Board members present: Chairman Perry Huston; Vice-Chairman David Bowen; Commissioner Alan Crankovich; Others: Julie Kjorsvik, Clerk of the Board; Allison Kimball, Assistant Director of Community Development Services; William Holmes, Director of Probation Services; Darryl Piercy, Director of Community Development Services; Nancy Goodloe, Public Health Department; Patti Johnson, Interim Public Works Director; Greg Zempel, Prosecutor and two members of the public.

At approximately 4:00 p.m. Chairman Huston opened the Special Meeting.

**RESOLUTION 2005-84**

Commissioner Crankovich moved to approve Resolution No. 2005-84 Authorizing a Notice of Call for Bids for the No. 6 Road Reconstruction, to be accepted until 2:00 p.m. on Wednesday July 20, 2005 at the Public Works Department 411 North Ruby, Suite 1, Ellensburg, and to authorize the Clerk to publish said notice. Commissioner Bowen seconded. Motion carried 3-0.

**AGREEMENT GENERAL TERMS & CONDITIONS/DSHS COMMISSIONERS**

Chairman Huston acknowledged several emails he had received from other counties relating various concerns of the General Terms & Conditions with the Department of Social & Health Services. Prosecutor Greg Zempel noted that Jefferson County and Island County were signing under protest.

Commissioner Bowen explained that he felt the County was going to have some sort of leverage until the other counties began to sign on. He supported the proposed letter that explains the County’s position on how the contract is interpreted. Prosecutor Zempel said the County Prosecutors had discussed the agreement at their annual conference and agreed that a group should get together to outline concerns and come up with suggestions. He said it must be driven by the Washington State Association of Counties as well as the Commissioners. He felt that DSHS was trying to provide Tort Reform through contracts.
Commissioner Bowen moved to approve and authorize the Chair to sign a letter to Kathleen Brockman, Chief Administrative Officer for the Department of Social and Health Services, as well as the General Terms and Conditions for the period July 1, 2005 through June 30, 2005. Commissioner Crankovich seconded. Motion carried 3-0.

The Board expressed their appreciation to the Prosecutors office for their research. Commissioner Bowen offered to sit in on the discussions if Chairman Huston was not available.

**AGREEMENT**

GREATER COLUMBIA BEHAVIORAL HEALTH  MENTAL HEALTH

Commissioner Bowen moved to approve and authorize Chair to sign Agreement KIT03/05-02 Amendment No. 2 with the Greater Columbia Behavior Health for the Central Washington Comprehensive Mental Health beginning January 1, 2005 through June 30, 2005. Crankovich seconded. Motion carried 3-0.

**PUBLIC HEARING**

CDS FEES

At approximately 4:13 p.m. CHAIRMAN HUSTON opened the continued public hearing to consider fees modifying certain application fees collected by the Community Development Services Department.

DARRYL PIERCY, DIRECTOR OF COMMUNITY DEVELOPMENT SERVICES said they were looking for discussion & policy direction from the Board relating to the increase in the proposed fees. He said since the proposed rate increase had been published their department has seen a significant increase in applications for short plats etc. He said they did not receive any comments from the building community since the previous hearing.

COMMISSIONER BOWEN felt everyone was in agreement that the current fees were low although he did not favor a large fee increase for Comprehensive Plan Amendments. He felt that was the public’s general access to planning. He said he wanted to keep that issue separate, but realized that a fee should be in place to avoid nuisance requests. Although he didn’t want to see any fee doubled he was in favor of a graduated fee. Commissioner Crankovich felt same as Commissioner Bowen. He acknowledged how CDS arrived at the proposed fees, and although some may fall into line he did not want to see any fee immediately doubled and favored a graduated schedule. MR. PIERCY asked what timeframe the Board was looking at of increasing the fees. COMMISSIONER CRANKOVICH felt a 3-5 year period would be sufficient. CHAIRMAN HUSTON felt there was no magic in any of it, but felt that phasing increases over a period of time would be appropriate. He wanted to be near an actual cost recovery basis within a 3 year period. He explained how applications have become more commercial and complicated and that development is big business.
in Kittitas County. He thought another option would be to tighten up on what a completed application would be to save on staff time and resources. **MR. PIERCY** said their department already identified the appropriate requirements when applications are submitted and have taken the appropriate steps to notify applicants if they have or if they have not met the requirements. He mentioned that an application is not vested until it is determined completed by the Community Development Services Department.

**CHAIRMAN HUSTON** suggested the following fee increases: Short Plats ($450); Conditional Use ($450); Subdivision ($800); Shoreline ($700); Variance hearing ($700); Administrative Variance ($350); Rezone ($900); SEPA ($200); Exempt Segregations ($300); Minor Boundary Line Adj. ($50); Major Boundary Line Adj. ($100); Critical Areas Review ($45); Flood Permits ($45); Text Amendment ($300); Comp. Plan and Land Use Map Amendment ($450). He suggested adjusting the fee schedule over a period of three years, being that this schedule would be year one. He requested that the Community Development Services department continue to monitoring staff time and resources, and asked that the fee schedule show the current and proposed fee schedule tear increase. **MR. PIERCY** said that over time they could become more efficient and possibly shorten the timeframe for processing applications. **CHAIRMAN HUSTON** asked to have an accompanying Resolution which would layout a review schedule for the next three years.

**CHAIRMAN HUSTON** moved to approve the proposed 2005 fee increases as amended and to direct staff to prepare enabling documents for July 5, 2005 at 4:00 p.m. **COMMISSIONER BOWEN** seconded. Motion carried 3-0.

**CHAIRMAN HUSTON** moved to continue the public hearing to 4:00 p.m. on Tuesday July 5, 2005 in the Commissioner's Auditorium, Room 109, County Courthouse, for the review of enabling documents. **COMMISSIONER BOWEN** seconded. Motion carried 3-0.

The Board thanked the Community Development Services staff for their efforts in bringing together the proposal.

**PUBLIC HEARING**  **CHARTER CABLE FRANCHISE**  **PUBLIC WORKS**

At approximately 4:29 p.m. the continued public hearing was opened to consider granting a Franchise with Falcon Video Communications L.P. d/b/a Charter Communications for a County-Wide Television Franchise.

**PATTI JOHNSON, INTERIM PUBLIC WORKS DIRECTOR** distributed copies of all previous county telecommunication/cable Franchise agreements and the City of Ellensburg's Franchise Agreement. She reviewed the Staff
Report and outlined the differences. She said the draft franchise agreement requires Charter to maintain records of all complaints, delinquent subscriber disconnect and reconnect procedures and allows for a Performance Evaluation annually. She also stated that in Section 14 of the document, it states that at any time during the term of the franchise if the County desires Charter would pay franchise fees. She also said the County could charge a fee up to 5% which would be allowed.

CHAIRMAN HUSTON said the purpose of this hearing was to receive the documents from the Public Works Department and to try and get a finer point on directions to staff on future negotiations. He reviewed the City’s agreement which has the grantor entering into the discussions of service delivery, response times etc.

COMMISSIONER BOWEN was in favor of protecting the county’s right-of-way, and that the dark fiber was a separate issue. He was unsure if he wanted to get into level of service.

COMMISSIONER CRANKOVICH agreed that he also wanted to protect the county right-of-ways. He was concerned that if it referenced the level of service it could open up for many debates.

CHAIRMAN HUSTON said he had no issue with a full blown franchise agreement, but questioned how it would be monitored and who would be responsible? He felt protecting the right-of-way makes sense, but the County is not set up to handle monitoring the level of service. He said the City has the Cable TV Commission which is staffed, and he was not sure if he wants to get into it, claiming it has no value to citizens. He felt the fee should be levied to recover whatever legitimate costs are generated by protecting the right-of-ways. He requested that staff determine & recommend if there should be a one time fee or some level of ongoing fee for ongoing work.

CHAIRMAN HUSTON moved to continue the public hearing to July 19, 2005 at 4:00 p.m. for the Board’s review of new draft and then go back for a new notice at that time for another public hearing some time in August. He said the written & verbal record was closed. COMMISSIONER CRANKOVICH seconded. Motion carried 3-0.

The following Vouchers were approved and signed.
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Meeting adjourned at 4:45 p.m.

CLERK OF THE BOARD

KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON

Julie A. Kjorvik

Perry D. Huston, Chairman