

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

TUESDAY

10:00 A.M.

FEBRUARY 3, 2015

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

Others: Julie Kjorsvik, Clerk of the Board; Brett Wachsmith, Treasurer; Neil Caulkins, Deputy Prosecutor; Lindsey Ozbolt, Staff Planner; Doug D'Hondt, Engineer; Christina Wollman, Staff Planner; Christopher Horner, Deputy Prosecutor; Doc Hansen, Planning Official and 3 members of the public.

CALL TO ORDER

Chairman Berndt called the meeting to order.

PLEDGE OF ALLEGIANCE

Chairman Berndt led the Pledge of Allegiance.

INTRODUCTION OF NEW COUNTY EMPLOYEES - NONE

PROCLAMATIONS - NONE

AWARDS & RECOGNITIONS - NONE

APPROVAL OF AGENDA

Chairman Berndt noted Consent Item D was moved to Board Discussion & a Request to Set a Public Hearing had been added to Administrative Matters.

Commissioner O'Brien moved to approve the Agenda, as amended. Commissioner Jewell 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.

APPROVED
2-17-15

Chairman Berndt noted Consent Item D had been moved to Board Discussion & Decision.

Commissioner O'Brien moved to approve the Consent Agenda, as amended. Commissioner Jewell seconded. Motion carried 3-0.

MINUTES

DATE	MINUTES
06/10/2013	Public Works Study Session
07/14/2014	Public Works Study Session - Cancelled
09/08/2014	Public Works Study Session
01/13/2015	HR Study Session
01/14/2015	Special Meeting - Carrera Hanger - Agreement
01/14/2015	Special Meeting - CDS
01/14/2014	Beckwith Update
01/15/2015	Executive Session
01/15/2015	Solid Waste Meeting
01/15/2015	Special Meeting - Clarke/Dykstra
01/19/2015	Office Admin. - Cancelled
01/19/2015	Agenda Study Session - Cancelled
01/20/2015	Office Admin.
01/20/2015	Dept. Head - Cancelled
01/26/2015	Office Admin.
01/26/2015	Dept. Head - BOCC
01/26/2015	Dept. Head - Auditor
01/26/2015	2015 Work Plan
01/26/2015	CDS Study Session
01/26/2015	Special Meeting - Check Presentation
01/27/2015	HR Study Session

SPECIAL EVENT

ABATE OF WASHINGTON

COMMISSIONERS

Approve a Special Event Application from Abate of Washington to hold the 2015 Spring Opener, granting a waiver to Kittitas County Code Chapters 5.20.100 (Penal Bond - Bond of Indemnity) and 5.20.160 (Closing Hours), conditioned upon meeting the requirements set out by the Kittitas County Sheriff, Public Works Department, Public Health Department, Fire Marshal and Prosecutor, noting the requirement of providing insurance specifically naming Kittitas County to be provided no later than June 12, 2015 at 5:00 p.m.

RESOLUTION 2015-017

CANCEL TAXES UPON MOBILE HOMES

TREASURER

Approve Resolution No. 2015-017, to Cancel Taxes Assessed Upon Mobile

Homes Pursuant to RCW 84.56.240.

REQUEST TO APPROVE A RESOLUTION TO CANCEL TAXES ASSESSED UPON PERSONAL PROPERTY PURSUANT TO RCW 84.56.240 - ITEM MOVED TO BOARD DISCUSSION & DECISION

RESOLUTION 2015-018 INTERLOCAL - DEPT. OF ECOLOGY PUBLIC HEALTH

Approve Resolution No. 2015-018, Authorizing Interagency Agreement #C1500083 between the Washington State Department of Ecology and the Kittitas County Public Health Department in the amount of \$20,043.77 for the period beginning January 12, 2015 through June 30, 2015.

AMENDMENT DEPARTMENT OF ECOLOGY PUBLIC HEALTH

Approve Amendment #2 to Interagency Agreement No. C1400161 between the Department of Ecology and the Kittitas County Public Health Department, extending the period of performance to June 30, 2015.

AGREEMENT STATE ASSOC. LOCAL PUBLIC HEALTH OFFICIALS PUBLIC HEALTH

Approve an Agreement between the Washington State Association of Local Public Health Officials and the Kittitas County Public Health Department, regarding the operation of Medicaid Administrative Claiming (MAC) in Washington State, in the amount of \$2,625.88 from January 1, 2014 through December 31, 2014.

LETTER NATIONAL COUNTY GOVERNMENT MONTH COMMISSIONERS

Approve a Letter to Teachers in Kittitas County notifying them of the Board of Commissioners annual coloring contest open to all elementary school children in grades K-5, in recognition of National County Government Month in April 2015.

CALL FOR BIDS OFFICIAL COUNTY NEWSPAPER COMMISSIONERS

Approve a Notice of Call for Bids from qualified legal newspapers to serve as the Official County Newspaper beginning July 1, 2015 through June 30, 2016, to be accepted until March 20, 2015 at 4:00 p.m. at the Kittitas County Board of Commissioners office 205 West 5th Avenue, Room 108 Ellensburg, WA and to authorize the Clerk to publish said notice.

AGREEMENT U.S. FOREST SERVICES SHERIFF

Approve Agreement #14-LE-11061720-011 between the USDA, Forest Service Okanogan-Wenatchee National Forest and the Kittitas County Sheriff's Office in the amount of \$47,960.00 beginning January 1, 2015 through December 31, 2015.

AGREEMENT**GOVERNMENT PAYMENT SERVICE, INC.****SHERIFF**

Approve a Professional Services Agreement between Kittitas County and Government Payment Service, Inc. for the use of Credit Cards for the use of bail, through April 1, 2016.

AGREEMENT**LORI DREWS****SHERIFF**

Approve an Agreement between the Kittitas County Sheriff's Department and Lori Drews, Psychiatric Advanced Registered Nurse Practitioner, beginning January 1, 2015 through December 1, 2015 to provide medical assessment and treatment to inmates at the Kittitas County Corrections Center.

AGREEMENT**FAMILY HEALTHCARE OF ELLENSBURG****SHERIFF**

Approve a Professional Services Agreement between Kittitas County and Family Healthcare of Ellensburg, in the amount of \$44,200.00, to provide medical care for Inmates at the Kittitas County Corrections Center from January 1, 2015 through December 31, 2015.

RESOLUTION 2015-019**WA. STATE TRAFFIC SAFETY COMMISSION****SHERIFF**

Approve Resolution No. 2015-019, Authorizing an Interlocal Agreement between Kittitas County Sheriff's Office and the Washington Traffic Safety Commission, in the amount of \$9,800.00 to provide High Visibility Enforcement, Traffic Safety Emphasis Patrols in support of Target Zero priorities beginning October 1, 2014 through September 30, 2015.

AGREEMENT**U.S. DEPARTMENT OF JUSTICE****SHERIFF**

Approve an Equitable Sharing Agreement and Certification for the Kittitas County Sheriff's Office, for the Fiscal Year Ending December 31, 2014.

RESOLUTION 2015-020**AMENDMENT HOMELESS HOUSING GRANT****COMMISSIONERS**

Approve a Resolution Authorizing an Amendment to the Homeless Housing Program Grant Agreement HH2014-001, between Kittitas County and Kittitas County Habitat for Humanity, for the Critical Home Repair/Brush with Kindness Program, extending the termination date from December 31, 2014 to December 31, 2015.

AGREEMENTS**2015 LODGING TAX SERVICE****COMMISSIONERS**

Approve the 2015 Lodging Tax Service Agreements as awarded in Kittitas County Board of Commissioners Resolution No. 2014-182.

RESOLUTION 2015-021 SARGENT ENGINEERS, INC. PUBLIC WORKS

Approve Resolution No. 2015-021, Selecting Sargent Engineers, Inc. to provide On-Call Civil and Structural Engineering Services through December 31, 2017, and to authorize the Chairman to sign the Consultant Agreement and the Public Works Director and County Engineer to sign Task Orders totaling less than \$50,000.00 per project.

RESOLUTION 2015-022 JUB ENGINEERS PUBLIC WORKS

Approve Resolution No. 2015-022, Selecting JUB Engineers to provide On-Call Materials Testing and Construction Inspection Services through December 31, 2017, and to authorize the Chairman to sign the Consultant Agreement and the Public Works Director and County Engineer to sign Task Orders totaling less than \$50,000.00 per project.

RESOLUTION 2015-023 WATERSHED SCIENCE & ENGINEERING PUBLIC WORKS

Approve Resolution No. 2015-023, Selecting Watershed Science and Engineering, Inc. to provide On-call Hydraulic Engineering Services through December 31, 2017, and to authorize the Chairman to sign the Consultant Agreement and the Public Works Director and County Engineer to sign Task Orders totaling less than \$50,000.00 per project.

REQUEST FOR QUALIFICATIONS ON-CALL LAND ACQUISITION PUBLIC WORKS

Approve a Request for Qualifications for On-Call Acquisition, Easement Acquisition and Relocation Assistance Services, to be received by 5:00 p.m. on February 26, 2015 at the Kittitas County Public Works Department 411 N. Ruby Street, Suite 1, Ellensburg, WA and to authorize the Clerk to publish said notice.

CERTIFICATION ROAD LEVY CERTIFICATION FOR 2015 PUBLIC WORKS

Approve a Digital Submittal Certification - County Road Administration Board, for the 2015 Road Levy Certification.

RESOLUTION 2015-024 WESTSIDE & HUNTZINGER ROAD PROJECT PUBLIC WORKS

Approve Resolution No. 2015-024, County Road Project 260-15 for the Westside Road and Huntzing Road safety improvement projects.

RESOLUTION 2015-024 EQUIPMENT RENTAL & REVOLVING FUND PUBLIC WORKS

Approve Resolution No. 2015-025, for the Equipment Rental and Revolving Fund Equipment Rental Rates, effective February 1, 2015.

purchasing property located at 830 North Poplar Street Ellensburg, WA to be held on February 17, 2015 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. Commissioner Jewell seconded. Motion carried 3-0.

CITIZEN COMMENTS ON NON-AGENDA ITEMS - NONE

BOARD DISCUSSION/DECISION ITEMS

RESOLUTION

CANCEL TAXES - MOBILE HOMES

TREASURER

Commissioner O'Brien moved to continue the Resolution to Cancel Taxes Assessed Upon Mobile Home Pursuant to RCW 84.56.240 to the Tuesday February 17, 2015 Agenda Session. Commissioner Jewell seconded. Motion carried 3-0.

CLOSED RECORD MEETING

BLACK HORSE AT WHISKEY CREEK REZONE

CDS

Chairman Berndt said the Board of County Commissioners received a letter this morning referencing ex-parte communication

Commissioner O'Brien disclosed the context of a conversation he had with John Woods on January 20 and January 21, 2015. He said Mr. Woods expressed concerns relating to flood information that had already been included within the record and with the changes in the development he felt it would create more water onto his property. He said the reports were already within the record and he felt he could make an unbiased and fair decision on the request.

Neil Caulkins, Deputy Prosecutor explained the appearance of fairness doctrine, disclosure of ex-parte communication, nature and the applicant's opportunity to oppose or rebut.

Jennifer Reiner, with D.R. Horton said she appreciated Commissioner O'Brien's disclosure however, she said her legal counsel would advise her to ask him to recuse himself from matter. Commissioner O'Brien recused himself and apologized for the mistake on his part and left the Auditorium.

Lindsey Ozbolt, Staff Planner reviewed a Memorandum including two options they worked with the Prosecuting Attorney's office relating to how Open Space would remain the responsibility of the developer of the successor and not become the responsibility of Kittitas County. One would amend the existing plat note requirement for storm water retention adding "open space areas" and the second option would be to provide an additional plat note. She also reviewed a project flood review timeline and a visual presentation of the flooding issues associated with Whiskey

Creek.

Commissioner Jewell thanked Staff for providing options and preferred the second option due to it being more clear and actionable by the County.

Doug D'Hondt, Engineer, reviewed existing conditions predicted a peak flow flood levels downstream on the Woods property. The Board of County Commissioners asked Staff questions and wanted clarification on various issues.

Commissioner Jewell felt the Open Space issue was satisfied if they went with Staff's proposal of option #2. He said he was still concerned with downstream impacts to landowners and there were no good standards for determining time or significance and needed additional time to review the record.

Doc Hansen, Planning Official explained how it had gone through the SEPA process and extensive studies done. He asked for clarification from Commissioner Jewell on his needs as far what he considers significant/non-significant. Commissioner Jewell felt it was a complex issue and wanted to be thorough prior to making a decision and that is why he needed more time to review and reflect.

Commissioner Jewell moved to continue the Closed Record Hearing to consider the Black Horse at Whiskey Creek Rezone (Z-06-00015) and Preliminary Plat (P-06-00022) Final Development Plan until Tuesday February 17, 2015 at 10:00 a.m. in the Commissioners Auditorium, under Board Discussion & Decision. Chairman Berndt seconded. Motion carried 2-0.

EXECUTIVE SESSION - NONE

ADJOURNMENT

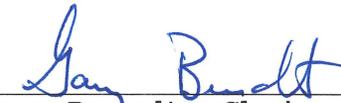
Commissioner Jewell moved to adjourn the meeting at 11:28 a.m. Chairman Berndt seconded. Motion carried 2-0.

Meeting adjourned at 11:28 a.m.

CLERK OF THE BOARD

**KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**


Julie Kjorsvik


Gary Berndt, Chairman