

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

**TUESDAY**

**10:00 A.M.**

**JUNE 03, 2008**

Board members present: Chairman Mark McClain; Vice-Chairman Alan Crankovich and Commissioner Linda Huber.

Others: Mandy Robinson, Deputy Clerk of the Board; Darryl Piercy, Director of Community Development Services; Mackenzie Moynihan, CDS Staff Planner; Allison Kimball, Assistant Director of Community Development Services; Holly Myers, Environmental Health Manager; Kari Braniff, CDS Staff Planner; Scott Turnbull, CDS Staff Planner; Doug D'Hondt, Public Works Engineer; Cathy Bambrick, Public Health Director; Erin Abbot, Public Health Clerk II; Matt Anderson, Fairgrounds Program Director; Michael Carpenter, Facilities Maintenance Director; Kirk Eslinger, HR Director; Dan Valoff, CDS Staff Planner; Sara Bedsaul, Health Educator; Judy Pless, Budget & Finance Manager; Jim Van De Venter, Interim Public Works Director; Kelly Carlson, Admin Assistant/Airport Manager; Jan Ollivier, Transportation Manager and approximately four members of the public.

**CALL TO ORDER**

Chairman McClain called the meeting to order.

**PLEDGE OF ALLIEGANCE**

Chairman McClain led the Pledge of Allegiance.

**INTRODUCTION OF NEW COUNTY EMPLOYEES**

Darryl Piercy, Director of Community Development Services announced two promotions in his department. Kari Braniff was promoted to Planner I from a Permit Tech. He also indicated that Dan Valoff has been promoted from Planner I to Planner II.

Cathy Bambrick introduced Erin Abbot as the new Public Health Clerk II for Environmental Health.

Chairman McClain introduced Matt Anderson as the new Fairgrounds Program Director.

Commissioner Crankovich introduced Michael Carpenter as the new Facilities Maintenance Director.

**PROCLAMATIONS - NONE**

**AWARDS & RECOGNITIONS**

**CERTIFICATE**

**SARA BEDSAUL- SHAPE UP**

**PUBLIC HEALTH**

Commissioner Crankovich moved to approve a Certificate of Recognition for Sara Bedsaul, Health Educator, for efforts to improve physical activity & nutrition in Kittitas County School Districts. Commissioner Huber seconded. Motion carried 3-0.

**APPROVAL OF AGENDA**

Chairman McClain noted Consent Agenda item H had been moved to Board Discussion & Decision, as well as one item had been added under Administrative Matters and indicated that he did not anticipate an Executive Session.

Commissioner Crankovich moved to approve the Agenda as amended. Commissioner Huber seconded. Motion carried 3-0.

**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 Crankovich moved to approve the Consent Agenda as amended. Commissioner Huber seconded. Motion carried 3-0.

**MINUTES**

<b>DATE</b>	<b>MEETING</b>	<b>RE:</b>
9-25-07	Special Meeting	U/C Vote by Mail
5-12-08	Regular Meeting	DPW Study Session
5-12-08	Special Meeting	EWGMHB Order
5-15-08	Special Meeting	Executive Session
5-19-08	Special Meeting	Executive Session
5-19-08	Special Meeting	Executive Session
5-19-08	Special	Executive Session

	Meeting	
5-19-08	Regular Meeting	BOCC Office Admin
5-19-08	Regular Meeting	BOCC DH Meeting Minutes
5-21-08	Special Meeting	Executive Session
5-27-08	Regular Meeting	BOCC Office Admin Meeting

**APPOINTMENT                    BRANDON DREXLER/ROAD VARIANCE COMMITTEE                    COMMISSIONERS**

Approve the appointment of Brandon Drexler to the Kittitas County Road Variance Committee District #1 Representative, and to authorize the Chair to sign a letter of appointment.

**RESOLUTION 2008-88                    RYEGRASS LEACHATE TANK                    SOLID WASTE**

Approve Resolution No. 2008-88, In the Matter of awarding a bid to Belsaas & Smith Construction Inc. for the Ryegrass Leachate Conveyance & Tank Storage Building project in the amount of \$ 106,848.16.

**CONTRACT    2007-2009 KITTITAS COUNTY/DSHS    ADDS**

Approve and authorize the chair to sign Contract Number 9505-1, an amendment to the existing contract for the 2007-2009 Biennium between Kittitas County and the Department of Social & Health Services, Division of Alcohol & Substance Abuse in the amount of \$892,085.00.

**CONTRACT    2007-2009 KITTITAS COUNTY/ADDS    ADDS**

Approve and authorize the chair to sign an amended Contract for Substance Abuse Services for the 2007-2009 Biennium between Kittitas County & Alcohol Drug Dependency Service (ADDS) in the amount by \$892,085.00 for the period July 1, 2007 to June 30, 2009.

**CONTRACT    KITTITAS COUNTY/CASCADE RECOVERY    ADDS**

Approve and authorize the chair to sign an amended Contract between Kittitas County and Cascade Recovery Resource Center in the amount of \$ 85,000.00 for Chemical Dependency Treatment Expansion, treatment services for DCFS referred patients and youth.

**SET PUBLIC HEARING    CDBG PLANNING ONLY GRANT    COMMISSIONERS**

Approve setting a Public Hearing to consider and review the program performance relating to the Community Development Block Grant (CDBG) Planning Only Grant in the amount of \$ 24,000.00 awarded by the

Department of Community, Trade and Economic Development, which assessed affordable housing in Kittitas County by HopeSource for the contract period ending October 31, 2007 to be held on Tuesday June 17, 2008 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5<sup>th</sup> Avenue Ellensburg, Washington, and to authorize the Clerk to publish said notice

**REQUEST TO APPROVE A RESOLUTION AUTHORIZING APPROVAL OF AN INTERAGENCY AGREEMENT BETWEEN THE STATE OF WASHINGTON DEPARTMENT OF ECOLOGY AND KITTITAS COUNTY PUBLIC HEALTH DEPARTMENT- ITEM MOVED TO BOARD DISCUSSION & DECISION**

**RESOLUTION 2008-86      AWARD BIDS TO DISPOSE OF EQ#251-252 PUBLIC WORKS**

Approve Resolution No. 2008-86, awarding the bid from Jack Johnson to dispose of E.R.& R. equipment No. 251 & 252.

**SET PUBLIC HEARING                  LEASE OF COUNTY PROPERTY                  PUBLIC WORKS**

Approve setting a Public Hearing to consider leasing County property within the Airport Aeronautical Area binding site plan specifically Lot H-35 (0.15 Acres - 6534.00 Sq Ft) to be held on Tuesday July 1, 2008 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5<sup>th</sup> Avenue Ellensburg, Washington, and to authorize the Clerk to publish said notice.

**MYLARS                                  ZAHAJKO PLAT (P-07-05)                                  CDS**

Approve and authorize the Chair to sign the final mylars granting approval of the Zahajko Plat (P-07-05).

**MYLARS                                  O'CALLAHAN (P-06-03)                                  CDS**

Approve and authorize the Chair to sign the final mylars granting approval of the O'Callahan Performance Based Cluster Plat(P-06-03).

**RESOLUTION 2008-87                  LINDLEY'S ADDITION PLAT (P-07-39)                  CDS**

Approve Resolution 2008-87, granting approval of the Lindley's Addition Preliminary Plat, an application submitted by Scott & Kimberly Lindley, landowners who submitted a long plat application on June 20, 2007. The subdivision application included a preliminary plat (Lindley's Addition Preliminary Plat, P-07-39), depicting the division of approximately 9.47 acres into 3-lots, located east of Salmon Las Sac Road, off Grandview Road Ronald, WA 98940, and is located in a portion of Section 09, T21N, R14E, WM, in Kittitas County. Map Number 21-14-09059-0004.

**MYLARS                  CLE ELUM RIVER TRAILS PUD DIVISION No. IV                  CDS**

Approve and authorize the Chair to sign the final mylars granting approval of the Cle Elum River Trails PUD Division No. IV.

**CORRESPONDENCE - NONE**

**ADMINISTRATIVE MATTERS**

**SET PUBLIC HEARING                      JOINT HEARING KCBOH/KCBOCC                      PUBLIC HEALTH**

Commissioner Crankovich moved to set a Public Hearing to consider modifying the 2008 Public Health Fee Schedule to be held on Thursday June 19, 2008 at 10:00 a.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5<sup>th</sup> Avenue Ellensburg, Washington, and to authorize the Clerk to publish said notice. Commissioner Huber seconded. Motion carried 3-0.

**CITIZEN COMMENTS ON NON-AGENDA ITEMS - NONE**

**BOARD DISCUSSION & DECISION**

**AGREEMENT                      PROGRAM AGREEMENT "LONG TERM PAYBLE"                      AUDITOR**

Commissioner Huber moved to approve and authorize the Chair to sign the Program Agreement "Long Term Payable" with, the Department of Social and Health Services. Commissioner Crankovich seconded. Motion carried 3-0.

**AGREEMENT                      CONSULTANT AGREEMENT NELSON SIDING ROAD                      PUBLIC WORKS**

Commissioner Crankovich moved to approve and authorize the Chair to sign the consultant agreement with David Evans & Associates for the Nelson Siding Road Safety Improvements Project. Commissioner Huber seconded. Motion carried 3-0.

**CHANGE ORDER                      BAR 14 ROAD BRIDGE REPLACEMENT                      PUBLIC WORKS**

Commissioner Huber moved to approve and authorize the Chair to sign the Change Order Request for the Bar 14 Road Bridge Replacement Project in the amount of \$ 24,760.00. Commissioner Crankovich seconded. Motion carried 3-0.

**INTERLOCAL/GRANT                      IMAGING SERVICES/DOCUMENT PREPARATION                      PUBLIC WORKS**

Commissioner Huber moved to approve and authorize the Interim Public Works Director to sign the Inter-local Agreement and the Grant Agreement for document preparation and imaging services in the amount of \$30,000.00. Commissioner Crankovich seconded. Motion carried 3-0.

Chairman McClain opened the public hearing continued from May 6, 2008 and noted the record was closed. Jan Ollivier, Transportation Manager presented a Transportation Plan to provide strategies and guidance for the County's long range transportation investments. She indicated the Planning Commission held public hearings from December 17, 2007 to February 26, 2007 to consider public testimony on this plan. She indicated that the Board of County Commissioners held a public hearing on May 6, 2008 to consider the Planning Commission's findings of Fact and receive additional public input. She stated that the Board requested staff to make revisions to the plan according to the suggestions made by Chairman McClain. Ms. Ollivier indicated that the changes were made and the document before the Board today is the final document for consideration.

**RESOLUTION 2008-84**

**LONG RANGE TRANSPORTATION PLAN**

**PUBLIC WORKS**

Commissioner Crankovich moved to approve Resolution 2008-84, to adopt the Kittitas County's Long Range Transportation Plan for the years 2008-2025. Commissioner Huber seconded. Motion carried 3-0. The Board thanked Ms. Ollivier and the Public Works for completing the document, they indicated that this has been in the works for a long time and were glad to see it completed. Chairman Crankovich indicated that this document will be reviewed yearly for adjustments.

**CLOSED RECORD MEETING**

**CROWE PRELIMINARY PLAT (P-07-51)**

**CDS**

Chairman McClain opened a continued closed record meeting from May 20, 2008 to consider the Crowe Preliminary Plat. He indicated he had disclosures to make regarding personal knowledge and contact with the applicant and asked if there were any objections to him remaining seated. There were no objections to Chairman McClain remaining seated. Mackenzie Moynihan, CDS Staff Planner reviewed the Crowe Preliminary Plat (P-07-51) an application submitted by Chuck Cruse of Cruse & Associates, for a long plat application on September 5, 2007. The subdivision application included a preliminary plat (CROWE Preliminary Plat, P-07-51), depicting the division of approximately 22.57 acres into 7-lots. The proposed lots range in size from 3.00 to 3.78 acres. She indicated that at the May 20, 2008 Agenda the Commissioners requested to continue the meeting because there was Planning Commission minutes from the March 25, 2008 meeting that had been left out of the Commissioner packets. She indicated that the Board asked to continue the meeting to allow staff to submit a full project record. Commissioner Crankovich questioned Group B concerns and Irrigation ditches and the responsibility of maintaining them. Mackenzie Moynihan, CDS Staff Planner indicated, there was a letter in the Crowe file stating that the Crowes would allow an access easement. Commissioner Huber questioned

whether that was language that could be on the plat or is that letter filed somewhere? Mackenzie Moynihan, CDS Staff Planner indicated that the only place that letter is filed is in the Crowe file, however that language can be put on the plat if the Commissioners choose to go that way.

Commissioner Crankovich moved for the preliminary Plat approval of the Crowe Preliminary Plat (P-07-51). Commissioner Huber seconded. Motion carried 3-0. Commissioner Crankovich expressed his concern with water withdrawal and indicated he would like an easement recorded. Chairman McClain expressed his confusion of why an easement needed to be recorded but also expressed his understanding for the Blands concern regarding water access. Darryl Piercy, Director Community Development Services explained that the issue is the delivery specific and referred to County Code and what applicants are required to do when it comes time for final plat. He indicated that, that way irrigation water will not be impacted.

**CLOSED RECORD MEETING**

**MANNA FUNDING REZONE (Z-06-46)**

**CDS**

Chairman McClain opened a continued closed record meeting from May 20, 2008 to consider the Manna Funding Rezone. He indicated he had disclosures to make regarding personal knowledge and contact with the applicant and asked if there were any objections to him remaining seated. There were no objections to Chairman McClain remaining seated. Scott Turnbull, CDS Staff Planner reviewed the Manna Funding Rezone (Z-06-46), submitted by Manna Funding, LLC Wild Horse Ranch LLC, Peregrine Skies LLC, Premier Property and Development Group, LLC and Wild Rivers Crossing LLC, landowners, for a zone change from Forest & Range to Rural-3 of approximately 100.31 acres. The subject property is located east of SR-903 and north of Mountain Ridge Dr. Roslyn, WA 98941, within a portion of Section 8, T20N, R15E, WM in Kittitas County. Assessor's Map numbers 20-15-08050-0001, 0002, 0003, 0004 and 0005. The Kittitas County Comprehensive Plan's land use element designates the subject property as rural and the current zoning is Forest and Range. He indicated that at the May 20, 2008 Agenda the Commissioners requested to continue the meeting because there was Planning Commission minutes from the March 25, 2008 meeting that had been left out of the Commissioner packets that were before the Board of County Commissioners for consideration. He indicated that the Board asked to continue the meeting to allow staff to submit a full project record.

Commissioner Crankovich moved to follow the Planning Commission's recommendation of denial and directed staff to prepare enabling documents for the June 17, 2008 Agenda Session. Commissioner Huber seconded. Discussion to the motion came from Commissioner Huber. She questioned whether or not it is possible to rezone a re-application? Darryl Piercy, Director Community Development Services indicated that the Planning Commission heard all testimony, and closed the hearing. The

Planning Commission received a request to re-open the hearing and the Planning Commission denied the request. He indicated it was then remanded back to staff & documents were added to the record. Chairman McClain expressed his support of the Planning Commission's recommendation and indicated that his motion comes specifically from item's 2, 3 & 4. Commissioner Crankovich indicated that issue number #6 was a strong basis for his decision for denial. Motion carried 3-0.

**RESOLUTION                    AUTHORIZATION OF INTERAGENCY AGREEMENT                    PUBLIC HEALTH**

Cathy Bambrick, Public Health Administrator reviewed a staff report requesting approval from the Board of County Commissioners on a Resolution authorizing approval of Interagency Agreement No. C0700xxx between the State of Washington Department of Ecology and the Kittitas County Public Health Department. She indicated that the Kittitas County Public Health Department (KCPHD) desires to enter into the Interagency Agreement with the Department of Ecology (DOE) to jointly implement the Memorandum of Agreement (MOA) entered into between DOE and KCPHD dated April 7, 2008 regarding the management of exempt ground water wells in Kittitas County. She indicated the MOA requires DOE and KCPHD to implement interim management strategies, development of a comprehensive ground water study and a long-term management plan for the area know as Upper Kittitas County. She referred to RCW 39.34.030 (2), RCW 39.34.080, and RCW 39.34.040, and indicated that the Board of County Commissioners need to authorize approval of Inter-local Agreements. She stated that the Interagency Agreement with DOE extends from July 1, 2008 through June 30, 2009. She indicated that KCPHD shall furnish the necessary personnel equipment, material and or service(s) and otherwise do all things necessary for or incidental to the performance of the work set forth in Attachments "A & B". Chairman McClain expressed his concerns for language on the first page he felt it opens the county up for additional work, where it talks about "Statement of work". Ms. Bambrick indicated that this is a one year contract & there is also a thirty day out clause. Chairman McClain expressed confusion on the State and County having two different fiscal years. The Commissioners had concerns over whose fiscal year the agreement spoke to and indicated a concern for the language to be specific. Chairman McClain expressed concerns with the language concerning Public Disclosure Requests (PDR) on data we submit to DOE with a five day requirement. Ms. Bambrick felt they wanted access to our educational materials. Commissioner Crankovich expressed an issue with the language and indicated he didn't want the word "shall" in the agreement, and was more comfortable with "may". Chairman McClain indicated his concern over the language in the payment clause and referred to the language as it stated "The Department of Ecology shall pay upon a satisfactory evaluation". He felt that should not be in there and suggested language like, "payment for work". Ms. Bambrick recited the changes she had noted and reviewed them. She stated that the changes to be made for further consideration as follows: (Payment for work),

("shall" should be changed to "may"), and the Long term management plan language. The Commissioners indicated that the language was too broad at this point, and they were uncomfortable with the way the agreement read. Commissioner Crankovich moved to post pone consideration of the agreement until Monday June 9, 2008 at 1:30 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5<sup>th</sup> Avenue Ellensburg, Washington. Commissioner Huber seconded. Motion carried 3-0.

**MISCELLANEOUS - NONE**

**EXECUTIVE SESSION**

**ADJOURNMENT**

Commissioner Crankovich moved to adjourn at 10:55 a.m. Commissioner Huber seconded. Motion carried 3-0.

Meeting adjourned at 10:55 a.m.

**DEPUTY CLERK OF THE BOARD**

**KITTITAS COUNTY COMMISSIONERS  
KITTITAS COUNTY, WASHINGTON**

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**Mandy Robinson**

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**Mark McClain, Chairman**