

**COMMISSIONERS' MINUTES  
KITTTITAS COUNTY, WASHINGTON  
COMMISSIONER'S AUDITORIUM  
SPECIAL MEETING**

**TUESDAY**

**4:00 P.M.**

**SEPTEMBER 19, 2006**

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

Others: Julie Kjorsvik, Clerk of the Board; Darryl Piercy, Director of Community Development Services; Allison Kimball, Assistant Director of Community Development Services; Patrick Butler, CDS Staff Planner; Linda Huber, County Auditor's Office; and approximately 10 members of the public.

**PUBLIC HEARING**

**SPECIAL ASSESSMENT**

**COMMISSIONERS**

At approximately 4:00 p.m. **CHAIRMAN BOWEN** opened a continued public hearing from August 15, 2006, to consider a Special Assessment Proposal from the Kittitas County Conservation District.

**CHAIRMAN BOWEN** recognized two letters that had been received from Kevin Eslinger, President of the Kittitas County Farm Bureau and Louis Musso, District Secretary for the Kittitas County Park & Recreation District No. 1 in favor of the special assessment proposal.

**THERE WAS NO ONE IN ATTENDANCE REQUESTING TO TESTIFY, SO THE PUBLIC PORTION OF THE HEARING WAS CLOSED.**

**COMMISSIONER CRANKOVICH** commended the efforts and accomplishments of Conservation District. **COMMISSIONER HUSTON** reviewed his criteria for voting in favor of any type of tax increase, claiming it would need to be tied to something specific and credible, which the proposal is. He announced he had never voted for a tax increase in the past. He felt the Conservation District was the most successful operation he has worked with and noted they are largely self-supporting. **COMMISSIONER BOWEN** recognized the efforts of staff and Directors of the Conservation District and said they have been a strong support working with the community. He appreciated the ways they went out and educated the public on the proposal.

**RESOLUTION 2006-132**

**SPECIAL ASSESSMENT**

**COMMISSIONERS**

**COMMISSIONER CRANKOVICH** moved to approve Resolution No. 2006-132, Enacting a System of Assessments within the Boundaries of the Kittitas County Conservation District in Accordance with RCW Chapter

89.08.400, for all incorporated lands within the District boundaries shall be assessed at an annual rate of \$5.00 per parcel and \$0.10 per acre or a fraction thereof; all lands lying within the areas currently designated as Weed Districts 1 through 5 (irrigated lands and commercial agriculture lands) shall be assessed at an annual rate of \$5.00 per parcel and \$0.10 per acre; all lands designated as Weed District 7 and 9 (rangeland, dry land, and non-irrigated lands) shall be assessed at an annual rate of \$5.00 per parcel and \$0.05 per acre; all lands designated in Weed District 8 (Forestlands) shall be assessed at an annual rate of \$3.00 per landowner and one/tenth the weighted average of all other lands assessed in Kittitas County, for a period not to exceed 10 years beginning January 1, 2007. **COMMISSIONER HUSTON** Motion carried 3-0.

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**PUBLIC HEARING**

**COUNTY INVENTORY ASSETS**

**AUDITOR**

At approximately 4:10 p.m. **CHAIRMAN BOWEN** opened a public hearing to consider staff recommendations to remove assets from the County inventory.

**LINDA HUBER, AUDITORS STAFF** explained that departments had reviewed their inventory and listed out items that needed to be auctioned at a future sale, junked, destroyed, have been traded in on replacement items or those that have been stolen, returned to vendors, donated to other entities or returned to the State per Interlocal Agreements.

**CHAIRMAN BOWEN** said he was concerned with the computers that were not found. **MS. HUBER** said she was unsure, but said if it was listed for instance as a "Tagram" it is definitely old and was probably gotten rid of long ago. She said there is a new system in place with a replacement program which tracks all computer equipment.

**THERE BEING NO ONE REQUESTING TO TESTIFY, THE PUBLIC PORTION OF THE HEARING WAS CLOSED.**

**RESOLUTION 2006-133**

**COUNTY INVENTORY ASSETS**

**AUDITOR**

**COMMISSIONER HUSTON** moved to approve Resolution No. 2006-133, declaring surplus items to the County needs to be auctioned off at a future sale. **COMMISSIONER CRANKOVICH** seconded. Motion carried 3-0.

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**PUBLIC HEARING**

**LAVENDER LAKE**

**SHERIFF**

At approximately 4:16 p.m. **CHAIRMAN BOWEN** opened a public hearing to consider amending the Public Safety Code to prohibit the use of gasoline powered vessels on Lavender Lake.

**CLAYTON MYERS, UNDERSHERIFF** gave a staff report. He said there are certain small lakes and ponds that contain risks to public safety when motorized vessels such as jet skies and speed boats are used, and the size of the water puts these vessels in close proximity to other users. He indicated the ponds are primarily used by fisherman, swimmers and/or non-motorized crafts (98%). He recommended prohibiting the use of gasoline powered motorboats on Lavender Lake.

**COMMISSIONER CRANKOVICH** asked if electric motors would still be allowed, if the Board approved the proposed amendments.

**UNDERSHERIFF MYERS** affirmed that electric motors would still be allowed at Lavender Lake. **CHAIRMAN BOWEN** referenced correspondence that had been received by the Commissioners office, which had been signed by 16 people in favor of the request, but claimed they wanted to see a limit of 5 hp for gas motors as well as a 5 mph speed limit. They felt it would serve the same safety purpose but not limit the fisherman that do not own an electric motor.

**THERE BEING NO ONE REQUESTING TO TESTIFY, THE PUBLIC PORTION OF THE HEARING WAS CLOSED.**

**ORDINANCE 2006-42                      AMEND COUNTY CODE-LAVENDER LAKE                      SHERIFF**

**COMMISSIONER HUSTON** moved to approve Ordinance No. 2006-42, Amending Kittitas County Code 9.17, by prohibiting any motor boat powered by gasoline motor on Lavender Lake. **COMMISSIONER CRANKOVICH** seconded.

**COMMISSIONER HUSTON** thanked Undersheriff Myers for his attention to the request. **COMMISSIONER CRANKOVICH** felt if rules are relaxed even a little bit, it could open the door to many problems, so he was not inclined to allow any gas motors on Lavender Lake. **CHAIRMAN BOWEN** questioned who would be responsible for enforcing a speed of 5 mph and felt it would not be cost effective for Sheriff's office to have to do that.

Motion carried 3-0.

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**PUBLIC HEARING                                      SUMMERSIDE PLAT ALTERATION                                      CDS**

At approximately 4:24 p.m. **CHAIRMAN BOWEN** opened a public hearing to consider the Summerside Plat Alteration Project (P-06-23).

**PATRICK BUTLER, CDS STAFF PLANNER,** gave a staff report on the request. He submitted a copy of the second page from DOE's letter that was inadvertently left out of the information presented to the Board. He also referenced an email to Marc Kirkpatrick with comments received from DOE. He explained the Summerside Plat

Alteration was submitted by Paul Dearmin, authorized agent for the Summerside Home Owner's Association (HOA), proposing an amendment to the face of the Plat in order to change the road use dedication from "dedicates to the use of the public" to "private roads". The proposed amendment is to an existing plat approved and created in 1962, and therefore is being processed pursuant to RCW 58.17.215. He explained that on May 8, 2006 the applicant applied for a variance request with the Department of Public Works, from the current Kittitas County Road Standards, and they received conditional approval on June 26, 2006, to amend the language of the plat dedication.

**RANDY CARBARY, PUBLIC WORKS STAFF** noted it is a dedicated use to the public right-of-way and is maintained by the Homeowners Association. **COMMISSIONER HUSTON** wanted assurance of the right-of-way ownership, whether it belonged to the County or the Homeowners Association. He said if it was owned by the County, the request was in the wrong process.

**THOSE PRESENT & TESTIFYING: MARC KIRKPATRICK, REPRESENTING THE APPLICANT** said it was his impression that it was a County right-of-way, and under County ownership.

The Board recessed for 10 minutes at 4:35 p.m. to allow for staff to confer. The meeting was reconvened at 4:45 p.m.

**COMMISSIONER HUSTON** reviewed the distinction between the two processes. He explained that if the road is identified by tax parcel number, then it is probably owned by the Homeowners Association, and there would be no point amending the plat if it was fee simple, owned by the County. **MR. CARBARY** said there is no information available from the Assessor's office and the road does not have a reference in the computer system. He indicated there needs to be additional research done to determine the ownership. **COMMISSIONER HUSTON** agreed that a determination of ownership needs to be determined before any action taken by the Board.

**JIM MOBIER** explained that when the development was established in 1962, there was not a Homeowners Association it was the Summerside Maintenance Corporation. **COMMISSIONER HUSTON** noted a maintenance corporation is essentially a Homeowners Association. He advised that they can still do all maintenance that is necessary now, but in terms of process, they are only going to determine if its open to the public or not.

**COMMISSIONER HUSTON** moved to continue the public hearing to Thursday September 21, 2006 at 4:00 p.m., record to remain open. **COMMISSIONER CRANKOVICH** seconded. Motion carried 3-0.

Meeting adjourned 4:55 p.m.

**CLERK OF THE BOARD**

**KITTITAS COUNTY COMMISSIONERS  
KITTITAS COUNTY, WASHINGTON**

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**Julie A. Kjorsvik**

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**David Bowen, Chairman**