

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

TUESDAY

10:00 A.M.

MARCH 3, 2009

Board members present: Vice-Chairman Paul Jewell and Commissioner Mark McClain. Absent: Chairman Alan Crankovich.

Others: Julie Kjorsvik, Clerk of the Board; Zera Lowe, Deputy Prosecutor; Dan Davis, Staff Planner; Kirk Holmes, Public Works Director/Interim Community Development Services Director; Judy Pless, Budget & Finance Manager; Jerry Pettit, Auditor; Neil Caulkins, Deputy Prosecutor; Brent Bottoms, Deputy Prosecutor; Lisa Young, Human Resource Manager; Kathy Jurgens, Finance Manager; Superior Court Judge Scott Sparks; Prosecutor Greg Zempel and approximately 8 members of the public.

CALL TO ORDER

Commissioner Jewell called the meeting to order.

PLEDGE OF ALLEGIANCE

Commissioner Jewell led the Pledge of Allegiance.

INTRODUCTION OF NEW COUNTY EMPLOYEES - NONE

PROCLAMATIONS

PROCLAMATION

MORGAN UCENY

COMMISSIONERS

Commissioner McClain moved to Proclaim March 3, 2009 as Morgan Uceny/Prudential Spirit of Community Recognition Day in Kittitas County, for her outstanding volunteer contribution to others. Commissioner Jewell seconded. Motion carried 2-0.

AWARDS & RECOGNITIONS - NONE

APPROVAL OF AGENDA

Commissioner Jewell noted items B, C, D and E had been removed from the Consent Agenda; four items had been added under Administrative Matters; and three items added under Miscellaneous.

Commissioner McClain moved to approve the Agenda as amended.

Commissioner Jewell seconded. Motion carried 2-0.

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 Jewell noted items B, C, D and E had been removed from the Consent Agenda.

Commissioner McClain moved to approve the Consent Agenda as amended. Commissioner Jewell seconded. Motion carried 2-0.

MINUTES

COMMISSIONER MEETINGS

COMMISSIONERS

DATE	MEETING	RE:
2-17-09	Regular Meeting	BOCC Office Admin Meeting
2-17-09	Special Meeting	Executive Session
2-17-09	Regular Meeting	BOCC DH Meeting Minutes
2-23-09	Regular Meeting	BOCC Office Admin Meeting
2-23-09	Special Meeting	BOCC DH Meeting Minutes

REQUEST TO APPROVE AN AGREEMENT BETWEEN THE CITY OF ROSLYN & KITTITAS COUNTY FOR LIBRARY SERVICES - ITEM REMOVED AT THE REQUEST OF THE BOARD OF COUNTY COMMISSIONERS

REQUEST TO APPROVE AN AGREEMENT BETWEEN THE CITY OF KITTITAS & KITTITAS COUNTY FOR LIBRARY SERVICES - ITEM REMOVED AT THE REQUEST OF THE BOARD OF COUNTY COMMISSIONERS

REQUEST TO APPROVE AN AGREEMENT BETWEEN THE CITY OF ELLENSBURG & KITTITAS COUNTY FOR LIBRARY SERVICES - ITEM REMOVED AT THE REQUEST OF THE BOARD OF COUNTY COMMISSIONERS

REQUEST TO APPROVE AN AGREEMENT BETWEEN THE CITY OF CLE ELUM & KITTITAS COUNTY FOR LIBRARY SERVICES - ITEM REMOVED AT THE REQUETS OF THE BOARD OF COUNTY COMMISSIONERS

APPOINTMENT MARY MORGAN & HARVEY DODGE-NOXIOUS WEED COMMISSIONERS

Approve reappointing Noxious Weed Board Directors Mary Morgan to Section #2 and Harvey Dodge to Section #3, for a four year term effective immediately and expiring on February 29, 2013.

MEMORANDUM OF UNDERSTANDING TEAMSTERS - CORRECTIONS HUMAN RESOURCES

Approve a Memorandum of Understanding and Agreement between Kittitas County and Teamsters Local Union No. 760 representing the Corrections and Clerical employees of the Sheriff's Office, allowing for the hiring of lateral candidates from other agencies.

GRANT PARKS & RECREATION - BOATING PROGRAMS SHERIFF

Approve a Grant Amendment #2 with the Washington State Parks and Recreation Commission, Boating Programs, in the amount of \$10,850.00 to extend the period of time to June 30, 2009, and to approve a budget amendment request form.

INTERLOCAL AGREEMENT CITY OF SUNNYSIDE - JAIL SERVICES SHERIFF

Approve an Interlocal Agreement between Kittitas County and the City of Sunnyside, to provide housing of inmates at a rate of \$42.43 per day, per inmate, beginning January 1, 2009 through December 31, 2009.

AGREEMENT CITY OF KITTITAS - JAIL SERVICES SHERIFF

Approve an Agreement between Kittitas County and the City of Kittitas, to provide housing of inmates, in the amount of \$19,100.00 for 2009; \$19,482.00 for 2010 and \$19,871.00 for 2011.

AGREEMENT CITY OF ELLENSBURG - JAIL SERVICES SHERIFF

Approve an Agreement between Kittitas County and the City of Ellensburg, to provide housing of inmates, in the amount of \$232,700.00 for 2009; \$237,354.00 for 2010 and \$242,101.00 for 2011.

AGREEMENT CITY OF CLE ELUM - JAIL SERVICES SHERIFF

Approve an Agreement between Kittitas County and the City of Cle Elum, to provide housing of inmates, in the amount of \$100,450.00 for 2009; \$102,459.00 for 2010 and \$104,508.00 for 2011.

AGREEMENT SECURUS TECHNOLOGIES SHERIFF

Approve Master Services Agreement No. 12511396A between the Kittitas County Sheriff's Office and Evercom Systems, Inc. a subsidiary of

Securus Technologies, Inc. to provide and install an inmate telecommunication system.

REQUEST FOR PROPOSALS UPDATE SOLID WASTE MANAGEMENT PLAN SOLID WASTE

Approve a Request for Qualifications and Proposals for reviewing and updating the Kittitas County Comprehensive Solid Waste Management Plan, to be accepted until April 3, 2009 at 4:00 p.m. at the Kittitas County Solid Waste Department 925 Industrial Way, Ellensburg, WA, and to authorize the Clerk to publish said notice.

SET PUBLIC HEARING RATES FOR INSUFFICIENT FUND FEES SOLID WASTE

Approve setting a Public Hearing to consider setting rates for additional cards for charge customers and insufficient fund fees by the Kittitas County Solid Waste Department, to be held on Tuesday March 17, 2009 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington and to authorize the Clerk to publish said notice.

RESOLUTION 2009-24 TURN BACK BULLFROG ROAD TO WSDOT PUBLIC WORKS

Approve Resolution No. 2009-24, Authorizing a Quit Claim Deed to Turn Back the Intersection of Bullfrog Road and State Route 903 Right-of-Way to the Washington State Department of Transportation.

RESOLUTION 2009-25 WEST FORK TEANAWAY ROAD BRIDGE RECONST. PUBLIC WORKS

Approve Resolution No. 2009-25, Authorizing the Chair to sign the Supplemental Agreement with David Evans and Associates, Inc. in the amount of \$659,886.70 for the West Fork Teanaway Road Bridge Reconstruction project to be completed by December 31, 2010, and to authorize the Chair to execute the contract documents.

RESOLUTION 2009-26 NELSON SIDING ROAD SAFETY PROJECT PUBLIC WORKS

Approve Resolution No. 2009-26, Authorizing the Chair to sign the Supplemental Agreement with David Evans and Associates, Inc. in the amount of \$455,323.00 for the Nelson Siding Road Safety Enhancement project, to be completed by January 30, 2011, and to authorize the Chair to execute the contract documents.

RESOLUTION 2009-27 AWARD BID LIQUID ASPHALT MATERIALS PUBLIC WORKS

Approve Resolution No. 2009-27, Awarding a Bid for the 2009 Liquid Asphalt Materials to SEM Materials for Schedules "A" & "B" and Albina Asphalt for Schedule "C" and to authorize the Public Works Director to sign the contract documents.

RESOLUTION 2009-28 AWARD BID - ASPHALT MATERIALS PUBLIC WORKS

Approve Resolution No. 2009-28, Awarding a Bid for the 2009 Asphalt Materials for Schedule "A" in the amounts of Class "G" Asphalt at \$61.00/Ton and Class "B" Asphalt at \$61.00/Ton and to Granite Northwest, Inc. for Schedule "B" Cold Mix in the amount of \$129.50/Ton, and to authorize the Public Works Director to sign the contract documents.

RESOLUTION 2009-29 AWARD BID - CRACK SEALANT MATERIALS PUBLIC WORKS

Approve Resolution No. 2009-29, Awarding a Bid to furnish Crack Sealant Materials for 2009 to Arrow Construction Supply, and to authorize the Public Works Director to sign the contract documents.

RESOLUTION 2009-30 AWARD BID - WEED SPRAY PUBLIC WORKS

Approve Resolution No. 2009-30, Awarding a Bid to furnish Weed Spray Materials for 2009 to Helena Chemical Company, and to authorize the Public Works Director to sign the contract documents.

SET PUBLIC HEARING AMEND CHAPTER 14 - BUILDING PERMITS PUBLIC WORKS

Approve Setting a Public Hearing to consider revisions to Kittitas County Code Chapter 14, Buildings and Construction, and how expired building permits are processed, to be held on Tuesday March 17, 2009 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington, and to authorize the Clerk to publish said notice.

RESOLUTION 2009-31 ANGLEMYER ACRES PLAT (P-07-25) CDS

Approve Resolution No. 2009-31, granting preliminary approval of an application submitted by Devin and Christine Anglemyer, landowners, for the Anglemyer Acres Plat (P-07-25), a division of 12.25 acres into four (4) lots, located North of Ronald located off Morgan Creek & Salmon La Sac Roads, Ronald, Washington (Map Number 21-14-09053-0001).

RESOLUTION 2009-32 C.I.G. PLAT (P-07-59) CDS

Approve Resolution No. 2009-32, granting preliminary approval of an application submitted by Cascade Investment Group, LLC, authorized agent for Jeffrey Ryberg and Scott Erickson, landowners, a division of approximately 20.00 acres into six (6) lots ranging in size from 3.00 to 4.48 acres, located North of the Town of Ronald, East of Salmon La Sac Road off of Anna Bell Road, Ronald, Washington (Map Number 21-14-16000-0005).

Approve setting a Public Hearing to consider amendments to Kittitas County Code Chapter 14, relating to the regulation of RV's and Park Model Trailers, to be held on Tuesday March 17, 2009, at 2:00 p.m. in the Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington, and to authorize the Clerk to publish said notice.

CORRESPONDENCE - NONE

ADMINISTRATIVE MATTERS

SET PUBLIC HEARING ACQUISITION & DISPOSITION OF COUNTY PROP. PROSECUTOR

Commissioner McClain moved to approve setting a Public Hearing to consider Amending Title 2 of the Kittitas County Code, Administration & Personnel regarding Acquisition and Disposition of County property, to be held on Tuesday March 17, 2009 at 2:00 p.m. in the Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington, and to authorize the Clerk to publish said notice. Commissioner Jewell seconded. Motion carried 2-0.

RESOLUTION 2009-21 FEMA 1817-DR-WA WINTER STORMS 2009 PUBLIC WORKS

Commissioner McClain moved to approve Resolution No. 2009-21, Designating Kittitas County as an Applicant Agent for Presidential Disaster Declaration for FFEMA 1817-DR-WA Severe Winter Storms for 2009, designating Kirk Holmes, Public Works Director as the Applicant and Kathy Jurgens, Financial System Manager as the Alternate authorized representative. Commissioner Jewell seconded. Motion carried 2-0.

AGREEMENT US ARMY CORPS OF ENGINEERS - LEVEE PUBLIC WORKS

Commissioner McClain moved to ratify the Chair's signature on a Cooperation Agreement between the Department of the Army acting by and through the District Engineer, Seattle District, U.S. Army Corps of Engineers and Kittitas County, for the Rehabilitation of Flood Control Works Teanaway Levee, Yakima River, TWY-1-09. Commissioner Jewell seconded. Motion carried 2-0.

RESOLUTION 2009-22 PROCESSING CONTRACT FOR KITTITAS COUNTY PROSECUTOR

Commissioner McClain moved to approve Resolution No. 2009-22, Reaffirming the Processing of Contracts for Kittitas County, and that prior to approval by the Board of County Commissioners, all agreements shall be reviewed by the Kittitas County Prosecutors office for approval as to form, which shall necessarily include a review as to legality, liability and risk, and that contracts which terminated within one year

properties in the immediate vicinity of the subject property. He explained why he thought the proposed PUD rezone and associated 14 lot Preliminary Plat is consistent with the County's Comprehensive Plan. He said his main concern was dealing with the issue of water availability and the use of an exempt well to serve the water needs of the proposed development. According to the record, lot 1 and 2 of the short plat 06-84 are entitled to a single exemption of 5,000 gallons per day and the application is for lot 1, and is essentially utilizing all of the available water. If approved, there would be no water left as part of the exemption for additional residential development to occur on lot 2. He said in the Hearings Examiners findings, the applicant acknowledges the project will consume all of the water allowable to the previously referenced short plat, and that the owners of lot 2 were aware of the application.

Commissioner McClain noted that the owner of lot 2 is accepting of the limitation on development although couldn't understand why, but the only concerns expressed came from Suncadia.

Commissioner McClain moved to approve the Tumbling Ridge Planned Unit Development (PUD) rezone (Z-07-16) and Preliminary Plat (P-07-61), and to adopt the Findings of Fact, Conclusions of Law from the Hearings Examiner and to direct staff to prepare enabling documents. Commissioner Jewell seconded. Motion carried 2-0.

Commissioner McClain moved to continue the Tumbling Ridge request to Tuesday March 17, 2009 at 10:00 a.m. to consider enabling documents. Commissioner Jewell seconded. Motion carried 2-0.

MEMORANDUM OF UNDERSTANDING ALCOHOL DRUG DEPENDENCY SERVICE PROSECUTOR

Commissioner McClain moved to approve a Memorandum of Understanding, effective January 1, 2009 to provide a way in which the Kittitas County Superior Court and Alcohol Drug Dependency Service (ADDS) to support the treatment and testing services, noting the Kittitas County Superior Court shall pay the amount of \$5,583.00 per month to ADDS to provide services. Commissioner Jewell seconded. Motion carried 2-0.

RESOLUTION 2009-23 FUNDING FOR DRUG COURT PROSECUTOR

Commissioner McClain moved to approve Resolution No. 2009-23, Specifying Funding for the Memorandum of Understanding between Kittitas County Superior Court and Alcohol Drug Dependency Service (ADDS), noting \$12,000.00 to come from the General Fund; \$10,000.00 from fund 131 Drug Enforcement Reserve and \$44,996.00 from Fund 115 Trial Court Improvement. Commissioner Jewell seconded. Motion carried 2-0.

MISCELLANEOUS

VOUCHERS

MISCELLANEOUS VOUCHERS

AUDITOR

The following vouchers were approved:

#074711 - #074963	\$ 657,083.41
#810209257 - #810209271	\$ 31,448.48
#810209253 - #810209256	\$ 53,117.53
#810209050 - #810209138	\$ 31,290.63
#810209051, 810209075, 810209132	\$ 26,199.98
#810209139 - #810209142	\$ 26,139.98

PAF'S

PERSONNEL ACTION FORMS

HUMAN RESOURCES

The following Personnel Action Forms were approved:

Drew Sinclair	Christopher Whitsett
Benjamin Corbett	Chris O'Cain
Michael Stafford	Leslie Tackitt
Jennifer Mullin	Angela Stiner
Zera Lowe	

DEPARTMENT HEAD MEETING

TAX ROLL DEPUTY

TREASURER

Department Heads meetings (re-scheduled from March 2, 2009):

Lisa Young, Human Resource Manager and Deanna Panattoni, Treasurer, explained how the Treasurer's office had promoted within to backfill the Administrative Assistant II position and would like approval to hire a Tax Roll Deputy. The Board asked if it was absolutely necessary because of the budget restraints currently going on within the County. Ms. Panattoni said it was and by continuing to have the 8th position on the floor, it would help reduce overtime because their workload obligations have not decreased. Commissioner Jewell asked if she had considered a part time position instead of full time, stating the County is faced with the reality of possible layoffs and he would like to do some further research and asked if she could wait one more week until more information has been obtained from the Budget & Finance Manager before making a decision.

EXECUTIVE SESSION - NONE

ADJOURNMENT

Commissioner McClain moved to adjourn at 10:44 a.m. Commissioner Jewell seconded. Motion carried 2-0.

Meeting adjourned at 10:44 a.m.

CLERK OF THE BOARD

KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON

Julie A. Kjorsvik

Paul Jewell, Vice-Chairman