

**COMMISSIONERS' MINUTES
KITITAS COUNTY, WASHINGTON
COMMISSIONERS AUDITORIUM
SPECIAL MEETING**

WEDNESDAY

10:00 AM

SEPTEMBER 2, 2009

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

Others: Catherine Dunn, Deputy Clerk of the Board; Tom Tebb, DOE Regional Director; Mark Schuppe, DOE; Brent Bottoms, Deputy Prosecutor; Cathy Bambrick, Public Health Administrator; Kirk Holmes, Director of Public Works and Interim Director of Community Development Services; Mike Gavin; Chad Bala; Mike Marvich; Allison Kimball; Jan Sharer; Wayne Nelson and 3 persons representing the public.

PUBLIC HEARING DOE MEMORANDUM OF AGREEMENT COMMISSIONERS

At 10:00 a.m. **Chairman Alan Crankovich** opened the public hearing continued from August 26, 2009 to consider a Memorandum of Agreement with the WA ST Department of Ecology regarding exempt wells in Upper County. The record is closed.

Commissioner McClain asked Tom Tebb if the discussions were still at the same place.

Tom Tebb, DOE, said they have not changed their position and are waiting for the Attorney General's Opinion but in the meantime, they have had conversations with a member of the Board. **Commissioner McClain** said that information and proposals were passing between DOE and the County that hinged on withdrawal of the request for Attorney General's Opinion.

Chairman Crankovich said there were options to consider but he hadn't seen a document. He said he was interested in further investigation of Option 1 but that withdrawing the request for AGO was not an option.

Tom Tebb said they have expended energy in the last 10 days discussing the County document. He was willing to be at the County on a weekly basis and is open to continued discussions. He said that Ecology was open to the Attorney General's Opinion and if they had to, they would modify their approach accordingly.

Commissioner McClain asked what was to be done while the lingering discussions went on. **Director Tebb** said he was not prepared to

discuss that today. He said the temporary rule would expire about November 13, 2009 and at that time the permanent rule public process would begin. For now, he said, they would maintain the status quo.

Chairman Crankovich said the County is committed to staying at the table until this is settled. **Commissioner McClain** said that the County would continue the public hearing from week to week to avoid re-noticing the public hearing.

Commissioner McClain moved to continue the public hearing to Wednesday, September 9, 2009 at 10:00 a.m. in the Commissioner's Auditorium. The Record is closed. **Vice-Chairman Jewell** seconded the motion. Motion carried, 3-0.

The meeting was adjourned at 10:10 a.m.

DEPUTY CLERK OF THE BOARD

KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON

Catherine Dunn

Alan Crankovich, Chairman