

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

TUESDAY

2:00 P.M.

DECEMBER 18, 2007

Board members present: Chairman Alan Crankovich; Vice-Chairman David Bowen & Commissioner Mark McClain.

Others: Julie Kjorsvik, Clerk of the Board; Allison Kimball, Assistant Director for Community Development Services; Darryl Piercy, Director of Community Development Services; Mackenzie Moynihan, CDS Staff Planner; Tip Hudson, Cooperative Extension Agent; Dan Valoff, CDS Staff Planner; Mike Elkins, CDS Staff Planner; Mike Stafford, Juvenile Probation Assistant Administrator; Brandon Drexler, Public Works Director; Neil Caulkins, Deputy Prosecutor; Marsha Weyand, Assessor; Shelley McClelland, Assessor's office Data Processor; Gene Dana, Sheriff; Don Anderson, Deputy Prosecutor; Clayton Myers, Undersheriff; Stephanie Happold, Deputy Prosecutor and two members of the public.

CALL TO ORDER

Chairman Crankovich called the meeting to order.

PLEDGE OF ALLIEGANCE

Chairman Crankovich led the Pledge of Allegiance.

INTRODUCTION OF NEW COUNTY EMPLOYEES

Marsha Weyand, Assessor, introduced Shelley McClelland as their new Data Processor.

PROCLAMATIONS - NONE

AWARDS & RECOGNITIONS

Commissioner McClain moved to approve a Certificate of Appreciation to Bill Allison, for five years of service on the Kittitas County Board of Equalization. Commissioner Bowen seconded. Motion carried 3-0.

APPROVAL OF AGENDA

Chairman Crankovich noted that Items D & K under Consent were removed from the Agenda, and Item T had been moved to Board Discussion & Decision and that two items had been added to Administrative Matters.

Commissioner Bowen moved to approve the Agenda as amended. Commissioner McClain 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.

Chairman Crankovich noted Items D & K were removed from the Consent Agenda and that Item T had been moved to Board Discussion & Decision. Commissioner Bowen moved to approve the Consent Agenda as amended. Commissioner McClain seconded. Motion carried 3-0.

MINUTES

DATE	MEETING	RE:
4-9-07	Regular Meeting	CDS Study Session
9-12-07	Regular Meeting	HR Study Session
9-24-07	Regular Meeting	CDS Study Session
10-1-07	Regular Meeting	CDS Study Session
10-8-07	Regular Meeting	CDS Study Session
10-29-07	Regular Meeting	CDS Study Session
11-6-07	Regular Meeting	BOCC Agenda Session
11-19-07	Regular Meeting	CDS Study Session
11-26-07	Regular Meeting	CDS Study Session
11-26-07	Regular Meeting	DPW Study Session
11-28-07	Special Meeting	BOCC Public Hearings
12-1-07	Regular Meeting	DPW Study Session
12-3-07	Regular Meeting	BOCC Office Admin Meeting
12-3-07	Regular Meeting	BOCC Department Head Meeting
12-4-07	Special Meeting	Meeting with Jon Youngquist
12-4-07	Regular Meeting	BOCC Agenda Session
12-10-07	Regular Meeting	BOCC Office Admin Meeting
12-10-07	Regular Meeting	BOCC Department Head Meeting
12-10-07	Special Meeting	CJAA
12-10-07	Regular Meeting	DPW Study Session
12-11-07	Special Meeting	ADDS

AGREEMENT**EMS & TRAUMA CARE COUNCIL****COMMISSIONERS**

Approve and authorize the Chair to sign Payment Agreement between Kittitas County and the Kittitas County EMS & Trauma Care Council, in the amount of \$32,961.00 for the period beginning January 1, 2008 through December 31, 2008.

APPOINTMENT**ALCOHOL & SUBSTANCE ABUSE BOARD****COMMISSIONERS**

Approve to reappoint Lynne Harrison and Leslie Walker to a three year term on the Kittitas County Alcohol and Substance Abuse Program Board, effective immediately and expiring on December 31, 2010, and to authorize the Chair to sign letters of reappointment.

REQUEST TO APPOINT ROZELLA WASCHELL, MARY ELLEN WARD, DON DAVIS TO THE HOMELESSNESS ASSISTANCE ACT COMMITTEE - ITEM REMOVED FROM THE AGENDA

APPOINTMENT**MENTAL HEALTH/DEVELOPMENTAL DISABILITIES****COMMISSIONERS**

Approve to reappoint Jackie Herum, John Silva, Rolf Williams to the Kittitas County Mental Health/Development Disabilities Board, for a three year term effective immediately and expiring on December 31, 2010, and to authorize the Chair to sign letters of reappointment.

APPOINTMENT**OPEN SPACE ADVISORY BOARD****COMMISSIONERS**

Approve to reappoint John Hanson and Karen Poulsen to the Kittitas County Open Space Advisory Board, for a one year term effective immediately and expiring on December 31, 2008, and to authorize the Chair to sign letters of reappointment.

APPOINTMENT**FAIR BOARD****COMMISSIONERS**

Approve to reappoint Becky McDowell, Wilma Pratt, Bill Allison, Bill Boyum, Brian Page, Bob McBride and Jerry Jarnagin to the Kittitas County Fair Board, for a three year term effective immediately and expiring on December 31, 2010, and to authorize the Chair to sign letters of reappointment.

APPOINTMENT**BOARD OF ADJUSTMENT****COMMISSIONERS**

Approve to reappoint Stan Bossart to the Kittitas County Board of Adjustment, for a six year term, effective immediately and expiring on December 31, 2013, and to authorize the Chair to sign a letter of reappointment.

RESOLUTION 2007-162 DRS DEFERRED COMPENSATION PROGRAM HUMAN RESOURCES

Approve Resolution No. 2007-162, Approving the Department of Retirement Systems, Deferred Compensation Program to participate in the deferred compensation plan for the employees of Kittitas County, subject to the requirements of RCW 41.50.770 and WAC Chapter 415-501.

RESOLUTION 2007-163 REVIEWING EMPLOYEE WAGES HUMAN RESOURCES

Approve Resolution No. 2007-163, In the Matter of Reviewing Wages for Employees, for the Board at its discretion may make salary/wage rate and benefit payments retroactive to January 1, 2008 for all affected employees.

LEVY CERTIFICATION CITY OF CLE ELUM COMMISSIONERS

Acknowledge receipt of a Levy Certification from the City of Cle Elum, in the amount of \$413,000.00 for amounts collected in 2008.

INTERAGENCY AGREEMENT COMMUNITY TRADE & ECONOMIC DEVELOP. COMMISSIONERS

Approve and ratify Commissioner McClain's signature on an Interagency Agreement between the State of Washington Department of Community, Trade and Economic Development and Kittitas County, to provide necessary personnel, equipment, material and/or services to meet the requirements of Section 102 of Senate Bill ESSB 6157, including the completion of an electronic or paper version of the inventory form provided by Community, Trade and Economic Development.

MEMORANDUM OF AGREEMENT BETWEEN WSU EXTENSION & KITTITAS COUNTY - ITEM MOVED TO BOARD DISCUSSION/DECISION

AGREEMENT DSHS - EVIDENCE BASED EXPANSION JUVENILE

Approve and ratify the Chair's signature on a Program Agreement No. 0763-30334, between the State of Washington Department of Social and Health Services, Division of Treatment **and** Intergovernmental Program and Kittitas County for the period November 1, 2007 through June 30, 2009, in the amount of \$134,639.01.

SET CLOSED RECORD MEETING TIMBER HEIGHTS PRELIMINARY PLAT (P-07-43) CDS

Approve setting a Closed Record Meeting to consider the Timber Heights Preliminary Plat (P-07-43), an application from Marisa Kosney of Sapphire Skies, authorized agent for MC 10, LLC, landowner, for a division of approximately 35.31 acres into 11 lots, located East of Salmon La Sac Road and East of Night Sky Drive, Cle Elum, Washington

(Map Number 21-14-09061-0010), to be held on Wednesday January 2, 2008 at 10:00 a.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington.

SET CLOSED RECORD MEETING ZAHAJKO PRELIMINARY PLAT (P-07-13) CDS

Approve setting a Closed Record Meeting to consider the Zahajko Preliminary Plat (P-07-13), an application from Michael & Sheila Zahajko, landowners, for a division of 19.14 acres into six lots, located East of the City of Cle Elum off of Weihl Road, Cle Elum, Washington, (Map Number 20-16-26000-0001), to be held on Wednesday January 2, 2008 at 10:00 a.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington.

SET CLOSED RECORD MEETING GIGSTEAD PUD & MISSION VIEW MEADOWS CDS

Approve setting a Closed Record Meeting to consider the Gigstead PUD rezone (Z-07-14) and the Mission View Meadows Preliminary Plat (P-07-45), an application from James and Laurie Gigstead, landowners, for a rezone from Agriculture 3 to Planned Unit Development (PUD) (Z-07-14) and the Mission View Meadows Preliminary Plat (P-07-45) a division of 10.10 acres into nine (9) lots, located East of the City of Ellensburg off of Judge Ronald Road, Ellensburg (Map Numbers 18-19-32061-0001, 0002 & 0003), to be held on Wednesday January 2, 2008 at 10:00 a.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington.

SET CLOSED RECORD MEETING LONNY WHITE PLAT (P-07-02) CDS

Approve setting a Closed Record Meeting to consider the Lonny White Plat (P-07-02), an application from Chris Cruse, authorized agent for Lonny White, a division of 21 acres into 7 lots, located 1 mile South of the City of Cle Elum, Southwest of Interstate 90, West of Godawa Lane off of Pays Road, Cle Elum, Washington (Map Number 19-15-01000-0043), to be held on Wednesday January 2, 2008 at 10:00 a.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington.

SET CLOSED RECORD MEETING AIRPORT HIGHLANDS PLAT (P-07-29) CDS

Approve setting a Closed Record Meeting to consider the Airport Highlands Plat (P-07-29), an application from Chuck Cruse, authorized agent for Thomas Roth, landowner, for a division of 13.44 acres into 4 lots, located East of the City of Cle Elum on the North Side of Airport Road Cle Elum, Washington (Map Number 20-16-29050-0001), to be held on Wednesday January 2, 2008 at 10:00 a.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5th Avenue, Ellensburg, Washington.

Approve setting a public hearing to consider modifying fees collected by Kittitas County for appeals and to establish a fee for conducting parcel histories, to be held on Wednesday January 2, 2008 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse, 205 West 5th Avenue, Ellensburg, Washington, and to authorize the Clerk to publish said notice.

RESOLUTION 2007-164

EQUIPMENT RENTAL RATES

PUBLIC WORKS

Approve Resolution No. 2007-164, Adopting Equipment Rental and Revolving Fund Equipment Rental Rates Effective January 1, 2008 for the Kittitas County Public Works Department.

RESOLUTION 2007-165 AWARD BID PETROLEUM & LUBRICANT PROD. PUBLIC WORKS

Approve Resolution No. 2007-165, Awarding the Bid to Furnish Petroleum and Lubricant Projects for 2008, awarding A-1 Petroleum for Schedule "A" and A&I Distributing for Schedule "D", noting on bids were received for Schedules "B" & "C" so other alternatives will be sought for those products, and to authorize the Public Works Director to sign the contract documents upon such terms and conditions specified in the proposal are submitted by the bidder.

RESOLUTION 2007-166

AWARD BID MAINTENANCE ROCK

PUBLIC WORKS

Approve Resolution No. 2007-166, Awarding a Bid to Furnish Maintenance Rock Materials for 2008 to Ellensburg Cement Products, and to authorize the Public Works Director to sign the contract documents upon such terms and conditions specified in the proposal are submitted by the bidder.

CORRESPONDENCE - NONE

ADMINISTRATIVE MATTERS

RESOLUTION 2007-159

AWARD BID - BUCKET TRUCK

PUBLIC WORKS

Commissioner Bowen moved to approve Resolution No. 2007-159, Awarding a Bid to Furnish One New 2007 International Bucket Truck with a Hi-Range Lift, from Iron Technics Enterprises, in the amount of \$143,507.00 as the lowest bidder to meet specifications. Commissioner McClain seconded. Motion carried 3-0.

SET PUBLIC HEARING

DISSOLVE TV IMPROVEMENT DISTRICT

COMMISSIONERS

Commissioner Bowen moved to set a public hearing to consider dissolving

the Kittitas County TV Reception Improvement District and Board, to be held on Wednesday January 2, 2008 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse, 205 West 5th Avenue, Ellensburg, Washington and to authorize the Clerk to publish said notice. Commissioner McClain seconded. Motion carried 3-0.

CITIZEN COMMENTS ON NON-AGENDA ITEMS - NONE

BOARD DISCUSSION & DECISION

PUBLIC HEARING LEASE ASSIGNMENT-STANLEY/MARSHALL COMMISSIONERS

Commissioner Bowen moved to approve and authorize the Chair to sign an Assignment of Lease Agreement between Jim Stanley and Karin Stanley, and JK Marhsall, LLC, Assignee, for property (Valley Espresso) through August 31, 2009 at a rate of \$575.00 per month. Commissioner McClain seconded. Motion carried 3-0.

PUBLIC HEARING PURCHASE PROPERTY 1001 E. 8TH AVENUE COMMISSIONERS

Don Anderson, Deputy Prosecutor, distributed a copy of a Purchase and Sale Agreement for the property located at 1001 E. 8th Avenue, Ellensburg, Washington. He felt it could be completed by January 10th, 2008, noting the current property owner would like it closed prior to that date.

Chairman Crankovich indicated he was friends with the property owner and that is why he has stayed out of all negotiations and would feel better if the Vice-Chairman could sign the documents. Commissioner McClain moved to approve and authorize the Vice-Chairman David Bowen to sign the Agreement and to modify the dates on the Agreement and the provision addressing Federal issues regarding the 90 day notice requirements. Commissioner Bowen seconded. The Board thanked Mr. Anderson's efforts on the issue. Motion carried 3-0.

ORDINANCE 2007-36 SALES TAX-CRIMINAL JUSTICE & PUBLIC SAFETY PROSECUTOR

Commissioner Bowen moved to approve Ordinance No. 2007-36, Adding a New Chapter to the Kittitas County Code Thereby Imposing an Additional Sales and Use Tax to Fund Criminal Justice and Public Safety Purposes, effective January 1, 2008 and shall automatically expire on December 31, 2014, unless further authorized by public vote. Commissioner McClain seconded. Motion carried 3-0.

AGREEMENT VICTIM OFFENDER MEDIATION JUVENILE

Commissioner McClain moved to approve an Agreement between the Dispute Resolution Center of Yakima and Kittitas County and the Juvenile Court

of Kittitas County, to be in effect for the duration of the current CJAA Evidence Based Enhancement Grant that funds the Victim Offender Meeting Program. Chairman Crankovich seconded. Commissioner McClain expressed concerns of the expense. Commissioner Bowen said he would abstain from voting on the matter. Motion carried 2-0. (Commissioner Bowen abstained).

RESOLUTION 2007-160 SUNCADIA PERFORMANCE GUARANTEES PUBLIC WORKS

Commissioner Bowen moved to approve Resolution No. 2007-160, Authorizing the Public Works Director to Reduce or Release Suncadia's Performance Guarantees for Phase 1, Division 3 and Division 4, Phase 2 Division 2 and Phase 3 Division 1-5, Division 6-9, Division 11 and Division 12, noting the outstanding balance of all guarantees are in the amount of \$10,412,679.00. Commissioner McClain seconded. Motion carried 3-0.

FINAL MYLARS KOLTON PLAT (P-06-48) CDS

Commissioner Bowen moved to approve and authorize the Chair to sign the Final Mylars for the Kolton Plat (P-06-48), a division of 3.10 acres into 3 lots ranging in size from 1.0 to 1.10 acres, located East of the City of Ellensburg and within the Urban Growth Boundary in the vicinity of 2118 Judge Ronald Road, Ellensburg, Washington (Map Number 18-19-31071-0001). Commissioner McClain seconded. Motion carried 3-0.

FINAL MYLARS C. SHERWOOD GILBERT PLAT (P-07-08) CDS

Commissioner Bowen moved to approve and authorize the Chair to sign the Final Mylars for the C. Sherwood Gilbert Plat (P-07-08), a division of 66.82 acres into 6 lots ranging in size from 11.01 to 11.41 acres, located in the vicinity of Gilbert and Brick Mill Roads, Ellensburg, Washington (Map Number 18-20-19051-0001, 0002 and 0003). Commissioner McClain seconded. Motion carried 3-0.

FINAL MYLARS C. SHERWOOD BRICK MILL PLAT (P-07-10) CDS

Commissioner Bowen moved to approve and authorize the Chair to sign the Final Mylars for the C. Sherwood Brick Mill Plat (P-07-10), a division of 66.76 acres of land into 6 lots ranging in size from 10.71 to 11.99 acres, located in the vicinity of Gilbert and Brick Mill Road, Ellensburg, Washington (Map Number 18-20-19050-0001, 0002 and 0003). Commissioner McClain seconded. Motion carried 3-0.

FINAL MYLARS SUNCADIA - PHASE 1, DIVISION 9 PLAT (P-06-45) CDS

Commissioner Bowen moved to approve and authorize the Chair to sign the Final Mylars for the Suncadia Master Planned Resort, Phase 1, Division 9 Plat (P-06-45) for approximately 131.45 acres, consisting of 3

residential lots, 7 future development tracts and 4 open space tracts (Map Number 20-15-19000-0003 and 20-15-19000-0013). Commissioner McClain seconded. Motion carried 3-0.

MEMORANDUM OF AGREEMENT WSU - COOPERATIVE EXTENSION EXTENSION

Commissioner Bowen moved to approve and authorize the Chair to sign a Memorandum of Agreement between Washington State University Extension and Kittitas County, in the amount of \$35,440.00 for the period beginning January 1, 2008 through December 31, 2008 to provide an extension program. Chairman Crankovich seconded. Commissioner McClain expressed he felt value in having the extension office, but questioned if the additional funding was subsidizing other counties (King, Snohomish, etc.) and he had trouble with that. Motion carried 2-1 (Commissioner McClain opposed the motion).

EXECUTIVE SESSION

Don Anderson, Deputy Prosecutor requested the Board hold an Executive Session relating 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. At 3:00 p.m. Chairman Crankovich announced the Board would recess into Executive Session for approximately 15 minutes.

At approximately 3:08 p.m. the Board recessed back into session.

CLAIM FOR DAMAGES MEGAN BLAISDELL PROSECUTOR

Don Anderson, Deputy Prosecutor, gave a summary of a Claim filed against Kittitas County on November 1, 2007 by Megan Blaisdell and recommended approval of the Claim in the total amount not to exceed \$6,066.59. Commissioner McClain moved to approve a Claim for Damages not to exceed \$6,066.59, conditioned upon signature of a Release of All Claims from Megan Blaisdell and her parents. Commissioner Bowen seconded. Motion carried 3-0.

ADJOURNMENT

Commissioner McClain moved to adjourn at 3:13 p.m. Commissioner Bowen seconded. Motion carried 3-0.

Meeting adjourned at 3:13 p.m.

CLERK OF THE BOARD

KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON

Julie A. Kjorsvik

Alan Crankovich, Chairman