

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

TUESDAY

4:00 P.M.

AUGUST 9, 2011

Board members present: Chairman Paul Jewell, Vice-Chairman Alan Crankovich and Commissioner O'Brien.

Others: Mandy Robinson, Deputy Clerk of the Board; Neil Caulkins, Deputy Prosecutor; Dan Valoff, Staff Planner; Kirk Holmes Public Works Director/Interim Community Development Services Director; Maria Canfield, Public Health Administrator; Holly Duncan, Environmental Health Specialist II; Joe Gilbert, Environmental Health Specialist II; Jeff Watson, Planner II; Mandy Weed, Administrative Assistant II; Mike Johnston, Reporter and 6 members of the public.

SPECIAL MEETING

SUPREME COURT RULINGS

COMMISSIONERS

At 4:00 p.m. Chairman Jewell opened a Special Meeting to discuss the recent rulings from the Supreme Court. He explained that the discussion was stemming from the ruling handed down by the Supreme Court on July 28, 2011. He indicated that the discussion was something the Board has been anxious to start and that it is one of many to come, surrounding the Supreme Court rulings. He indicated that he anticipated an Executive Session at the end of the meeting and would be approximately 10 to 15 minutes long.

Neil Caulkins, Deputy Prosecutor reviewed the background on the case noting that it was actually a conglomerate of appeals. He stated that they stem from the 2007 Comprehensive Plan, which was found to be non-compliant and from that case another two appeals from the County and BIAW came forward. He explained that last fall the County gave oral comments to the Supreme Court and they were just now receiving their rulings. Mr. Caulkins recapped the 8 points outlined in the Supreme Court's rulings and what they consisted of in response to the comments submitted by the County last fall.

Commissioner Jewell felt there were three distinct "tasks" the County needs to work on from the rulings. He felt the County had accomplished a great deal of work already, based off the original rulings. He questioned Mr. Caulkins of his opinion of the tasks that needed to be addressed immediately.

There was discussion on what "tasks" from the Court rulings took precedence and how the County would work to accomplish those "tasks" in order to work towards bringing the Comp. Plan into compliance.

There was discussion on recommendations for handling the new and outstanding applications that are, and/or will be impacted by the rulings.

Commissioner Jewell questioned where the County goes from here. He questioned if the County should expect a compliance schedule and if so, when could they expect it. He stated that the Comp. Plan update is due in 2016. Commissioner O'Brien questioned all the work that has to be done ahead of the 2016 deadline, so that document can be turned in and be sufficient.

Jill Arango, Cascade Land Conservancy stated that she was on the Land Use Advisory Committee (LUAC) that the Board formed. She stated that a lot of work was done on the rural character portion of the document they were asked to draft for the Boards use, and she felt it deserved to be looked at again.

Catherine Clerf, member of the (LUAC) stated that she concurred with Ms. Arango. She indicated that she was on the committee with Ms. Arango and stressed the importance of selecting un-bias volunteers for future committees. She reviewed some of the roadblocks that they ran into on the (LUAC) due to some of the members being bias. She felt there was no need to reinvent the wheel, as the work product from the (LUAC) can still be used, it just may need to be brushed up on.

Deidre Link, spoke regarding the White Water Cluster Plat and the array of problems with it.

Jan Sharar, stated that the 2005 - 2006 work product of the County regarding the Comp. Plan is not that old. She stressed to the Board to not to reinvent the wheel, which will also save time and money. She encouraged them to look at old testimony and work from the initial project.

At 4:52 p.m. Chairman Jewell announced the Board would recess into Executive Session with Deputy Neil Caulkins, Kirk Holmes, Public Works Director/Interim CDS Director and Dan Valoff, Staff Planner for 10 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 discuss is likely to result in an adverse legal or financial consequence to the agency. He said no action was anticipated.

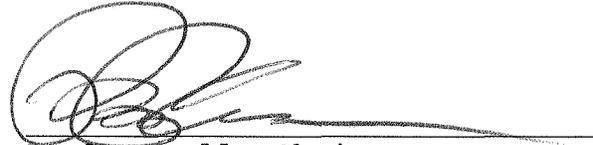
At 5:02 a.m. the Board reconvened out of Executive Session. No action was taken.

The meeting was adjourned at 5:02 p.m.

DEPUTY CLERK OF THE BOARD


Mandy Robinson

KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON


Paul Jewell, Chairman