

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

TUESDAY

2:00 P.M.

MAY 17, 2005

CALL TO ORDER

Chairman Huston called the meeting to order at 2:00 p.m.

Board members present: Chairman Perry D. Huston, Vice-Chairman David Bowen and Commissioner Alan Crankovich.

Others: Julie Kjorsvik, Clerk of the Board; Amy Mills, Treasurer; Darryl Piercy, Director of Community Development Services; James Hurson, Chief Civil Deputy Prosecutor; Joy Potter, Public Works Staff; Paul Bennett, Public Works Director; Joanna Valencia, Staff Planner, Marsha Weyand, Assessor's Office; Iris Rominger, Assessor; Kelly Carlson, Public Works Administrative Assistant; Jerry Pettit, Auditor; Linda Childs, Upper District Court Administrator; Jan Sharar, Staff Planner; Mandy Moats, Community Development Services Administrative Assistant; Duke Senter, Director of Computer Services and three members of the public.

INTRODUCTION OF NEW COUNTY EMPLOYEES -

Mandy Moats, Community Development Services Administrative Assistant, introduced Shannon Len as their new Intern.

PROCLAMATIONS

Chairman Huston read a Proclamation into the record from Governor Christine O. Gregoire, proclaiming May 9 through May 15, 2005 as Wildfire Awareness Week.

Commissioner Bowen moved to approve and authorize the Board to sign a Proclamation recognizing May 9 through May 15, 2005 as Wildfire Awareness Week. Commissioner Crankovich seconded. Motion carried 3-0.

AWARDS & RECOGNITIONS

Chairman Huston recognized a Certificate of Good Practice from the County Road Administration Board which was transmitted to the State Treasurer on behalf of Kittitas County.

APPROVAL OF AGENDA

Chairman Huston noted that the Study Session minutes from April 18, 2005 from the Community Development Services was removed from the Consent Agenda and placed under Item P Board Discussion & Decision. A draft letter had been added to Item G under Board Discussion & Decision and the Vouchers had been added to the section labeled Miscellaneous. He announced the Board would recess into an Executive Session at the end of the Agenda for approximately 15 minutes relating to Personnel Matters, and there would be possible action taken upon conclusion.

Commissioner Bowen 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.

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

MINUTES

03-15-05	Special Meeting	BOCC/Public Hearings
03-21-05	Regular Scheduled Study Session	BOCC/Public Works
04-07-05	Regular Study Session	BOCC/Human Resources
04-25-05	Regular Scheduled Study Session	BOCC/Community Development Services
04-26-05	Regular Scheduled Study Session	BOCC/Human Resources
05-02-05	Regular Scheduled Study Session	BOCC/Monday Morning Department Head
05-02-05	Regular Scheduled Study Session	BOCC/Public Works
05-03-05	Regular Scheduled Meeting	BOCC/Agenda

SET PUBLIC HEARING

OPEN SPACE TIMBER APPLICATIONS

COMMISSIONERS

Approve setting a public hearing to consider requests for Reclassification as Open Space Land for Current Use Tax Assessment under the Open Space Taxation Act, for Babcock and Blanco, LLC; Jim & Cynthia Herbert; Craig Land Company, LLP; and Perry E. & Sandra C. LaCelle, to be held on Tuesday June 7, 2005 at 4:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse, and to authorize the Clerk to publish said notice.

POLICY

LPG APPLIANCE PLACEMENT

CDS

Approve a Policy for the Community Development Services, No. 2005-01, for LPG Appliance Placement, effective May 1, 2005, replacing the former No. 2003-13 LPA Appliance Placement Policy.

SET PUBLIC HEARING

MAINTENANCE DIST. A & B

PUBLIC WORKS

Approve setting a public hearing to consider revisions to the Kittitas County Code Chapter 10.12.010 "Stop & Yield Signs" located in Maintenance Districts "A" & "B" which includes the North/Northwest Areas of Kittitas County, to be held on Tuesday June 21, 2005 at 4:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse, Ellensburg, and to authorize the Clerk to publish said notice.

CORRESPONDENCE - NONE

ADMINISTRATIVE MATTERS - NONE

CITIZEN COMMENTS ON NON-AGENDA ITEMS

Paul Bennett commented on his resignation as Kittitas County Public Works Director.

BOARD DISCUSSION/DECISION ITEMS

PUBLIC HEARING

SUNCADIA PHASE 1, DIVISION 2 PLAT

CDS

At approximately 2:07 p.m. **CHAIRMAN HUSTON** opened the public hearing to consider the proposed Plat Alteration for Suncadia Phase 1, Division 2.

DARRYL PIERCY, DIRECTOR OF COMMUNITY DEVELOPMENT SERVICES commented on a proposed Plat Alteration to Suncadia Master Planned Resort, Phase 1, Division 2. He said staff had previously completed a SEPA review and based on current development requirements, staff determined the proposed alterations to be minor modifications that would not have been

anticipated at the time of original plat development and approval. He indicated the proposed plat alteration would not change the boundary or the density of the MPR and that the application was consistent with the Development Agreement.

THOSE PRESENT & TESTIFYING: STEVE LATHROP, ATTORNEY REPRESENTING SUNCADIA, testified in favor of the request. **THERE BEING NO ADDITIONAL TESTIMONY, THE PUBLIC PORTION OF THE HEARING WAS CLOSED.**

COMMISSIONER BOWEN verified with staff of the minimal effects and that there would be more efficient means to provide services. **MR. PIERCY** felt the request met the Boards intention and was consistent with the Development Agreement.

COMMISSIONER BOWEN moved to approve the request for a Plat Alteration for Suncadia Phase 1, Division 2, and to direct staff to prepare the enabling documents for the Boards consideration on June 7, 2005 at 2:00 p.m. in the Commissioner's Auditorium. **COMMISSIONER CRANKOVICH** seconded. Motion carried 3-0.

CHAIRMAN HUSTON moved to continue the public hearing until June 7, 2005 at 2:00 p.m. to consider enabling documents. **COMMISSIONER BOWEN** seconded. Motion carried 3-0. It was noted the record was closed.

RESOLUTION 2005-66 PINE GROVE SHORT PLAT APPEAL PUBLIC WORKS

Commissioner Bowen moved to approve Resolution No. 2005-66, Upholding the Appeal of the Pine Grove Short Plat 1 & 2. Commissioner Crankovich seconded. Motion carried 3-0.

RESOLUTION 2005-67 SURPLUS PROPERTY-NW OF PIONEER RD. PUBLIC WORKS

Commissioner Crankovich moved to approve Resolution No. 2005-67, Ordering the Surplus of County property located in Section 23, Township 18 North, Range 18 East, W.M., declaring the remaining 3.21 acres and existing structures located thereon, acquired as part of the right-of-way negotiations for the Bowers Road surplus to the county needs, and the structures located on the acquired right-of-way for the Bowers Road surplus to the County's needs, and to instruct the Director of Public Works to dispose of the surplus property. Commissioner Bowen seconded. Motion carried 3-0.

LEASE PITNEY BOWES - MAILING MACHINE UPPER DISTRICT COURT

Commissioner Bowen moved to approve and authorize the Upper District Court Administrator to sign a lease with Pitney Bowes for a new lease for a postage machine in the amount of \$212.00 per month for 60 months. Commissioner Crankovich seconded. Motion carried 3-0.

Commissioner Crankovich moved to approve Resolution No. 2005-68, Awarding a Bid to TerraScan for a Computer Assisted Mass Appraisal, Assessment Administrator, and Tax Administration System, in the amount of \$181,449.00 for the hardware and integration, application and services. Commissioner Bowen seconded. Motion carried 3-0. The Board thanked Duke Senter, Amy Mills and Iris Rominger for their work with the project.

CLOSED RECORD HEARING

WRIGHT CLUSTER PLAT

CDS

Joanna Valencia, Staff Planner reviewed a request for the Wright Cluster Plat (P-05-04), for a 5 building lot and 1 residual lot cluster plat on approximately 73.82 acres of land that is zoned Commercial Agriculture. The proposed cluster plat is located east of Woodhouse Loop and Canyon View Lane, west of Interstate 82, comprising of a portion of the SW ¼ of Section 19, T.17N., R19E., W.M. (Tax parcel number 17-19-19000-0024). The Planning Commission recommended approval of the request with a 3-1 decision.

COMMISSIONER BOWEN asked why the Planning Commission member had voted against the application. **MS. VALENCIA** said the member expressed concerns of Wilson Creek contamination. **CHAIRMAN HUSTON** acknowledged there were TMDL studies currently going on with Wilson Creek and felt that was not a valid reason to deny the request.

Commissioner Bowen moved to approve the request for the Wright Cluster Plat (P-05-04) and to direct staff to prepare the enabling documents for the Boards review on Tuesday June 7, 2005 at 2:00 p.m. in the Commissioner's Auditorium. Commissioner Crankovich seconded. Motion carried 3-0.

LETTER

2514 WATERSHED PLANNING

COMMISSIONERS

Darryl Piercy, Director of Community Development Services stated he had reviewed the Watershed Management Plan for the Yakima River Basin released in January 2003. He felt with the current language and comments submitted, it should not be supported by Kittitas County in its current state.

Commissioner Bowen moved to approve and authorize the Chair to sign a letter to Ron Gamache, Chairman of the Yakima County Board of Commissioners, stating that Kittitas County does not wish to adopt the 2514 Watershed Plan without a reasonable attempt to incorporate acceptable language consistent with what was previously presented by the

Board. Commissioner Crankovich seconded. Motion carried 3-0. The Board thanked Mr. Piercy for his time reviewing the document.

PERFORMANCE GUARANTY SUNCADIA PHASE 3 DIVISIONS 6-9 CDS

Darryl Piercy, Director of Community Development Services introduced a Performance Guaranty for Suncadia Phase 3, Divisions 6-9, in the amount of \$8,633,442.00. He requested the Board's approval on the Performance Guaranty.

Commissioner Crankovich moved to approve and authorize the Chair to sign a Performance Guaranty for Suncadia's Phase 3 Divisions 6-9, in the amount of \$8,633,443.00. Commissioner Bowen seconded. Motion carried 3-0.

MYLARS SUNCADIA PHASE 3 DIVISIONS 6-9 CDS

Darryl Piercy, Director of Community Development Services noted there final documents that needed to be recorded relating to existing easements. He indicated they would be recorded within the next few days and the Board could approve the Chair's signature conditioned upon the recording of documents.

Commissioner Crankovich moved to approve and authorize the Chair to sign the final Mylars for Suncadia Phase 3, Divisions 6-9, conditioned upon the recording of easement documents. Commissioner Bowen seconded. Motion carried 3-0.

ORDINANCE 2005-18 SUMMIT PARK PUD (Z-92-03) CDS

Commissioner Bowen moved to approve Ordinance No. 2005-18, approving the Summit Park Planned Unit Development Final Plat, and Amending the Kittitas County Zoning Atlas for portions of Section 9 of Township 22 N., Range 11, E. W.M. from Forest and Range 20 to Planned Unit Development, for three parcels paying east of Interstate 90, West of Yellowstone County Road (22-11-09012-0001, 22-11-09011-0002 and 22-11-09011-0034. Commissioner Crankovich seconded. Motion carried 3-0.

SET PUBLIC HEARING IRRIGATION FRANCHISE PUBLIC WORKS

Commissioner Crankovich moved to set a public hearing to consider Granting a Non-Exclusive Irrigation Franchise on Riverbottom Road, approximately ½ mile from the intersection of the South Riverbottom Road and Umptanum Road, and on Umptanum Road near the intersection of the South Riverbottom Road, to be held on Tuesday June 21, 2005 at 4:00 p.m. in the Commissioner's Auditorium, Room 109, County Courthouse and to authorize the Clerk to publish said notice. Commissioner Bowen seconded. Motion carried 3-0.

SETTLEMENT AGREEMENT

PALMER & SHIRLEY BURRIS

PUBLIC WORKS

It was noted that the Settlement Agreement had been signed by Palmer and Shirley Burris, but not the Quit Claim Deeds. The Board directed staff to set up a special meeting with the Board once the Quit Claim Deeds were signed and received.

Commissioner Bowen moved to approve the Mutual Release and Settlement Agreement between Kittitas County, Palmer and Shirley Burris and the Bull Canal Company, for the purposes of improving the No. 6 Road. Commissioner Crankovich seconded. Motion carried 3-0.

RESOLUTION 2005-69

AWARD BID-ALFORD ROAD PROJECT

PUBLIC WORKS

Commissioner Crankovich moved to approve Resolution No. 2005-69, Awarding a Bid for the Alford Road Safety Improvement Project, to Columbia Asphalt & Gravel Inc. in the amount of \$381,026.54, and to authorize the Chair to sign the contract documents. Commissioner Bowen seconded. Motion carried 3-0.

EVENT

CANYON FOR A DAY BICYCLE TOUR

COMMISSIONERS

Commissioner Bowen moved to approve the request to hold the annual "Your Canyon for a Day" Bicycle Tour, to be held on Sunday May 22, 2005, conditioned upon the Prosecutor's assurance of appropriate insurance coverage. Commissioner Crankovich seconded. Motion carried 3-0.

MINUTES

CDS STUDY SESSION-4/18/05

COMMISSIONERS

Commissioner Crankovich moved to amend by striking and substituting language as submitted, for the Community Development Services Study Session minutes from April 18, 2005. Commissioner Bowen seconded. Motion carried 3-0.

Commissioner Bowen moved to approve the Study Session minutes with the Community Development Services department. Commissioner Crankovich seconded. Motion carried 3-0.

MISCELLANEOUS

VOUCHERS

<u>Date</u>	<u>Number</u>	<u>Amount</u>
05-17-05	#810155057 - #810155063	\$ 203,179.50

EXECUTIVE SESSION

At approximately 3:03 p.m. Chairman Huston announced that the Board would recess into an Executive Session for approximately 20 minutes relating to Personnel Matters. He said he anticipated action by the Board upon conclusion of the Executive Session.

At approximately 3:33 p.m. the Board reconvened out of the Executive Session.

Chairman Huston moved to accept the resignation of Paul Bennett, waiving notice requirements and to approve and authorize the Chair to sign a Settlement and General Release Agreement between Paul Bennett and Kittitas County. Commissioner Crankovich seconded. Motion carried 3-0.

ADJOURNMENT

Commissioner Bowen moved to adjourn the meeting at 3:34 p.m. Commissioner Crankovich seconded. Motion carried 3-0.

Meeting adjourned at 3:34 p.m.

CLERK OF THE BOARD

**KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**

Julie A. Kjorsvik

Perry D. Huston, Chairman