

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

**TUESDAY**

**10:00 A.M.**

**NOVEMBER 16, 2010**

Board members present: Vice-Chairman Paul Jewell and Commissioner Alan Crankovich. Absent: Chairman Mark McClain.

Others: Julie Kjorsvik, Clerk of the Board; Neil Caulkins, Deputy Prosecutor; Dan Valoff, Staff Planner; Jan Ollivier, Transportation Manager; Kirk Holmes, Public Works/Interim Community Development Services Director; Kelly Bacon, Engineer Technician and 4 members of the public.

**CALL TO ORDER**

Vice-Chairman Jewell called the meeting to order.

**PLEDGE OF ALLEGIANCE**

Vice-Chairman Jewell led the Pledge of Allegiance.

**INTRODUCTION OF NEW COUNTY EMPLOYEES - NONE**

**PROCLAMATIONS - NONE**

**AWARDS & RECOGNITIONS - NONE**

**APPROVAL OF AGENDA**

Vice-Chairman Jewell noted two issues had been added to Administrative Matters and there would be an Executive Session at the conclusion of the Agenda.

Commissioner Crankovich moved to approve the Agenda, as amended. Vice-Chairman Jewell seconded. Motion carried 2-0.

**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. Vice-Chairman Jewell noted there was a minor correction done to the October 27, 2010 Finance meeting minutes.

**11/16/2010 MINUTES**

**1**

**APPROVED**  
12/21/2010

Commissioner Crankovich moved to approve the Consent Agenda, as presented. Vice-Chairman Jewell seconded. Motion carried 2-0.

**MINUTES**

**COMMISSIONER MEETINGS**

**COMMISSIONERS**

DATE	MINUTES
10/25/2010	Budget Discussion
10/27/2010	Monthly Finance Meeting
11/01/2010	BOCC Office Administration
11/01/2010	Dept. Head Meetings (3)
11/01/2010	Agenda Study Session
11/02/2010	Agenda
11/03/2010	Law & Justice Reps
11/08/2010	BOCC Office Administration
11/08/2010	Dept. Head Meetings (1)
11/09/2010	Budget Discussion

**AGREEMENT**

**GSI WATER SOLUTIONS, INC.**

**COMMISSIONERS**

Approve a Professional Services Agreement between GSI Water Solutions, Inc. and Kittitas County, extending the performance of hydrogeologist services to be provided to Kittitas County in relationship to the Upper Kittitas Groundwater study, through December 31, 2013 and to not exceed \$75,000.00.

**RESOLUTION 2010-116**

**AWARD FUNDS FOR LAW & JUSTICE GRANTS**

**SHERIFF**

Approve Resolution No. 2010-116, Awarding Funding for Grants Pursuant to Law & Justice Council recommendations on the spending of 1/10<sup>th</sup> of 1% sales tax reserves, in the total amount of \$9,739.14.

**MEMORANDUM OF UNDERSTANDING**

**WA TRAFFIC SAFETY COMMISSION**

**SHERIFF**

Approve a Memorandum of Understanding between the Washington Traffic Safety Commission and the Kittitas County Sheriff's office, for Steve Panattoni to serve as a Law Enforcement Liaison for the Washington Traffic Safety Commission, to promote and participate in the multi jurisdictional and high visibility enforcement mobilizations and promote the mission of Target Zero, beginning October 1, 2010 through September 30, 2011, and to not exceed the amount of \$5,000.00 for the project.

**MEMORANDUM OF UNDERSTANDING**

**WA TRAFFIC SAFETY COMMISSION**

**SHERIFF**

Approve a Memorandum of Understanding between the Kittitas County Sheriff's office and the Washington Traffic Safety Commission, to provide funding for high visibility enforcement traffic safety emphasis patrols, in support of Target Zero priorities, beginning October 1, 2010

through September 30, 2011.

**SET PUBLIC HEARING**

**FEE TO PROCESS TDR'S**

**CDS**

Approve setting a Public Hearing to consider establishing a fee to process Transfer of Development Rights (TDR) sending site certification applications, to be held on Tuesday December 7, 2010 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5<sup>th</sup> Avenue, Ellensburg, WA and to authorize the Clerk to publish said notice.

**AGREEMENT**

**STATE PARKS & RECREATION COMMISSION**

**PUBLIC WORKS**

Approve an Interagency Agreement #IA 911-307 between the Washington State Parks and Recreation Commission and Kittitas County Public Works, for snow removal at the Reecer Creek and Lake Kachess Sno-Parks, to be completed by March 31, 2011.

**LEASE**

**ADDENDUM TO KITTCOM**

**PUBLIC WORKS**

Approve an Addendum to a Lease Agreement between KITTCOM and Kittitas County, allowing for a sub-lease for a portion of their building and tower to the Washington State Department of Transportation.

**LEASE**

**ABERLE/BLAZING TREE CATTLE CO/STRAND**

**PUBLIC WORKS**

Approve Agricultural Leases between the following: Kittitas County and Blazing Tree Cattle Co., for Tract 2 (270 acres) and Tract 3 (92 acres) expiring on November 30, 2020; Kittitas County and Victor Strand for Tract 4 (24 acres), Tract 5 & 6 (342 acres) and Tract 7 (39 acres), expiring on November 30, 2020; Kittitas County and Dennis Aberle/Jay Aberle for Tract 1 (38 acres) expiring November 30, 2020.

**AGREEMENT**

**TRIPLE CREEK RANCH WWRP PROJECT**

**PUBLIC WORKS**

Approve WWRP Project Agreement No. 08-1323A, between the State of Washington by and through the Recreation and Conservation Funding Board, from the Farmland Preservation Account, for the Triple Creek Ranch project, not to exceed \$649,575.00 for the period beginning June 21, 2010 through March 31, 2011.

**ORDINANCE 2010-013**

**DUNFORD PUD REZONE & LARGE LOT SUBDIVISION**

**CDS**

Approve Ordinance No. 2010-013, granting approval for the Dunford Planned Unit Development (PUD) Rezone (Z-06-39) and Preliminary Large Lot Subdivision (LL-08-03) application submitted by Terra Design Group, authorized agent for The Ranch on Swauk Creek LLC landowners, and to Amend the Kittitas County Zoning Atlas from Agriculture 3 and

Agriculture 5 to Planned Unit Development, for approximately 345.69 acres and a four Large Lot subdivision located east of the City of Cle Elum off Highway 97 at the north intersection of Bettas Road, Cle Elum, WA (Map Numbers 19-17-03000-0003 and a portion of 20-17-34000-0006 and 20-17-34000-0002).

**MYLARS**

**MIDFIELD DIVISION II PLAT (LP-08-30)**

**CDS**

Approve the Final Mylars for the Midfield Division II Plat (LP-08-30), an application from Amerivest Development LLC, landowners, for a 6-lot plat on approximately 20.49 acres of land zoned Agriculture-3, to be served by a Group B water system and individual septic systems, located south of Susan Road, north of Manastash Road Ellensburg, WA (Map Number 17-18-08056-0009).

**SET PUBLIC HEARING    AMEND 6 YR TIP & CONSTRUCTION PROGRAM    PUBLIC WORKS**

Approve setting a Public Hearing to consider amending the 2011-2016 Six Year Transportation Improvement Plan and the 2011 Annual Construction Program, to be held on Tuesday December 7, 2010 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5<sup>th</sup> Avenue Ellensburg, WA and to authorize the Clerk to publish said notice.

**CORRESPONDENCE - NONE**

**ADMINISTRATIVE MATTERS**

**CALL FOR BIDS**

**2011 PETROLEUM & LUBRICANT PRODUCTS**

**PUBLIC WORKS**

Commissioner Crankovich moved to approve a Notice of Call for Bids to furnish Petroleum and Lubricant projects for the calendar year 2011 in accordance with specifications prepared by Kittitas County, to be accepted until 2:00 p.m. December 1, 2010 and opened at the Kittitas County Public Works Department located at 411 N. Ruby, Suite #1 Ellensburg, WA and to authorize the Clerk to publish said notice. Vice-Chairman Jewell seconded. Motion carried 2-0.

**SET PUBLIC HEARING**

**COLOCKUM ROAD SNOWMOBILE TRAIL**

**PUBLIC WORKS**

Commissioner Crankovich moved to approve Setting a Public Hearing to consider a Memorandum of Agreement between the Washington State Parks & Recreation and Kittitas County to consider designating part of Colockum Road as a groomed snowmobile trail from December 15 through March 31 of each year, to be held on Tuesday December 7, 2010 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse 205 West 5<sup>th</sup> Avenue Ellensburg, WA and to authorize the Clerk to publish said notice. Vice-Chairman Jewell seconded. Motion carried 2-0.

**CITIZEN COMMENTS ON NON-AGENDA ITEMS - NONE**

**BOARD DISCUSSION/DECISION ITEMS**

**CLOSED RECORD MEETING**

**AIRPORT HEIGHTS PRELIMINARY PLAT**

**CDS**

Dan Valoff, Staff Planner, reviewed the Airport Heights Preliminary Plat (LP-09-08), an application from Terra Design Group, authorized agent for Schuler Deneen Family Ranch LLC, Schuler, James K. care of Deneen, Pat, PDQ Construction, landowners, for a Preliminary Plat to subdivide approximately 34.29 acres into 10-lots, 3 acres in size. He noted there will be an area south of the lots which will be considered as Tract A that will be 3.69 acres in size for the possible future expansion of the Cle Elum Municipal Airport. The subject property is currently zoned Ag-3 and the project is proposed to be served by a Group A Public Water System and individual or possibly a community septic areas if soils permit. The property is located east of the City of Cle Elum, north of Airport Road, off Danko Road, Cle Elum, WA (Map Numbers 20-16-30030-0004, 0008, 0009 and 20-16-30056-0016). He indicated the Hearing Examiner conducted an open record hearing and issued a recommendation of approval of the application.

Vice-Chairman Jewell asked for clarification from the Hearing Examiners Condition of Approval #26, stating the developer shall be required to conduct a Part 77 Airspace Obstruction Analysis with the Federal Aviation Administration for the proposed plat. Chad Bala, representing the applicant reviewed what the requirement is for an Air Obstruction Analysis. Commissioner Crankovich said the application follows one that was withdrawn last year, and felt some of the issues were still there not withstanding the potential impacts to the airport. He noted the proposed project is located in the Cle Elum UGA and they have commented on their opposition to the application for various reasons. He suggested continuing the Closed Record meeting to the next Agenda to allow for all three Board members to be present. Vice-Chairman Jewell said he also had concerns but the issues relating to conditions regarding water cannot be dumped into the Younger ditch have been addressed in the Conditions of Approval.

Commissioner Crankovich moved to continue the Closed Record meeting to Tuesday December 7, 2010 at 10:00 a.m. under Board Discussion & Decision. Vice-Chairman Jewell seconded. Motion carried 2-0.

**CLOSED RECORD MEETING**

**CURRIER CREEK ESTATES DIVISION 3 & 4**

**CDS**

Dan Valoff, Staff Planner, reviewed an application from Steve Lathrop, agent for Cascade View Inc., for the Currier Creek Estates Division 3 & 4 Preliminary Plat (LP-10-02), a subdivision to be completed in two

phases: Phase 3 (13.17 acres) into 49 lots and Phase 4 (11.11 acres) into 39 lots. He said the subject property is located northeast of Hwy 10, southwest of Dry Creek Road and Reecer Creek Road, within the City of Ellensburg's Urban Growth Area (Map Numbers 18-18-27030-0036 and 18-18-27030-0037). He noted the Hearing Examiner conducted an open record hearing and issues a recommendation of approval of the application.

Commissioner Crankovich referenced a letter regarding the trail system and asked when it would be required to be constructed. Mr. Valoff said prior to final approval. Commissioner Crankovich commented on Condition #14 relating to accepting the roads within Divisions 3 & 4 onto the County's road system after they are constructed and approved by the County Engineer and the City Engineer. He did not feel they can give a predetermined approval and suggested changing language to reflect the County "may" accept the roads within, etc. Neil Caulkins, Deputy Prosecutor said he could make that change to the conditions in the enabling documents. Vice-Chairman Jewell questioned why the County would be accepting responsibility rather than the home owners regarding street lighting. Kirk Holmes, Public Works Director said it was a public safety element and people expect lighting and the burden falls to the County until it is annexed into the city.

Commissioner Crankovich moved to continue the Closed Record Meeting to Tuesday December 7, 2010 at 10:00 a.m. in the Commissioners Auditorium, directing staff to make changes to Condition #14 as noted. Vice-Chairman Jewell seconded. Motion carried 2-0.

#### **MISCELLANEOUS - NONE**

#### **EXECUTIVE SESSION**

At 10:30 a.m. Vice-Chairman Jewell announced the Board would recess into Executive Session for 10 minutes with Lisa Young, Human Resource Director; Marsha Weyand, Assessor and Zera Lowe, Deputy Prosecutor (via phone), 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. He said action was anticipated following the Executive Session.

At 10:40 a.m. the Board reconvened out of Executive Session. Staff was instructed to proceed under the terms as discussed during the Executive Session.

Vice-Chairman Jewell moved to adjourn at 10:40 a.m. Commissioner Crankovich seconded. Motion carried 2-0.

#### ADJOURNMENT

Meeting adjourned at 10:40 a.m.

CLERK OF THE BOARD

  
Julie Kjorsvik

KITTITAS COUNTY COMMISSIONERS  
KITTITAS COUNTY, WASHINGTON

  
Vice-Chairman Paul Jewell