

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

TUESDAY

10:00 A.M.

MAY 4, 2010

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

Others: Julie Kjorsvik, Clerk of the Board; Neil Caulkins, Deputy Prosecutor; Judy Pless, Budget & Finance Manager; Kelly Carlson, Administrative Assistant/Airport Manager; Dan Valoff, Staff Planner; Brent Bottoms, Deputy Prosecutor and approximately 13 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 - NONE

AWARDS & RECOGNITIONS - NONE

APPROVAL OF AGENDA

Chairman McClain announced there were three (3) items added to Administrative Matters and that Consent Agenda Item S had been removed from the Agenda.

Commissioner Jewell moved to approve the Agenda, as amended. Commissioner Crankovich 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.

Chairman McClain noted Consent Agenda Item S had been removed from the Agenda. Commissioner Crankovich moved to approve the Consent Agenda, as amended. Commissioner Jewell seconded. Motion carried 3-0.

MINUTES

COMMISSIONER MEETINGS

COMMISSIONERS

DATE	MINUTES
03/10/2010	Executive Session
03/11/2010	Solid Waste/Fair/Maintenance Study Sessions
03/15/2010	Conservation District Update
03/18/2010	Solid Waste/Fair/Maintenance Study Sessions
04/06/2010	Agenda
04/08/2010	Solid Waste/Fair/Maintenance Study Sessions
04/12/2010	CDS Study Session
04/19/2010	BOCC Office Admin.
04/19/2010	Dept. Head Meetings (2)
04/19/2010	Agenda Study Session
04/19/2010	Water Availability
04/26/2010	BOCC Office Admin.
04/26/2010	Dept. Head Meetings (cancelled)

SET PUBLIC HEARING

ELECTED OFFICIALS SALARIES

COMMISSIONERS

Approve setting a Public Hearing to consider Setting Salaries for Elected Officials prior to the Election filing period, to be held on Tuesday May 18, 2010 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse, 205 West 5th Avenue, Ellensburg, WA 98926, and to authorize the Clerk to publish said notice.

RESOLUTION 2010-50

VOTER TABULATION SYSTEM

AUDITOR

Approve Resolution No. 2010-50, Authorizing Single Source Supply Purchase of Updated Hardware for the Voter Tabulation System from Hart Intercivic.

AGREEMENT

DEPT. OF SOCIAL & HEALTH SERVICES

AUDITOR

Approve and authorize the Chair to sign Amendment No. 0863-38304-04, between the Department of Social & Health Services and the Kittitas County Auditor's office, for funds held in advance for the Developmental Disability and Substance Abuse programs between July 1, 2010 and June 2011.

Approve Resolution No. 2010-49, Approving Certain Expenditures for Reimbursement to the County from the Proceeds of Bonds to be Issued in the Future, for the mechanical repairs and upgrades to the Kittitas County Corrections Center, and for the Upper District Court project.

AGREEMENT

RASMUSSEN TRIEBELHORN ARCHITECTS

SHERIFF

Approve and authorize the Chair to sign an Agreement between Kittitas County and Architects Rasmussen Triebelhorn, for the Kittitas County Jail Pod project.

MEMORANDUM OF UNDERSTANDING

TRAFFIC SAFETY COMMISSION

SHERIFF

Approve a Request for a Budget Amendment and a Memorandum of Understanding between the Kittitas County Sheriff's office and the Washington State Traffic Safety Commission, to use highly visible enforcement to reduce the number of fatalities and serious injury collisions caused by exceeding the posted speed or driving too fast conditions, for the period April 9, 2010 through May 1, 2010 and July 9, 2010 through August 1, 2010, in an amount not to exceed \$4,500.00.

MEMORANDUM OF UNDERSTANDING

ASPEN

SHERIFF

Approve a Request for a Budget Amendment and a Memorandum of Understanding between the Kittitas County Sheriff's office and ASPEN, to purchase digital cameras or audio recording/transcription equipment in the amount of \$2,240.00, to be used by Law Enforcement during the investigation process of Domestic Violence and Sexual Assault crimes.

SPECIAL EVENT

EASTON MEMORIAL DAY CELEBRATION

COMMISSIONERS

Approve a Special Event Application to hold the annual Easton Memorial Day Celebration on May 29, 2010, and to grant a waiver of Kittitas County Code Chapters 5.20.020 (Permit Application timeline) and 5.20.100 (Penal Bond - Bond of Indemnity).

SPECIAL EVENT

YOUR CANYON FOR A DAY

COMMISSIONERS

Approve a Special Event Application to hold the annual "Your Canyon for a Day" event on May 23, 2010, sponsored by Crime Stoppers of Yakima County, and to grant a waiver to Kittitas County Code Chapters 5.20.020 (Permit Application timeline), 5.20.100 (Penal Bond - Bond of Indemnity) and 5.20.160 - Closing Hours.

SET APPEAL HEARING ADMINISTRATIVE DECISION - SLOTHOWER COMMISSIONERS

Approve setting a Hearing to consider an Administrative Appeal of the Community Development Services and Environmental Health Department, which was filed by Attorney Jeff Slothower, representing D&H Ranch, Inc.; SDL Properties, Inc. and L&D Land Corporation, Inc. regarding vesting to rules and regulations applied on the date of short plat applications being submitted, to be held on Tuesday May 25, 2010 at 1:30 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.

AGREEMENT CONFIDENTIAL INFORMATION OR LIMITED DATASET(S) PUBLIC HEALTH

Approve and ratify the Public Health Administrators signature on an Information Sharing Agreement #BRFSS-2-024 for Confidential Information or Limited Dataset(s), between the State of Washington Department of Health and the Kittitas County Public Health Department, beginning January 13, 2010 through January 12, 2012.

AGREEMENT CATHOLIC FAMILY & CHILD SERVICE PUBLIC HEALTH

Approve and ratify the Public Health Administrator's signature on a Working Agreement between the Kittitas County Public Health Department and Catholic Family & Child Service for marketing, registration and STARS documentation for STARS education classes for licensed Child Care Providers, beginning February 1, 2010.

AGREEMENT GROUP HEALTH COOPERATIVE PUBLIC HEALTH

Approve and ratify the Public Health Administrator's signature on an Amendment to the Medical Services Agreement between Group Health Cooperative and the Kittitas County Board of Health, effective January 1, 2010.

RESOLUTION 2010-51 SKY RIDGE PERFORMANCE BASED CLUSTER PLAT CDS

Approve Resolution No. 2010-51, denying the Sky Ridge Performance Based Cluster Plat (LP-09-02), an application submitted by Mark Wald, authorized agent for P Squared, LLC, landowner, for a division of 21 acres into 8 lots(Map Number 20-15-25059-0004).

RESOLUTION 2010-52 MACKIEJO PLAT (LP-08-23) CDS

Approve Resolution No. 2010-52, approving the Mackiejo Preliminary Plat (LP-08-23), an application submitted by Chris Odmark, authorized agent for Mackiejo Holding Co., LLC, landowner, for a division of 12.0 acres

contributions that Public Works professionals make every day to improve the public infrastructure of Kittitas County.

RESOLUTION 2010-56 SUPPORT APPLICATION AIRPORT FUNDING PUBLIC WORKS

Approve Resolution No. 2010-56, Supporting a Funding Application to the Washington State Aviation for Planning and Maintenance of Projects at the Bowers Field Airport.

LEASE ADDENDUM - JAMES & JOHN LIBENOW PUBLIC WORKS

Approve an Addendum to a Lease Agreement between Kittitas County and James Libenow and John Libenow, for leased property located within the Aeronautical area at the Bowers Field Airport, beginning June 1, 2010 through May 31, 2015.

SET PUBLIC HEARING PERMIT & LAND USE APPLICATION FEES PUBLIC WORKS

Approve Setting a Public Hearing to consider modifying certain Permit and Land Use Application Fees collected by the Community Development Services, Public Works Department, Fire Marshal, Assessor's Office and the Commissioners Office, to be held on Tuesday May 18, 2010 in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, WA and to authorize the Clerk to publish said notice.

AGREEMENT TETRA TECH, INC. PUBLIC WORKS

Approve a Professional Services Agreement between Kittitas County and Tetra Tech, Inc. for the Kittitas County Multi-Jurisdiction Hazard Mitigation Plan, in an amount not to exceed \$131,250.00.

AGREEMENT RURAL ARTERIAL PROGRAM - WESTSIDE ROAD PUBLIC WORKS

Approve a County Road Administration Board, Rural Arterial Program Agreement for the Westside Road project from Milepost 01.98 to 05.81, for a total amount of authorized RATA funds of \$2,446,500.00.

CORRESPONDENCE - NONE

ADMINISTRATIVE MATTERS

RESOLUTION 2010-48 REPEAL 2004-36 & POTABLE WATER SUPPLY PROSECUTOR

Commissioner Jewell moved to approve Resolution No. 2010-48, Repealing Resolution 2004-36 and giving guidance to Environmental Health regarding the Determination Relating to Potable Water Supply. Commissioner Crankovich seconded. Motion carried 2-1 (Chairman McClain opposed).

was not asking to appeal, only to revoke it. Commissioner Jewell said upon legal review, the Board of Adjustment did take into account the record, along with items presented and Findings of Fact. He said they were limited by the timeframe of appeal, but could provide him with a written response within the next two weeks.

BOARD DISCUSSION/DECISION ITEMS

CLOSED RECORD MEETING

SWIFTWATER RANCH LLC

CDS

Dan Valoff, CDS Staff Planner, reviewed a request from Swiftwater Ranch LLC and Duane Cameron, landowners for a 49-lot Performance Based Cluster Plat on approximately 85.86 acres of land that is zoned Rural-3, located north of State Route 970, south of Red Bridge Road and west of Teanaway Road, Cle Elum, WA. He said the Hearing Examiner submitted Findings of Fact and Conclusions of Law, remanding the Kittitas County Community Development Services department to reevaluate its existing environmental determination, for additional environmental study and if necessary, for the issuance of a Determination of Significance and completion of an environmental impact statement as may be consistent with the decision.

The Board asked staff questions of the application and decision made by the Hearing Examiner.

Commissioner Crankovich moved to follow the Hearing Examiner's recommendation for a Stay of Decision, pending the outcome of the SEPA Determination. Commissioner Jewell seconded. Motion carried 3-0.

PUBLIC HEARING

HOMELESS & AFFORDABLE HOUSING

COMMISSIONERS

Chairman McClain opened a public hearing continued from April 20, 2010, for Board Discussion & Decision only, on recommendations from the Homelessness & Affordable Housing Committee, for applications received for grant funding from the Homeless Prevention and Affordable Housing Funds, as allowed by ESSHB 2163 and SHB 2060.

Commissioner Crankovich expressed concerns with one of the applicants wanting to present more information to the Board members after the public record had been closed. He said it was not that the information may not have been valuable, but rather it was fundamentally wrong, while recognizing it was not a quasi-judicial matter. Commissioner Jewell said he felt comfortable meeting with people after the record was closed, because it was not a quasi-judicial issue. Chairman McClain said he appreciated the committee's work and it was obvious they took a lot of time reviewing the application materials and analyzing the

information. He said there were only a limited amount of funds available and did not want to award money, if the services would go towards duplicating services. He agreed with Commissioner Crankovich about the fact of not wanting to meet with one applicant and not the other, out of fairness, after the record had been closed.

Commissioner Crankovich said he was a strong supporter of Habitat for Humanity, and the great things that come out of it, and suggested maybe filling half of their request. He said citizens could technically benefit more from the RIETH (Rapid Intervention Emergency Transitional Housing) grant application, than one house for Habitat for Humanity, but struggled with only 42% of their request going towards the project, and administration costs being 58% of the funds requested. Commissioner Jewell asked if the Auditor's office had conducted a financial analysis on the amount of funds available, including those that been already committed. Commissioner Crankovich assumed the committee would have checked with the Auditor's office before putting in an amount to advertise the grant applications, but was unsure. Commissioner Jewell suggested creating a policy that a financial analysis must be conducted before advertising for grants.

Commissioner Crankovich moved to continue the public hearing, for Board Discussion & Decision, to Tuesday May 18, 2010 at 10:00 a.m. in the Commissioners Auditorium, and to have the Auditor's office conduct a financial analysis on the amount of funds previously committed, and the amount available to award for grants. Commissioner Jewell seconded. Motion carried 3-0.

MISCELLANEOUS - NONE

EXECUTIVE SESSION - NONE

ADJOURNMENT

Commissioner Crankovich moved to adjourn at 10:45 a.m. Commissioner Jewell seconded. Motion carried 3-0.

Meeting adjourned at 10:45 a.m.

CLERK OF THE BOARD

**KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**


Julie Kjosrvik


Chairman Mark McClain