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

Others: Julie Kjorsvik, Clerk of the Board; Dan Davis, Chief Building Official; Judy Pless, Budget & Finance Manager; Robin Raap, Administrative Assistant Prosecutors Office; Brent Bottoms, Deputy Prosecutor; Mike Stafford, Assistant Probation Manager; Greg Zempel, Prosecutor; Jan Ollivier, Transportation Manager; Kirk Holmes, Public Works Director; Amber Simon, Public Health Business Manager; Cindy Adams, Assessor’s Administrative Assistant; Jerry Pettit, Auditor and approximately 4 members of the public.

At 2:00 p.m. CHAIRMAN McClain opened a public hearing continued from November 20, 2008 to consider the adoption of the 2009 Public Health Fee Schedule. He noted the record was open.

CATHY BAMBRICK, PUBLIC HEALTH ADMINISTRATOR requested a continuance of the public hearing due to the well drillers being out of town attending a conference.

CHAIRMAN McClain asked if there was any public requesting to testify. There was no one requesting to give testimony. CHAIRMAN McClain said the record would remain open.

COMMISSIONER CRANKOVICH moved to continue the public hearing to consider the 2009 Public Health Fee Schedule, to Tuesday December 16, 2008 at 2:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse. COMMISSIONER JEWELL seconded. Motion carried 3-0.

At approximately 2:02 p.m. CHAIRMAN McClain opened a public hearing to consider an Interlocal Agreement with the City of Kittitas for the purpose of assuming the City of Kittitas Municipal Court functions, which will include prosecutor, defense and court functions.
BRENT BOTTOMS, DEPUTY PROSECUTOR reviewed a proposed agreement between Kittitas County and the City of Kittitas, in the amount of $20,000.00 per year for Court related Services. He indicated the 10 year commitment was on the City’s part. COMMISSIONER CRANKOVICH asked what would happen if there was an inability to pay the $20,000.00 due to the current state of economy. MR. BOTTOMS said if there was no payment made by the City, it would normally trigger termination of the Agreement, but the statute has steps it would have to go through.

STEVE ARINGTON, MAYOR OF CITY KITTITAS said the 3/10th money was not being considered with the Agreement, because the money would be coming directly out of their normal general operating expenses. He said this was not initiated due to the lack of money, but more of an effective way of running the Court system. He noted there has been no discussion of the City of Kittitas becoming unincorporated. MIKE STUDER, CITY OF KITTITAS POLICE CHIEF said he was in support of the proposal and it would be a better way to do business. GREG ZEMPEL explained the City must set a base line and if those change, they must be aware of the 3/10th money. COMMISSIONER JEWELL felt it puts the County in a difficult situation the way it’s written. MR. ZEMPEL said the City was not trying to put themselves in to the County’s budget, but if they were not happy with services the County was performing, it could ultimately go to arbitration, although no one would want it to get to that point.

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

COMMISSIONER JEWELL moved to strike 4.1 (A) (B) and (C) from the proposed Agreement and send it back to the City of Kittitas for their consideration. COMMISSIONER CRANKOVICH seconded. Motion carried 3-0.

COMMISSIONER CRANKOVICH moved to continue to the public hearing to Tuesday December 16, 2008 at 2:00 p.m. COMMISSIONER JEWELL seconded. Motion carried 3-0.

PUBLIC HEARING KCC CHAPTER 14–INTERNATIONAL CODES CDS

At approximately 2:25 p.m. CHAIRMAN McClAIN opened a public hearing to consider proposed revisions to Kittitas County Code Chapter 14, Buildings and Construction to reflect consistency with the adopted Washington State and 2006 International Codes that became effective July 1, 2007.
DAN DAVIS, CHIEF BUILDING OFFICIAL explained the proposed Ordinance would amend and update language in Kittitas County Code Chapter 14 to reflect consistency with the adopted Washington State Building Codes and the 2006 International Codes effective July 1, 2007. He said he had met with building community to review the document.

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

ORDINANCE 2008-22     KCC CHAPTER 14-INTERNATIONAL CODES     CDS

COMMISSIONER JEWELL moved to approve Ordinance No. 2008-22, Amending Kittitas County Code Chapter 14, Building Codes to Provide with Consistency with the 2006 International Codes as adopted by Kittitas County. COMMISSIONER CRANKOVICH seconded. Motion carried 3-0.

PUBLIC HEARING     AMEND 2009 CONSTRUCTION PROGRAM     PUBLIC WORKS

At approximately 2:30 p.m. CHAIRMAN McClain opened a public hearing to consider amending the 2009 Annual Construction Program.

JAN OLLIVIER, TRANSPORTATION MANAGER, said the proposal was a reflection in revenue forecasts during budget process noting an increase in costs and a decrease in revenues. KIRK HOLMES, PUBLIC WORKS DIRECTOR said the amendments would provide for baseline data and is consistent with a focus on hard surfacing roads.

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

RESOLUTION 2008-166     AMEND 2009 CONSTRUCTION PROGRAM     PUBLIC WORKS

COMMISSIONER CRANKOVICH moved to approve Resolution No. 2008-166, to Amend the 2009 Annual Road Construction Program. COMMISSIONER JEWELL seconded. Motion carried 3-0.

The Board thanked staff for being aware of preservation of what we have in times of tight budgets.

PUBLIC HEARING     NON EXCLUSIVE IRRIGATION FRANCHISE     PUBLIC WORKS

At approximately 2:34 p.m. CHAIRMAN McClain opened a public hearing to consider an Irrigation Franchise with Dave Simmons on Kilmore Road.
KIRK HOLMES, PUBLIC WORKS DIRECTOR, reviewed a proposed Agreement with Dave Simmons for a Non-Exclusive Irrigation Franchise to use County Roads, Rights-of-Way and other County Property, on Tax Lot Number 18-17-26010-0009. He said it would keep people safe by adding shoulder width.

THERE BEING ON ONE REQUESTING TO TESTIFY, THE PUBLIC PORTION OF THE HEARING WAS CLOSED.

AGREEMENT IRRIGATION FRANCHISE - DAVE SIMMONS PUBLIC WORKS

COMMISSIONER CRANKOVICH moved to approve a Non-Exclusive Irrigation Franchise to use County Roads, Rights-of-Way and other County property within Kittitas County, with Dave Simmons, for Map Number 18-17-26010-0009. COMMISSIONER JEWELL seconded. Motion carried 3-0.

PUBLIC HEARING 2009 BUDGET PROSECUTOR

At approximately 2:38 p.m. CHAIRMAN McClAIN opened the public hearing continued from December 1, 2008, to consider the 2009 Budget.

JUDY PLESS, BUDGET & FINANCE MANAGER said the Board suggested contacting the Prosecutors office at the end of the hearing on December 1st and received a response back from them indicating they cut approximately $32,160.00 out of their budget. She reviewed each lines of the Prosecutors office they cut. GREG ZEMPEL, PROSECUTOR explained they had targeted areas to cut which would hurt the least, but was confused with budget cuts at this time. He indicated that one week ago the Board said they had a proposed balanced budget after the layoffs they made, and then at yesterday’s hearing, Chairman McClain wanted more budget cuts to be made in the Prosecutors office. He said he could cut his budget, but it would create problems because they don’t budget to “pad” their budget and they tend to run very tight with their funding. He questioned why he was being instructed to make cuts with already having a balanced budget and did not agree that he should have to cut anything from their proposed budget

CHAIRMAN McClAIN said the County already had to divert $125,000.00 from the rainy day fund to cover the shortfall in the budget and the County will need those funds in 2010, due to it being more than likely there will be a greater deficit. He said when reviewing the Prosecutors budget, items are up from last year and he had questions
and no one was here to address them on the December 1st public hearing. He said in looking at the budget narrative there is an increase of $10,000.00 and wondered what the plan was.

**MR. ZEMPEL** said some of the increases are due to the maintenance of copiers and software and they are getting and the figures are derived from the vendors. He said anytime there is an increase in staffing levels there is a substantial increase in what the machines are having to do.

**CHAIRMAN McClain** said he was not clear with the budget narrative, stating the scanner was mentioned two times. **MR. ZEMPEL** reviewed the initial cost of a piece of equipment and the monthly maintenance for that. He said their Damian software has the ability to archive the criminal side, and they are in process of creating similar ability for all files on the civil side and that may become available at a cost of approximately $3,000.00. **CHAIRMAN McClAIN** said the Damian software was approximately $80,000.00 to purchase and another $20,000.00 for software, but their supplies have also increased. He said he was under the impression they were working towards going paperless. **MR. ZEMPEL** said they were working towards that way, but when they have six or seven banker boxes full of documents and having to process public disclosure requests, there is a significant usage of copy machines.

**COMMISSIONER CRANKOVICH** questioned if the cuts remain, would budget amendments be necessary next year? **MR. ZEMPEL** indicated it could be a possibility. There was discussion on ways of saving money including rotation of computers and laptops which is not in the final figure. **MR. ZEMPEL** noted the revenue that may be coming in from City of Kittitas in the amount of $10,000.00 was not included in the revenue. **JUDY PLESS** said it was not included yet because there was not an agreement officially approved and signed yet.

**RESOLUTION 2008-167 TAX LEVY AUDITOR**

**COMMISSIONER CRANKOVICH** moved to approve Resolution 2008-167, Levying Taxes for the Year 2009, in the total amount of $5,630,000.00 for the General Fund, Community Services and Veteran’s Assistance; and $4,210,000.00 for the County Road and County Road Diversion. **COMMISSIONER JEWELL** seconded. Motion carried 3-0.
COMMISSIONER CRANKOVICH moved to approve Resolution No. 2008-168, Adopting the Kittitas County Budget in the total amount of $69,332,542.00 for the Fiscal Year ending December 31, 2009. COMMISSIONER JEWELL seconded.

COMMISSIONER CRANKOVICH asked if the proposed cuts in the Prosecutors office was included in the Resolution, as well as the additional $10,000.00 of revenue from the City of Kittitas. JUDY PLESS said the Resolution included the cuts made by the Prosecutors office, but did not include the funds from the City of Kittitas because there is no signed agreement yet. COMMISSIONER CRANKOVICH said it could possibly lead to budget amendments in the future, and noted for the record, there was a balanced budget before the Prosecutors cuts were made.

COMMISSIONER JEWELL said he would be open to budget amendments at a later date reflecting the revenue later on.

Motion carried 2-1 (CHAIRMAN McCLAIN opposed the motion).

Meeting adjourned at 3:02 p.m.

CLERK OF THE BOARD       KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON

Julie A. Kjorsvik       Mark McClain, Chairman