

**COMMISSIONERS' MINUTES
KITITITAS COUNTY, WASHINGTON
AGENDA SESSION
REGULAR MEETING**

TUESDAY

10:00 A.M.

AUGUST 20, 2013

Board members present: Chairman Obie O'Brien, Vice-Chairman Paul Jewell and Commissioner Gary Berndt.

Others: Julie Kjorsvik, Clerk of the Board; Patti Johnson, Solid Waste Director/Project Manager; Mandy Buchholz, Deputy Clerk of the Board; Judy Pless, Budget & Finance Manager; Lindsey Ozbolt, Staff Planner; Neil Caulkins, Deputy Prosecutor; Kirk Holmes, Public Works Director/Interim Building Official; Marsha Weyand, Assessor and 4 members of the public.

CALL TO ORDER

Chairman O'Brien called the meeting to order.

PLEDGE OF ALLEGIANCE

Chairman O'Brien led the Pledge of Allegiance.

INTRODUCTION OF NEW COUNTY EMPLOYEES - NONE

PROCLAMATIONS - NONE

AWARDS & RECOGNITIONS - NONE

APPROVAL OF AGENDA

Chairman O'Brien noted Consent Items F and K had been removed from the Agenda and that he anticipated there would be an Executive Session following the Agenda.

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

Maintenance Crew, Survey/Inspector Crew and Ryegrass Facility Attendance (Solid Waste) for the period January 1, 2013 through December 31, 2015.

AGREEMENT

UNION LOCAL 760

HUMAN RESOURCE

Approve a Collective Bargaining Agreement between the Kittitas County Board of County Commissioners, Kittitas County Presiding Judges for Superior Court, Lower District Court, and Upper District Court and Teamsters Union Local No. 760 Affiliated with the International Brotherhood of Teamsters Representing Misdemeanant Probation & Juvenile Court Services Employees for the period January 1, 2013 through December 31, 2015.

AGREEMENT

CENTRAL WASHINGTON DISABILITY RESOURCES

PUBLIC HEALTH

Approve a Professional Services Agreement between Kittitas County and Central Washington Disability Resources, in the amount of \$7,839.00 to provide information and education to individuals and the community, beginning July 1, 2013 through June 30, 2014.

AGREEMENT

BRIGHT BEGINNINGS

PUBLIC HEALTH

Approve an Agreement between Kittitas County and Bright Beginnings for Kittitas County, in the amount of \$6,058.50 to provide information and community education to parents of children with developmental delays beginning July 1, 2013 through June 30, 2014.

AGREEMENT

KITTITAS VALLEY OPPORTUNITIES

PUBLIC HEALTH

Approve an Agreement between Kittitas County and Kittitas Valley Opportunities dba Parent to Parent, in the amount of \$10,000.00 to provide information and community education for parents and the general public relating to the needs of children and adults diagnosed with developmental disabilities, beginning July 1, 2013 through June 30, 2014.

CONTRACT

AMENDMENT NO. 9 - DEPT. OF HEALTH

PUBLIC HEALTH

Approve Amendment No. 9 to Contract Number C16889 between the Department of Health and the Kittitas County Public Health Department increasing the funding amount by \$18,860.00 for a revised maximum amount of \$458,652.00 for the period January 1, 2012 through December 31, 2014.

RESOLUTION 2013-104

PAVING AIRPORT ROADS

PUBLIC WORKS

Approve Resolution No. 2013-104, Awarding a Contract for the Airport Roads Beech and Falcon Paving Project to Columbia Asphalt & Gravel, Inc. in the amount of \$204,867.60 and to authorize the Director of Public

Works to sign the Contract documents.

RESOLUTION 2013-105

DAVID EVANS & ASSOCIATES

PUBLIC WORKS

Approve Resolution No. 2013-105, for Supplemental Agreement #4 with David Evans and Associates for the Nelson Siding Safety Improvement Project, increasing the amount by \$51,500.00 for a new maximum payable amount of \$930,256.28.

SET PUBLIC HEARING

FRANCHISE - STEVE ROSBACH

PUBLIC WORKS

Approve Setting a Public Hearing to consider a Franchise Application from Steve Rosbach for a Non-Commercial Irrigation Franchise along Denmark and Tjossem Roads, to be held on September 3, 2013 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.

APPOINTMENT

RANDALL BECKSTEAD-TV DISTRICT

COMMISSIONERS

Approve an Appointment of Randall (Randy) Beckstead to the Kittitas County T.V. Improvement District, for a term effective immediately and expiring on December 31, 2015.

APPOINTMENT

RHODES & PERKINS-HOUSING AUTHORITY BD.

COMMISSIONERS

Approve Re-Appointments to the Kittitas County Housing Authority Board of Carole Miller Rhodes for a term effective immediately and expiring in April 2018, and Dr. Robert Perkins for a term effective immediately and expiring on April 2015.

CORRESPONDENCE - NONE

ADMINISTRATIVE MATTERS - NONE

CITIZEN COMMENTS ON NON-AGENDA ITEMS - NONE

BOARD DISCUSSION/DECISION ITEMS

SPECIAL EVENT

TARP-IT COMPANY APPRECIATION PARTY

COMMISSIONERS

Commissioner Jewell moved to approve a Special Event Application to hold the Annual Tarp-It Company Appreciation Party beginning September 1, 2013 at 5:00 p.m. to September 2, 2013 at 4:30 a.m.; granting a waiver to Kittitas County Code Chapters 5.20.160 - Closing Hours and 5.20.100 - Penal Bond - Bond of Indemnity, conditioned upon obtaining an Event Permit from the Kittitas County Fire Marshal's office by August 20, 2013; providing a list by August 30, 2013 to the Kittitas County Board

placement of a shooting range in the Agriculture-20 zone. The project is located on Hayward Road, approximately 1.33 miles south of its junction with Bettas Road, Cle Elum, WA. She said there was a SEPA Appeal filed on the Mitigated Determination of Non-Significance issued by the Community Development Services Department. Upon conclusion of a hearing on July 11, 2013, the Hearing Examiner affirmed the CDS staff's SEPA threshold determination and also recommended approval of the Conditional Use Permit.

The Board asked for clarification and questioned staff relating to proposed conditions and suggested modifications.

Commissioner Jewell reviewed modifications to be made by staff including Conditions 11.2 and 12.32; remove condition 12.10; add requirements regarding restoration & abatement and standard language for weed control and a couple of typographical errors.

Commissioner Jewell moved to continue the Closed Record Meeting to Tuesday September 3, 2013 at 10:00 a.m. under Board Discussion & Decision for further consideration and deliberation with modifications to be made by staff. Commissioner Berndt seconded. Motion carried 3-0.

CLOSED RECORD MEETING

STEIGLEDER CUP

CDS

Lindsey Ozobolt, Staff Planner reviewed an application from Kathy and Terry Christman, applicant and authorized agent for John and Mary Steigleder, property owners, for a Conditional Use Permit to operate a produce stand at their residence in the Commercial Agriculture zone. The project is located approximately 1 mile southeast of Thorp at 8341 S. Thorp Hwy. The Hearing Examiner's hearing on the SEPA Appeal and the Conditional Use Permit was held on July 11, 2013. On July 24, 2013 the Hearing Examiner affirmed CDS Staff's SEPA threshold determination and also recommended approval of the Steigleder Conditional Use Permit.

Commissioner Jewell said an appeal of the SEPA and decision made by the Hearing Examiner had been appealed to Superior Court and questioned if the Board should wait to render a decision. Deputy Prosecutor Neil Caulkins said that should not hold up the Board's consideration of the application.

The Board asked for clarification and questioned staff relating to proposed conditions.

Commissioner Jewell moved to approve the Steigleder Conditional Use Permit (CU-13-00002) and to accept the Hearings Examiner's Findings of Fact, Conclusions of Law with Conditions and direct staff to prepare enabling documents for Board consideration. Commissioner Berndt seconded. Motion carried 3-0.

At 12:06 p.m. the Board recessed for approximately 10 minutes.

At 12:20 p.m. the Board reconvened back into their Agenda Session.

MISCELLANEOUS - NONE

EXECUTIVE SESSION

At 12:20 p.m. Chairman O'Brien announced the Board would recess into Executive Session with Deputy Prosecutor Neil Caulkins 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. No action was anticipated.

At 12:35 the Board reconvened out of Executive Session. No action taken.

At 12:35 p.m. Chairman O'Brien announced the Board would recess back into Executive Session for 10 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. No action was anticipated.

At 12:45 p.m. the Board reconvened out of Executive Session. No action taken.

At 12:45 p.m. Chairman O'Brien announced the Board would recess back into Executive Session for 5 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. No action was anticipated.

At 12:50 p.m. the Board reconvened out of Executive Session. No action was taken.

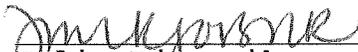
ADJOURNMENT

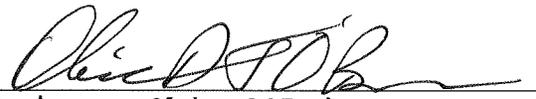
Commissioner Jewell moved to adjourn the meeting at 12:50 p.m.
Commissioner Berndt seconded. Motion carried 3-0.

Meeting adjourned at 12:50 p.m.

CLERK OF THE BOARD

KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON


Julie Kjorsvik


Chairman Obie O'Brien