

**COMMISSIONERS' MINUTES
KITITAS COUNTY, WASHINGTON
COMMISSIONERS CONFERENCE ROOM
SPECIAL MEETING**

THURSDAY

1:30 P.M.

JULY 16, 2009

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

Others: Catherine Dunn, Deputy Clerk of the Board, Jerry Pettit, Auditor; Judy Pless, Budget and Finance Manager; Deanna Panattoni, Treasurer; Gene Dana, Sheriff; Michael Carpenter, Facilities Maintenance Director; Kirk Holmes, Director of Public Works and Interim Community Development Services Director; Mandy Weed, Administrative Assistant, CDS; Steve Panattoni, Paula Hoctor and Bob Gubser, Sheriff's office and Brent Bottoms, Deputy Prosecutor.

FINANCE COMMITTEE

AUDITOR

Chairman Crankovich opened the special meeting at 1:35 p.m. after moving from the Conference Room to the Commissioner's Auditorium due to the amount of people attending. Vice-Chairman Jewell was not available immediately so the agenda was amended.

JURY TRIAL BUDGET

LOWER DISTRICT COURT

Chairman Crankovich reported that the Lower District Court had had ten jury trials this year and their budget line for juries is down to \$600. Chairman Crankovich had told Christine Luvera to continue on and keep the Board informed. Judy Pless said that they monitor that line item for District Court.

INVESTMENT REPORT

TREASURER

Deanna Panattoni, Treasurer reported that the amount invested in LGIP is \$16,866,957 with a .739% interest rate; MIA is \$1,847,938 with a .03% interest rate. The compensating balance account is \$3,610,000 which offsets all the County account services fees. Ms. Panattoni said that amount will have to be raised again.

SECURE RURAL SCHOOLS

COMMISSIONERS

Chairman Crankovich asked if there have been any projects for the Secure Rural Schools. Commissioner McClain said that in the past they have left the Title I alone and the County doesn't participate in Title III because of the matching funds needed. He said that

Title II are the RAC projects and the County needed a representative on the Resource Advisory Committee. Chairman Crankovich volunteered to get on RAC.

Budget and Finance Manager Judy Pless asked the Board if they wanted a Resolution at a future agenda to leave it as is. The Board agreed.

REVENUES

Kirk Holmes, Interim Community Development Services Director reminded the Board they had asked him to report on the expected revenues for CDS. There was enough money, he said, to remove the backlog of projects, and it would be \$50,000 for the consultant, Anna Nelson of Gordon Derr to complete them.

Vice-Chairman Jewell moved for approval of a not to exceed \$50,000 to remove the backlog of applications at Community Development Services by the end of the year.

Commissioner McClain seconded the motion. Motion carried 3-0.

LAW AND JUSTICE

SHERIFF

Chairman Crankovich said that this discussion was a continuation of the July 1, 2009 special meeting on financing for the expansion of the jail.

There was a discussion of the projected costs for the jail expansion and the cost of maintaining the expansion. Vice-Chairman Jewell said there was an estimate of \$550,000 for staffing of 7 FTE's. Gene Dana, Sheriff, said the estimate for food was \$176,000 annually, and Michael Carpenter, Maintenance Director said the maintenance costs could be the same as the current costs.

There was a discussion of strategies to make up the cost of the new building including: renting beds to US Marshals, getting bids while the construction costs are down and building the structure without housing prisoners for some time.

A discussion followed regarding housing prisoners at the Armory or in tents. The Armory idea was dismissed because of potential public outcry and the tents because of the problems involved.

The Criminal Justice Fund was discussed for funding the staffing as well as just moving prisoners from the old jail to the expansion and filling the old jail when there is money for staffing. Also discussed was closing the Upper District Court which would save the County approximately \$100,000 annually.

Commissioner McClain asked what it would cost to prepare bid documents? Facilities Director Michael Carpenter estimated from \$25,000 to \$50,000 for the drawings and bid documents.

Vice-Chairman Paul Jewell moved to authorize funding, not to exceed \$50,000 from the Law and Justice tax for preparation of drawings and documents necessary to take the jail expansion project to bid for the 1.5 story expansion. Commissioner McClain seconded the motion. Motion carried 3-0.

Director Carpenter said that the drawings and bid documents are now being prepared for the jail repairs.

SPECIAL MEETING

SALES TAX REPORTS

AUDITOR

Budget and Finance Manager Judy Pless reported that the sales tax for Kittitas County was over the budgeted amount. In the first payment the amount was \$42,660 over the budget and in June, \$64,400 over the budget was given to the County. The 3/10's sales tax was \$517,461 in surplus. The two 1/10's sales tax funds were the same as before.

Ms. Pless noted that the budget is looking solid at this point.

SPECIAL MEETING

OTHER BUSINESS - DOE MOA

COMMISSIONERS

Deputy Prosecutor Brent Bottoms reported that the Department of Ecology had expanded the Emergency Rule to include stock water and commercial uses.

Chairman Crankovich said that the County had thought they'd reached an agreement with the Department of Ecology and when they had talked with Ecology they all thought that the Emergency Rule needed more work.

Prosecutor Bottoms noted the Rule says that the mitigation needs to be water use neutral with proof that water has been transferred to the Water Trust Program.

Commissioner McClain asked if the rule went into effect immediately. Deputy Prosecutor Bottoms said that he was looking into whether it is Monday or when the Registrar is published on August 1.

Discussion followed regarding methods of doing business under the moratorium.

Prosecutor Bottoms said that the Attorney General's opinion has been requested and the County still wants an answer. He also noted that there was no metering requirement in the Emergency Rule nor was there civil penalties for violation.

At 3:15 p.m. Chairman Crankovich announced that the Board would go into Executive Session with Kirk Holmes and Brent Bottoms for 15 minutes to discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency, with no action following.

At 3:30 p.m. the Board reconvened from the Executive Session. No action was taken.

A discussion was held regarding well logs and other ways to prove beneficial use of water. Commissioner McClain asked for a range of options for proving beneficial use.

The meeting was adjourned at 3:42 p.m.

DEPUTY CLERK OF THE BOARD

**KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**

Catherine Dunn

Alan Crankovich, Chairman