

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

TUESDAY

10:00 A.M.

APRIL 6, 2010

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

Others: Julie Kjorsvik, Clerk of the Board; Dan Valoff, Staff Planner; Jan Ollivier, Transportation Manager; Neil Caulkins, Deputy Prosecutor; Brent Bottoms, Deputy Prosecutor; Jerry Pettit, Auditor and 6 members of the public.

CALL TO ORDER

Chairman McClain called the meeting to order.

PLEDGE OF ALLEGIANCE

Chairman McClain led the Pledge of Allegiance.

INTRODUCTION OF NEW COUNTY EMPLOYEES - NONE

PROCLAMATIONS

PROCLAMATION MAY - MOTORCYCLE AWARENESS COMMISSIONERS

Commissioner Crankovich moved to approve a Proclamation for May 2010 as Motorcycle Awareness Month, and encourage all citizens to be aware of and support the various motorcycle awareness events throughout the State of Washington during the month of May. Commissioner Jewell seconded. Motion carried 3-0.

AWARDS & RECOGNITIONS - NONE

APPROVAL OF AGENDA

Chairman McClain announced Item A under Board Discussion & Decision had been removed from the Agenda and an item had been added under Administrative Matters.

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

APPROVED
5/4/2010

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 moved to approve the Agenda, as presented.
 Commissioner Crankovich seconded. Motion carried 3-0.

MINUTES

COMMISSIONER MEETINGS

COMMISSIONERS

DATE	MINUTES
01/26/2010	HR Study Session
02/09/2010	HR Study Session
02/23/2010	HR Study Session
03/03/2010	Law & Justice Representatives
03/09/2010	HR Study Session
03/15/2010	BOCC Office Administration
03/15/2010	Department Head Meetings (3)
03/15/2010	Agenda Study Session
03/16/2010	Agenda
03/16/2010	Public Hearings
03/17/2010	Suncadia Improvements Discussion
03/17/2010	ADDS Contracts
03/22/2010	Public Works Study Session
03/23/2010	HR Study Session

SET PUBLIC HEARING

WASTE MANAGEMENT

SOLID WASTE

Approve setting a Public Hearing to consider entering into a contract with Waste Management to operate the Kittitas County Transfer Stations, and to consider setting fees for disposal at the facilities, to be held on Tuesday April 20, 2010 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, WA and to authorize the Clerk to publish said notice.

RESOLUTION 2010-36

AWARD BID JAIL MECHANICAL REPAIRS

MAINTENANCE

Approve Resolution No. 2010-36, Awarding a Bid to Holmberg Company, for the Kittitas County Jail mechanical repair project, in the amount of \$1,258,900.00 for the Base Bid and Alternates 1A, 2 and 3, noting the amount does not include sales tax, and to authorize the Chair to sign the AIA Agreement between Kittitas County and Holmberg Company for the project.

AGREEMENT**SECRETARY OF STATE - ELECTIONS DIVISION****AUDITOR**

Acknowledge the Auditors signature on Amendment No. 6 to Grant Agreement No. G-2844, between the State of Washington, Office of the Secretary of State, Elections Division and the Kittitas County Auditor's office, in the amount to not exceed \$47,000.00 to replace election equipment for the time period beginning January 15, 2010 through December 31, 2010.

AGREEMENT**WA STATE METHAMPHETAMINE INITIATIVE****SHERIFF**

Approve Agreement No. 2009CKWX0392, between Kittitas County and the Washington Association of Sheriff's & Police Chiefs, in the amount of \$15,851.00 for the Washington State Methamphetamine Initiative, for the period beginning July 1, 2008 through April 30, 2010, and to authorize the Chair to sign a Request for Budget Amendment form.

PURCHASE ORDER**MULTI-FUNCTION DOCUMENT DEVICES****PROBATION**

Ratify the Vice-Chair's signature on an adjusted Purchase Order with Pinnell, Inc. for two Multi-Function document devices for the Kittitas County Probation Services Department.

AGREEMENT**WA DAIRY PRODUCTS COMMISSION****PUBLIC HEALTH**

Approve an Agreement with the Washington Dairy Products Commission for the use of a Table Top Display for educating the public about nutrient values of eight different beverages, between April 16, 2010 to April 23, 2010.

RESOLUTION 2010-37**COMMUNITY HEALTH OF CENTRAL WA.****PUBLIC HEALTH**

Approve Resolution No. 2010-37, ratifying the Public Health Administrator's signature on Amendment 2010-1, on a Contract between Community Health of Central Washington and the Kittitas County Public Health Department to provide services for the Children with Special Health Care Needs program for the period beginning January 1, 2009 through December 31, 2010.

RESOLUTION 2010-38**OFFICIAL COUNTY NEWSPAPER****COMMISSIONERS**

Approve Resolution No. 2010-38, Awarding a Contract to the Daily Record to Serve as the Official County Newspaper beginning July 1, 2010 through June 30, 2011, and to authorize the Board to sign the Contract with the Daily Record, for Legal Advertising rates of \$8.50 per column inch (based on a 6 column format) and \$7.45 per Column inch for Display Advertising (based on a 6 column format).

RESOLUTION 2010-39**WATER UTILITY COORD. COMMITTEE****COMMISSIONERS**

Approve Resolution No. 2010-39, Authorizing the Reconvening of the Water Utility Coordinating Committee (WUCC) for the Upper Kittitas County Critical Water Supply Service Area, as requested by the Mayors of Cle Elum, Roslyn and South Cle Elum.

SPECIAL EVENT**MANASTASH METRIC BIKE RIDE-THE DRIER RIDE COMMISSIONERS**

Approve a Special Event Application to hold the annual Manastash Metric Bike Ride - The Drier Ride on October 2, 2010.

SET PUBLIC HEARING**JUDICIAL DISTRICTS & SERVICE CONTRACTS COMMISSIONERS**

Approve Setting a Public Hearing to consider accepting the recommendation to not amend the Kittitas County Judicial Districts and to consider amending the Judicial Service Contracts with the cities of Cle Elum and Roslyn, to be held on Tuesday April 20, 2010 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, WA and to authorize the Clerk to publish said notice.

SET PUBLIC HEARING**GRANT FUNDING ESSHB 2163 & SHB 2060 COMMISSIONERS**

Approve Setting a Public Hearing to consider recommendations from the Homeless & Affordable Housing Committee on applications received for grant funding from the Homeless Prevention and Affordable Housing Funds, as allowed by ESSHB 2163 and SHB 2060, to be held on Tuesday April 20, 2010 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, WA and to authorize the Clerk to publish said notice.

RESOLUTION 2010-40**MOU - SUPERIOR COURT & ADDS****COMMISSIONERS**

Approve Resolution No. 2010-40, Specifying Funding for the Memorandum of Understanding between Kittitas County Superior Court and Alcohol Drug Dependency Service (ADDS).

CHANGE ORDERS**WEST FORK TEANAWAY RD BRIDGE REPLACEMENT****PUBLIC WORKS**

Approve and authorize the Chair to sign Change Orders No. 1 (\$15,768.14) and No. 2 (\$23,389.52) for the West Fork Teanaway Road Bridge Replacement project, with Western Engineering Constructors, Inc.

RESOLUTION 2010-41**RESCIND RES. 2010-25 ASPHALT MATERIALS PUBLIC WORKS**

Approve Resolution No. 2010-41, to Rescind Resolution No. 2010-25, that Awarded a Bid to Furnish Asphalt Materials for 2010 to Granite

Northwest, Inc. due to the bid not including delivery within 15 miles of the Lower County Shop, therefore deemed unresponsive to the bid specifications, and to Award a Bid for Schedule "A" and Schedule "B" to the next lowest responsible bidder, Columbia Ready Mix, Inc.

RESOLUTION 2010-42 LEASE TERM-ROCKIN' C&L RANCH PROP. PUBLIC WORKS

Approve Resolution No. 2010-42, Terminating Leases with Rockin' C&L Ranch Properties on Lots H-44A, H-45C, H-45D, H-46A, and H-46B, of the Kittitas County Binding Site Plan, as requested by the Lessee due to the downturn in the economy.

RESOLUTION 2010-43 INTERLOCAL AGREE-CONSERVATION DISTRICT PUBLIC WORKS

Approve Resolution No. 2010-43, Authorizing an Interlocal Agreement between Kittitas County and the Kittitas County Conservation District, in the amount of \$5,000.00 to Administer a Cost Sharing Program for the Use of Polyacrylamide (PAM), to reduce silt on County road ditches, for the year 2010.

FINDINGS OF FACT PERFORMANCE BASED CLUSTER PLATTING APPEAL CDS

Approve Findings of Fact, Conclusions of Law and Decision, for an appeal of a Performance Based Cluster Platting Code Interpretation for Open Space, upholding the appeal and overturning Community Development Staff's interpretation, noting Commissioner Jewell voted to deny the appeal.

CORRESPONDENCE - NONE

ADMINISTRATIVE MATTERS

APPOINTMENT COLUMBIA RIVER BASIN POLICY ADVISORY GROUP COMMISSIONERS

The Board indicated Commissioner Paul Jewell will represent Kittitas County on the Columbia River Basin County Commissioners Policy Advisory Group.

CITIZEN COMMENTS ON NON-AGENDA ITEMS

John R. Jensen, provided copies of information to the Board of County Commissioners, regarding the Easton Ride CUP No. CU-09-00003. He requested the Board revoke the CUP.

Commissioner Jewell noted concern over the information contained in the documents relating to Marion Meadows and asked the Prosecutors office it was alright for them to be reviewing it. The Prosecutors office indicated it was alright.

Commissioner Crankovich said the Conditional Use Permit has been issued and the information being provided to them may not have been presented by to the Board of Adjustment. He said according to County Code, the Board of County Commissioner may hold a hearing, but asked for clarification from the Prosecutors Office. Deputy Prosecutor Neil Caulkins said there was a process to revoke CUP's and if the Board feels it is appropriate, they can forward the information on to Kirk Holmes, Public Works/Interim Community Development Services Director. The Board indicated they would like the opportunity to review the materials provided.

BOARD DISCUSSION/DECISION ITEMS

THE REQUEST TO CONSIDER AN APPOINTMENT TO THE CIVIL SERVICE COMMISSION WAS REMOVED FROM THE AGENDA - PER MANDY ROBINSON, DEPUTY CLERK OF THE BOARD

CLAIM FOR DAMAGES JAMES H. & CAROL A. DAVIS PROSECUTOR

Commissioner Crankovich moved to approve payment in the amount of \$588.67, to James H. and Carol A. Davis, upon signature of a Release of All Claims, as recommended by the Prosecutors office. Commissioner Jewell seconded. Motion carried 3-0.

CLOSED RECORD MEETING MILAGRO PRELIMINARY PLAT CDS

Dan Valoff, Staff Planner, reviewed an application from Milt Kuolt, landowner, for the Milagro Preliminary Plat, for 6-lots on approximately 20.0 acres of land currently zoned Rural-3, located east of the City of Cle Elum located off Wiehl Road, Cle Elum, WA. He indicated the project would be served by individual wells and septic systems, and subject to conditions and language submitted by Cathy Bambrick, Public Health Administrator. He said the Hearing Examiner conducted an open record hearing and issued a recommendation of approval.

Commissioner Jewell moved to grant approval of the Milagro Preliminary Plat (P-07-52) and to direct staff to prepare enabling documents to include the Hearing Examiners recommended Findings of Fact, Conclusions of Law, Decision and Conditions of Approval, and to strike the language under Item 8 of the Recommended Conditions of Approval and replacing it with the text provided by the Public Health Department; amend Item 9(b) by striking "will" with "may"; to use the standard language previously stated by the Board on Condition #27 that should ground disturbing or other activities related to the proposed plat result in the inadvertent discovery of cultural or archaeological materials, work shall be stopped in the immediate area and contact be made with the Washington State DAHP. Work shall remain suspended until the find is assessed and

appropriate consultation is conducted. Should human remains be inadvertently discovered, as dictated by Washington State RCW 27.44.055, work shall be immediately halted in the area and contact made with the coroner and local law enforcement in the most expeditious manner possible. Commissioner Crankovich seconded. Motion carried 3-0.

CLOSED RECORD MEETING

MACKIEJO PRELIMINARY PLAT

CDS

Dan Valoff, Staff Planner, reviewed an application from Chris Odmark, authorized agent for Mackiejo Holding, Co. LLC, for the Mackiejo Preliminary Plat, a request for a 3-lot long plat on approximately 12.0 acres of land currently zoned Rural-3, located east of South Cle Elum Ridge Road, north of Rocky Mountain Way, Cle Elum, WA. He indicated the project would be served by individual wells and septic systems, and subject to conditions and language submitted by Cathy Bambrick, Public Health Administrator. He said the Hearing Examiner conducted an open record hearing and issued a recommendation of approval.

Commissioner Jewell moved to grant approval of the Mackiejo Preliminary Plat (LP-08-23); to direct staff to prepare enabling documents to include the Hearing Examiners recommended Findings of Fact, Conclusions of Law, Decision and Conditions of Approval, and to strike the language under Item 8 of the Recommended Conditions of Approval and replacing it with the text provided by the Public Health Department; amend Item 9(b) by striking "will" with "may"; and to strike Item 27 III (D). Commissioner Crankovich seconded. Commissioner Crankovich noted the required easements the applicant will need to obtain for access. Motion carried 3-0.

CLOSED RECORD MEETING

LESH PRELIMINARY PLAT (LP-09-04)

CDS

Dan Valoff, Staff Planner, reviewed an application from Phillip Lesh, landowner, for an 8-lot long plat on approximately 42.91 acres of land that is currently zoned Rural-5, located southwest of the City of Cle Elum, east of Cle Elum Ridge Road, off of Rocky Mountain Road. He indicated the project would be served by individual wells and septic systems, and subject to conditions and language submitted by Cathy Bambrick, Public Health Administrator. He said the Hearing Examiner conducted an open record hearing and issued a recommendation of approval.

Commissioner Jewell moved to approve the Lesh Preliminary Plat (LP-09-04), to direct staff to prepare enabling documents to include the Hearing Examiners recommended Findings of Fact, Conclusions of Law, Decision and Conditions of Approval and to strike the language under Item 8 of the Recommended Conditions of Approval and replacing it with the text provided by the Public Health Department; amend Item 9(b) by

striking "will" with "may"; and to strike Item 27 III (D). Commissioner Crankovich seconded. Motion carried 3-0.

CLOSED RECORD MEETING SKY RIDGE PERFORMANCE BASED CLUSTER PLAT CDS

Dan Valoff, Staff Planner, reviewed an application from Mark Wald, authorized agent for P Squared, LLC, landowner, for an 8-lot preliminary plat on approximately 21 acres of land that is currently zoned Rural-5. He said the project is to be served by a Group B water system and individual on-site septic systems, and will served by Sun Ridge Drive and Creekside Road via Columbia Avenue, Cle Elum. He indicated the Hearing Examiner held an open record hearing and issued a recommendation of approval.

Commissioner Jewell said that according to Kittitas County Code Chapter 16.09.030, the application does not meet the minimum requirements needed and the Findings of Fact states that it does. Commissioner Crankovich said there is nothing in the conditions addressing the City of Cle Elum's concerns regarding storm water, slopes, etc. Commissioner Jewell stated he was shocked the application had gotten this far and asked staff to communicate with the Hearing Examiner the Boards concerns.

Commissioner Jewell moved to deny the Sky Ridge Performance Based Cluster Plat (LP-09-02) application; rejecting Item #14 and #18 of the Hearing Examiners recommended Findings of Fact, Conclusions of Law, Decision and Conditions of Approval, noting the application does not meet County Code, specifically the Open Space requirements, and to reject Items 5, 6, and 8 of the Conclusions of Law. Commissioner Crankovich seconded. Motion carried 3-0.

RESOLUTION 2010-44 ANNUAL PAINT STRIPE PROGRAM PUBLIC WORKS

Commissioner Crankovich moved to approve Resolution No. 2010-44, Authorizing the Director of Public Works to Call for Bids for the annual 2010 Pain Stripe Program, to be accepted until 2:00 p.m. April 15, 2010 at the Kittitas County Public Works Department, 411 North Ruby, Suite 1, Ellensburg, WA. Commissioner Jewell seconded. Motion carried 3-0.

AGREEMENT K&K ENGINEERING & SURVEYING, INC. dba ENCOMPASS PUBLIC WORKS

Commissioner Jewell moved to approve a Professional Services Agreement between Kittitas County and K&K Engineering and Surveying, Inc. dba Encompass Engineering & Surveying, to develop specific procedures, policies and other related components to implement the Transfer of Development Rights (TDR) program, in an amount not to exceed \$12,000.00. Commissioner Crankovich seconded. Motion carried 3-0.

MISCELLANEOUS - NONE

EXECUTIVE SESSION - NONE

ADJOURNMENT

Commissioner Crankovich moved to adjourn the meeting at 10:38 a.m.
Commissioner Jewell seconded. Motion carried 3-0.

Meeting adjourned at 10:38 a.m.

CLERK OF THE BOARD



Julie Kjorsvik

KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON



Chairman Mark McClain