

**COMMISSIONERS' MINUTES
KITITAS COUNTY, WASHINGTON
COMMISSIONERS AUDITORIUM
SPECIAL MEETING**

TUESDAY

2:00 P.M

APRIL 28, 2009

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

Others: Catherine Dunn, Deputy Clerk of the Board; Kirk Holmes, Director of Public Works and Interim Director of Community Development Services; Brent Bottoms, Deputy Prosecutor; Jan Sharar and Mike Marvich.

SPECIAL MEETING

MEMORANDUM OF AGREEMENT

COMMISSIONERS

At 2:00 p.m. Chairman Crankovich opened a special meeting to consider discussion of the Memorandum of Agreement with the Department of Ecology and explained that it was determined that as they were going to be speaking on pending litigation it would be necessary be in an Executive Session for this discussion.

Commissioner Mark McClain moved to recess to Executive Session for approximately 30 minutes 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 with action anticipated. Vice-Chairman Paul Jewell seconded the motion. Motion passed, 3-0.

The Board recessed to Executive Session with Brent Bottoms, Deputy Prosecutor and Kirk Holmes, Director of Public Works and Interim Director of Community Development Services.

At 2:30 p.m. the Board reconvened from Executive Session and announced that they would extend the Executive Session for 30 minutes longer. Action was anticipated.

At 3:00 p.m. the Board reconvened from Executive Session. Commissioner McClain moved to work with the Prosecutor's office to draft a letter for Board signature to the Department of Ecology outlining questions the Board has and encouraging them to meet in the very near future. Vice-Chairman Jewell seconded the motion.

Motion passed, 3-0. Commissioner McClain will work with them on this letter.

Commissioner McClain moved to continue the Special Meeting until April 29, 2009 at 11:00 a.m. in the Commissioners Conference Room for further discussion. Vice-Chairman Jewell seconded the motion. Motion passed, 3-0.

The meeting was adjourned at 3:02 p.m.

DEPUTY CLERK OF THE BOARD

**KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**

Catherine Dunn

Alan Crankovich, Chairman