

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

TUESDAY

3:00 P.M.

AUGUST 3, 2004

CALL TO ORDER

Board members present: Chairman Perry D. Huston, Vice-Chairman Bruce Coe and Commissioner Max Golladay.

Others: Julie Kjorsvik, Clerk of the Board; Paul Bennett, Public Works Director; Kirk Eslinger, Director of Human Resources; Patti Johnson, Director of Solid Waste; Clay White, Staff Planner; David Bowen, Auditor, and approximately 6 members of the public.

INTRODUCTION OF NEW COUNTY EMPLOYEES - NONE

AWARDS & RECOGNITIONS

Commissioner Golladay moved to approve and authorize the Board to sign a Certificate of Appreciation to Tim Englund & Yoshie Yomei and Mel & Keiko Van Houten, for opening their homes from July 21-27, 2004, to host two athletes from Sanda City, Japan (Sister City to Kittitas County), so they could participate in the Whisky Dick Triathlon.

APPROVAL OF AGENDA

Chairman Huston acknowledged the addition of three items to the agenda, under Administrative Matters, including a public hearing notice to consider a Passenger Rail District; a Declaration of Emergency, and a notice of public hearing to consider recommendations from the Water Utility Coordinating Committee. He also announced that Item I under Board Discussion & Decision had been removed from the Agenda.

Commissioner Golladay moved to approve the agenda, as amended. Commissioner Coe 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.

days thereafter, before November 5, 2004.

RESOLUTION 2004-91 CHANGING PETTY CASH ACCOUNTS AUDITOR

Approve Resolution No. 2004-91, Changing Petty Cash Accounts, and Rescinding Resolution No. 2004-60.

CONTRACT SUPERIOR PAVING COMPANY SOLID WASTE

Approve and authorize the Chair to sign a Contract between Kittitas County and Superior Paving Company, in the amount of \$18,410.00, plus tax, for repairing the north parking lot located at 925 Industrial Way, Ellensburg, from August 10, 2004 through September 17, 2004.

SET PUBLIC HEARING WASTE MANAGEMENT CONTRACT SOLID WASTE

Approve setting a public hearing to consider exercising the option to extend Waste Managements contract to operate the transfer stations, to be held Tuesday September 7, 2004 at 4:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse, Ellensburg, and to authorize the Clerk to publish said notice.

AGREEMENT WORKING CAPITAL ADVANCE AUDITOR

Approve and authorize the Chair to sign a Working Capital Advance Agreement No. 0463-54752, with the Department of Social & Health Services, Division of Finance, for the period beginning July 1, 2004 through June 30, 2005.

APPOINTMENT MARK McCLAIN/CIVIL SERVICE COMMISSIONERS

Approve the appointment of Mark McClain, to the Kittitas County Civil Service Commission, for a term effective immediately and expiring on June 30, 2010.

SET PUBLIC HEARING SPEED LIMIT & SIGNS/RANCH ROAD PUBLIC WORKS

Approve setting a public hearing to consider Amending Kittitas County Code, Chapter 10.08, "Speed Limits on County Roads" on Ranch Road and to Amend Kittitas County Code, Chapter 10.12, "Stop & Yield Signs" at the intersection of Ranch Road and Burke Road, to be held on Tuesday September 7, 2004 at 4:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse, Ellensburg, and to authorize the Clerk to publish said notice.

ORDINANCE 2004-23 REMOVE WEIGHT RESTRICT./BULLFROG BRIDGE PUBLIC WORKS

Approve Ordinance No. 2004-23, to Rescind Ordinance No. 92-7, and Eliminating the Weight Restrictions of 80,000 lbs. on Bullfrog Bridge No. 05301.

PROJECT PROSPECTUS WEST FORK TEANAWAY RD. BRIDGE PUBLIC WORKS

Approve and authorize the Chair to sign a Local Agency Federal Aid Project Prospectus, in the total amount of \$1,200,000.00, for the West Fork Teanaway Road Bridge.

CORRESPONDENCE - NONE

ADMINISTRATIVE MATTERS

SET PUBLIC HEARING RAIL DISTRICT COMMISSIONERS

Commissioner Golladay moved to set a public hearing to consider submission to the voters, a ballot issue creating a Kittitas County Rail District, pursuant to RCW 36.60, to be held on Tuesday August 24, 2004 at 4:00 p.m. in the Commissioners Auditorium, Room 109, County Courthouse, Ellensburg, and to authorize the Clerk to publish said notice. Commissioner Coe seconded. Motion carried 3-0.

RESOLUTION 2004-86 DECLARATION OF EMERGENCY COMMISSIONERS

Commissioner Coe moved to approve Resolution No. 2004-86, Declaring an Emergency, due to several fires in recent weeks which have endangered the lives and property of residents in Kittitas County, and to authorize the Sheriff's office, Public Works, Community Development Services, Human Resources, Treasurer, Auditor and Health Department, to enter into contract and incur obligations necessary to combat such emergency to protect the health and safety of persons and property, and to provide emergency assistance to the victims of disaster. Commissioner Golladay seconded. Motion carried 3-0.

SET PUBLIC HEARING WATER UTILITY COORDINATING COMMITTEE COMMISSIONERS

Commissioner Coe moved to set a public hearing to consider the Upper Kittitas County Water Utility Coordinating Committee's report and recommendations of the critical water supply service area boundaries, to be held on Tuesday August 17, 2004 at 4:00 p.m. in Room 109, County Courthouse, Ellensburg, and to authorize the Clerk to publish said notice. Commissioner Golladay seconded. Motion carried 3-0.

Kirk Eslinger, Director of Human Resources, explained how he was directed to research and draft an update of the current personnel policy, to restrict employing the relatives of individuals elected to public office in Kittitas County. He said according to WAC 162-16-250, it prohibits discrimination in employment decisions due to marital status, which includes excluding the spouses of current employee's from being employed at the same workplace absent specific special situations. He reviewed allowed exceptions, but emphasized they should be applied in the least discriminatory practice required. He felt the existing county policy relating to relationships in the workplace addresses the conflicts of supervisory situations. After review of the draft language, he recommended rejecting the draft policy.

Commissioner Golladay explained how he had a different opinion, and that the County should not be hiring spouses or siblings of elected officials. Janice Jump, representing herself and as a taxpayer, felt if the Board adopted the proposed language, it may cause lawsuits to be filed against the County for discrimination.

Commissioner Coe moved to approve Resolution No. 2004-87, In the Matter of Updating the Personnel Policies Manual. Commissioner Golladay seconded.

Commissioner Coe felt elected officials have more power, which equals more scrutiny. He explained the reasons why he was in favor of the proposed language. Chairman Huston felt the proposed language was too broad and unnecessary, and was not supported in law. He said the County had an option to examine each and every circumstance.

Motion to approve Resolution No. 2004-87 failed 1-2. (Huston & Golladay voted against the motion).

REQUEST

ANNUAL YAKIMA RIVER CLEAN UP

COMMISSIONERS

Chairman Huston explained that a request had been received from representatives of the Annual Yakima River Clean-Up project, for \$750.00 to help fund the project. He said the County could not donate the money however a representative from MountainStar/Suncadia offered to cover the amount that was requested. The Board thanked the representatives of MountainStar/Suncadia for their offer.

TRANSMITTAL**MIKE & KANDIE BAKER REZONE****CDS**

Commissioner Golladay moved to acknowledge receipt of the Transmittal of Planning Commission recommendations for a rezone request from Mike and Kandie Baker(Z-04-17), for approximately 15 acres from Forest and Range 20 to Rural 3, for property located in Section 4, T19N., R16E., WM, and to set a closed record hearing, to be held on Tuesday August 17, 2004 at 3:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse, Ellensburg. Commissioner Coe seconded. Motion carried 3-0.

TRANSMITTAL**SCHEER REZONE****CDS**

Commissioner Coe moved to acknowledge receipt of the Transmittal of Planning Commission recommendations for a rezone request from Debra Scheer (Z-04-18), for approximately 8.8 acres from Ag-20 to Light Industrial, for property located east of Stone Road and West of SR97 (Canyon Road), within the City of Ellensburg Urban Growth Area, within Section 24, T17N, R18E, WM, and to set a closed record hearing to be held on Tuesday August 17, 2004 at 3:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse, Ellensburg. Commissioner Golladay seconded. Motion carried 3-0.

AGREEMENT**DESERT CLAIM WIND POWER****CDS**

Commissioner Coe moved to approve an Amended Staffing and Consultant Agreement for the Desert Claim Wind Power Project, retroactive to January 28, 2003 continuing through August 3, 2005. Commissioner Golladay seconded. Motion carried 3-0.

MYLARS**CAMERON PLAT (P-03-13)****CDS**

Commissioner Coe moved to approve and authorize the Chair to sign the Final Mylars on the Cameron Plat (P-03-13). Commissioner Golladay seconded. Motion carried 3-0.

AGREEMENT**WILD HORSE WIND POWER PROJECT****CDS**

Commissioner Coe moved to approve a Staffing and Consultant Agreement for the Wild Horse Wind Power Project, retroactive to March 11, 2004 and continuing to August 3, 2005. Commissioner Golladay seconded. Motion carried 3-0.

RESOLUTION 2004-88 SECURING CONSTRUCTION & INFRASTRUCTURE PUBLIC WORKS

Commissioner Golladay moved to approve Resolution No. 2004-88, Authorizing Alternative Method of Securing Construction and Completion of Infrastructure Improvements for MountainStar Resort Development, LLC,

d/b/a Suncadia Development Company. Commissioner Coe seconded. Motion carried 3-0.

CALL FOR BIDS FOR THE REMOVAL OF ASBESTOS FROM COUNTY STRUCTURES: ITEM REMOVED AT THE REQUEST OF THE FACILITIES MAINTENANCE DIRECTOR

RESOLUTION 2004-89 SOLID WASTE MANAGEMENT PLAN SOLID WASTE

Commissioner Golladay moved to approve Resolution No. 2004-89, Adopting the Kittitas County Solid Waste Management Plan. Commissioner Coe seconded. Motion carried 3-0. The Board recognized Patti Johnson, Director of Solid Waste for her hard work and efforts.

SET PUBLIC HEARING NEW JAIL FACILITY COMMISSIONERS

Commissioner Golladay moved to set a public hearing to consider if an issue is to be placed on a ballot to collect a .3 cent sales tax to fund bonds to pay for the construction and operation of a new jail facility and remodel of existing structures, to be held on Tuesday August 17, 2004 at 6:00 p.m. in the Home Arts building, located at the Kittitas County Fairgrounds, 512 N. Poplar Street, Ellensburg, and to authorize the Clerk to publish said notice. Commissioner Coe seconded. Motion carried 3-0.

MISCELLANEOUS

Susan Graaff-Grindle, Executive Director for the Kittitas County Action Council, presented the Board with copies of the 2003 final audit report of their agency. She acknowledged that in their prior audit for fiscal year 2002, the agency was cited for ten findings, and for the audit for fiscal year 2003, they were only cited for two findings, which both had already been addressed by the time the auditors arrived. In the Department of Community, Trade and Economic Development Plan for 2005-2006, they indicate that they have removed Kittitas County Action Council from their compliance process, and they see the potential for their agency to apply for an excellence award for non-profits. She thanked the Board for their continued support. She announced plans to move into a new building and have a grand opening in the middle of September.

The Board of County Commissioners commended Ms. Graaff-Grindle and her staff for their outstanding work and continuing to move forward despite difficult times in the past.

EXECUTIVE SESSION - NONE

ADJOURNMENT

Commissioner Golladay moved to adjourn the meeting. Commissioner Coe seconded. Motion carried 3-0.

Meeting adjourned at 4:07 p.m.

CLERK OF THE BOARD

**KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**

Julie A. Kjorsvik

Perry D. Huston, Chairman