001, in the amount of \$5,750.00.

✓ **RESOLUTION 2003-57 AWARD BID CLEMAN & BADGER POCKET BRIDGE PUBLIC WORKS**

Approve a Resolution to Award a Bid in the amount of \$253,068.06, to Tommer Construction Company, Inc. for the Cleman Bridge Reconstruction and Badger Pocket Bridge Channel Improvement projects.

ITEM H - REQUEST TO APPROVE A CONSULTANT AGREEMENT WITH HLA FOR THE PARKE CREEK ROAD PROJECT: ITEM MOVED TO BOARD DISCUSSION/DECISION

ITEM I - REQUEST TO APPROVE A RESOLUTION TO AWARD THE BID TO PROVIDE ONE NEW CHIP SPREADER: ITEM MOVED TO BOARD DISCUSSION/DECISION

✓ **CALL FOR BIDS LIQUID ASPHALT PUBLIC WORKS**

Approve a Notice of Call for Bids to furnish Liquid Asphalt in accordance with specifications prepared by Kittitas County, to be accepted and publicly opened and read aloud on Monday May 19, 2003, at 10:00 a.m. at the Kittitas County Department of Public Works 411 N. Ruby, Suite 1, Ellensburg, Washington, and to authorize the Clerk to publish said notice.

✓ **SET PUBLIC HEARING NON-EXCLUSIVE IRRIGATION FRANCHISE PUBLIC WORKS**

Approve to Set a Public Hearing to consider granting a non-exclusive Irrigation Franchise on Pfenning Road, Hart Road, Mohar Road, and Teanaway Road, to be held on Tuesday June 3, 2003 at 4:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse, Ellensburg, Washington, and to authorize the Clerk to publish said notice.

✓ **AGREEMENT PARKE CREEK RD. & CANYON RD. CONSTRUCTION PUBLIC WORKS**

Approve and authorize the Chair to sign a Rural Arterial Program Project Agreement, with the State of Washington County Road Administration Board, for the Parke Creek Road construction project, in the amount of \$645,000.00 of authorized RATA funds, and for the Canyon Road

MOTION**VALLEY ESPRESSO LEASE****MAINTENANCE**

Commissioner Huston moved to close the public hearing, direct the Facilities Maintenance Director to prepare a Lease Amendment with Valley Espresso, to be placed on the May 20, 2003 Commissioner Agenda, in the amount of \$575.00 per month, including lease-hold taxes, effective June 1, 2003 through the term of the existing lease. Commissioner Coe seconded. Motion carried 3-0.

CONTRACT**OFFICIAL COUNTY NEWSPAPER****COMMISSIONERS**

Commissioner Huston moved to approve a Contract for the Official County Newspaper, with the Daily Record, for the term beginning July 1, 2003 through June 30, 2004, at a rate of \$4.35 per column inch, for all legal notice printing and \$5.95 per column inch for display advertising. Commissioner Coe seconded. Motion carried 3-0.

APPOINTMENT**HOUSING AUTHORITY - SAM RUST JR.****COMMISSIONERS**

Commissioner Coe moved to appoint Sam Rust Jr. to the Kittitas County Housing Authority Board, for a term effective immediately and expiring on April 30, 2008. Commissioner Huston seconded. Motion carried 3-0.

RESOLUTION 2003-51**LAW & JUSTICE 2003 PLAN****LAW & JUSTICE**

Commissioner Huston moved to approve Resolution No. 2003-51, approving the Kittitas County Law & Justice Council Working Plan and Goals for the Year 2003. Commissioner Coe seconded. Motion carried 3-0.

GRANT**OVER-TIME TRAFFIC SAFETY FUNDS****SHERIFF**

Rob DeGroot, Undersheriff, explained the grant funds would be used by the Kittitas County Sheriff's office for primarily DUI enforcement from May 19th through June 19th, 2003, to allow an additional presence over the Memorial Day weekend. The Board of Commissioners questioned if the grant could be allowed for such expenditures, since it was specifically for the safety belt emphasis patrols. Undersheriff DeGroot assured the Board that the Sheriff's department had checked with the Washington Traffic Safety Commission and said they were aware of it and did not have a problem.

Commissioner Huston moved to acknowledge receipt of a Grant between the Washington State Traffic Safety Commission and the Kittitas County Sheriff's department, in the amount of \$3,000.00, for overtime funding reimbursement, to support the traffic safety emphasis patrols. Commissioner Coe seconded. Motion carried 3-0.

✓ **SET PUBLIC HEARING ASSESSOR'S PARCEL LAYER INFORMATION**

ASSESSOR

Commissioner Huston moved to approve setting a public hearing to consider testimony of proposed fees for the Assessor's Parcel Layer Information on Kittitas County's Geographic Information System and/or Assessment Data, to be held Tuesday May 20, 2003 at 4:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse, Ellensburg Washington, and to authorize the Clerk to publish said notice. Commissioner Coe seconded. Motion carried 3-0.

✓ **AGREEMENT KITTITAS CO. CONSERVATION DISTRICT-PAM SERVICES PUBLIC WORKS**

Commissioner Huston moved to approve an Agreement for Services between Kittitas County, the Kittitas County Road Department and the Kittitas County Conservation District, in the amount of \$5,000.00 to implement and administer a cost sharing program for the use of Polyacrylamide (PAM) to reduce silt in the County road ditches, for the year 2003 only. Commissioner Coe seconded. Motion carried 3-0.

✓ **AGREEMENT CITY OF YAKIMA/KITTITAS COUNTY PUBLIC WORKS**

Commissioner Huston moved to approve and authorize the Chair to sign an Intergovernmental Cooperative Purchasing Agreement, between the City of Yakima and Kittitas County, pertaining to bids and contracts for supplies, material, equipment and services, the agreement shall continue in force until canceled by either party. Commissioner Coe seconded. Motion carried 3-0.

LEASE AGREEMENTS CASCADE PALLET CO. PUBLIC WORKS

Commissioner Huston moved to approve Amendments to the Lease Agreement's #1 and #2 between Kittitas County and the Cascade Pallet Company, for property adjacent to each other within the Industrial Area at the Kittitas County Airport. Commissioner Coe seconded. Motion carried 3-0.

✓ **TRANSMITTAL HOLTER REZONE (Z-01-05) COMM. DEV. SERVICES**

David Taylor, Community Development Services Director, presented the Planning Commission's transmittal and recommendations for the Del Holter Rezone (Z-01-05), for an amendment to the Kittitas County Zoning Map, which would change the zoning on a 6.36 acre parcel located east of Cle Elum on SR 970. The Planning Commission recommended approval of the zone change with a 5-0 vote. He recommended the Board set a closed record hearing to consider the matter.

Commissioner Huston moved to set a closed record hearing to consider the Del Holter rezone request (Z-01-05), to be held on Tuesday May 20, 2003 at 3:00 p.m. in the Commissioner's Auditorium, Room 109, County

Courthouse, Ellensburg, Washington. Commissioner Coe seconded. Motion carried 3-0.

✓ **SET PUBLIC HEARING TEMP. BUSINESS ACTIVITY PERMIT COMM. DEV. SERVICES**

Commissioner Huston moved to set a public hearing to consider the Planning Commission's recommendation, for Temporary Business Activity Permit's, to be held at 4:00 p.m. on Tuesday May 20, 2003, in the Commissioner's Auditorium, Room 109, County Courthouse, Ellensburg Washington, and to authorize the Clerk to publish said notice. Commissioner Coe seconded. Motion carried 3-0.

✓ **AGREEMENT CULVERT AGREEMENT II/PAT & MARY BURKE PUBLIC WORKS**

Paul Bennett, Public Works Director, presented a Kittitas County Culvert Agreement II between Kittitas County and Pat and Mary Burke. He summarized the obligations the County had currently fulfilled, and explained the remaining culvert would hopefully be removed by June 1st, depending on weather relating to construction. The County would place one-culvert (thirty-six) inches in diameter by September 1, 2003, at the surveyed Mountain Creek Drive crossing of the Burke-Hartman Ditch as designated on the Short Plat approval maps. Mary Burke commented on the proposed agreement and felt there many outstanding issues that remained unresolved.

Commissioner Huston directed staff to forward a report to the Burkes along with any other documents for their review. He reviewed a memo drafted to Paul Bennett, interpreting the Wulf's access permit speaks to property not involving the Burke ditch, hence the permit does not speak to anybody's rights regarding the ditch. Further, the County cannot, and has not, granted permission to Mr. Wulf to conduct any activities regarding the Burke ditch.

Commissioner Huston moved to authorize the Chair to sign a memorandum to Paul Bennett, relating to the Burke ditch, and to direct staff to prepare a report with the status and appropriate documentation to Pat and Mary Burke, and await a response from the Burke's with their satisfaction. Commissioner Coe seconded. Motion carried 3-0.

✓ **RESOLUTION 2003-52 STATE SUPPORT OF MANDATED PROGRAMS COMMISSIONERS**

Commissioner Huston moved to approve Resolution No. 2003-52, Concerning State Support of Mandated Programs and Levels of Service, authorizing the Sheriff to prepare jail service agreements, consistent with the terms and conditions offered to the City of Ellensburg; authorizing the Sheriff to utilize collection services, litigation, or other means to compel the payment of fees generated by State agencies pursuant to jail services agreements, retroactive January 1, 2003; calling upon the State

of Washington to honor the tone of the Constitution and the specific language of the Revised Code of Washington and repeal or adequately fund levels of service and programs mandated by the State of Washington, and to respond to the crisis in public safety funding; and to heed the clear and resounding message sent by Washington voters through the initiative process to place priority on education, public safety, and other basic services by reducing expenditures in other areas of government and reallocating those resources accordingly. Commissioner Coe seconded. Motion carried 3-0.

RESOLUTION 2003-53 FUND TO SUPPORT CORRECTIONS FACILITY COMMISSIONERS

Commissioner Huston read into the record a Resolution concerning funding to support the Kittitas County Correction's Facility. The Resolution stated the Sheriff in coordination with the Board of County Commissioner's, determine those prisoners incarcerated by State Agencies in the Kittitas County Correctional Facility that are appropriate to relocate to other correctional facilities, and pass the expense of prisoner relocation through the appropriate State agency, and in the interim the cost be paid by monthly accrual in the Juvenile Justice tax; authorize the Sheriff to begin the process of hiring five (5) Control Room Officers, one (1) Corrections Officer and one (1) Clerical person immediately at an annual cost of approximately \$228,000; initiate and prepare budget amendments with increased annual revenue from the Ellensburg Jail Service Fee Agreement to the expense of a new correction center staff, the monthly accrual of the criminal justice tax (approx. \$15,000) be directed to the expense of new correction center staff, and one line deputy position and all ancillary expense be eliminated and that funding be redirected to the expense of a new corrections center staff; authorize the use of any new revenues generated from contracts with State agencies, and noting without any support from the State, public safety will continue to erode and the immediate danger to our correction center staff and inmates, already unacceptable will continue to increase.

Sheriff Gene Dana, announced it had been the first time he'd seen the Resolution concerning the loss of one Line Deputy's position. He did not support that portion of the Resolution, and said he would like an opportunity to review it further, so that he does not lose a Line Deputy position. Commissioner Huston acknowledged that something must be done, and recognized the fact that it would "hurt" no matter what, whether it's not adding the additional Corrections positions, or having to lose a Line-Deputy. He said he was willing to listen to alternatives in order to identify other resources.

Commissioner Huston moved to approve Resolution No. 2003-53, Concerning Funding to Support the Kittitas County Corrections Facility. Commissioner Coe seconded. Motion carried 3-0.

✓ **AGREEMENT**

HLA - PARKE CREEK ROAD RECONSTRUCTION PUBLIC WORKS

Commissioner Huston moved to approve and authorize the Chair to sign a Local Agency Standard Consultant Agreement in the amount of \$126,703.46, with Huibregtse, Louman Associates, Inc. for the Parke Creek Road Reconstruction project, from Milepost .34 to Milepost 2.61, including excavation, grading, crushed rock, AC pavement, drainage, signing and striping. Commissioner Coe seconded. Motion carried 3-0.

✓ **RESOLUTION 2003-54**

AWARD BID-CHIP SPREADER

PUBLIC WORKS

Commissioner Huston moved to approve Resolution No. 2003-54, Awarding a Bid to Western Power & Equipment, in the total amount of \$113,152.00, including sales tax, to furnish one (1) new Chip Spreader and dispose of E.R.R. #463, a 1995 Entyre Chip Spreader. Commissioner Coe seconded. Motion carried 3-0.

EXECUTIVE SESSION

Chairman Golladay announced the Board of Commissioners would go into Executive Session immediately following their scheduled public hearings for approximately 15 minutes relating to Real Estate matters.

At 4:51 p.m. the Board recessed into an Executive Session.

At 5:15 p.m. the Board reconvened out of Executive Session. The Board directed the Facilities Maintenance Director to prepare documentation for the Board's consideration at a future agenda, for a six-month lease extension, relating Pautzke Bait's parking lot across from the Courthouse.

The Board authorized Commissioner Huston and Warren Beed, Facilities Maintenance Director to proceed with negotiations for Harold's and Waites Motel and the three private homes located on the North end of the block, for future jail expansion.

VOUCHERS:

| <u>WARRANT NUMBER</u> | <u>AMOUNT</u> | <u>DATE APPROVED</u> |
|---------------------------|--------------------------------|----------------------|
| #130603 - #130603 | \$ 127.32 | 04-14-03 |
| #130695 - #130698 | \$ 127.32 | 04-14-03 |
| #130639 - #130645 | \$ 4,602.19 | 04-14-03 |
| #129964, #129181, #124919 | \$ 652.56 (cancelled warrants) | 04-17-03 |
| #130839 - #130841 | \$ 41.04 (reissued warrant) | 04-17-03 |
| #46512 - #46642 | \$ 54,842.00 | 04-17-03 |
| #130891 - #131120 | \$537,844.93 | 04-21-03 |
| #131023 - #131099 | \$ 178.40 | 04-22-03 |

| | | | |
|-------------------|--------------|---------------------|----------|
| #131035 & 130951 | \$ 411.38 | (voided checks) | 04-22-03 |
| #131121 - #131124 | \$ 411.38 | | 04-22-03 |
| #131128 - #131133 | \$ 16,943.99 | | 04-23-03 |
| #131020 - #131020 | \$ 23.93 | (voided check) | 04-23-03 |
| #131125 - #131127 | \$ 23.93 | | 04-23-03 |
| #130965 - #130965 | \$ 4,638.00 | (cancelled warrant) | 04-24-03 |
| #131333 - #131470 | \$346,571.91 | | 04-29-03 |
| #46643 - #46863 | \$415,874.22 | | 04-30-03 |
| #131478 - #131534 | \$ 88,063.44 | | 04-30-03 |
| #131551 - #131566 | \$ 83,064.89 | | 05-02-03 |

TRAVEL AUTHORIZATION

The Kittitas County Board of Commissioners approved the following Travel Authorization requests:

- ✓ Bruce Coe, Kittitas County Commissioner, District #2, to attend a Sustainable Mountain Communities Conference in Banff, Alberta Canada, from June 13, 2003 through June 18, 2003.
- ✓ Suzanne C. Tarr and Patti Johnson, Solid Waste Department, to attend the 2003 Northwest Hazardous Waste Conference from June 2 through June 4, 2003 in Pasco, Washington.

ADJOURNMENT

The meeting was adjourned at 5:17 p.m.

CLERK OF THE BOARD

KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON


Julie A. Kjorsvik


Max A. Golladay, Chairman