

CHELAN COUNTY BOARD OF COMMISSIONERS
NOVEMBER 6, 7, 2006 MINUTES

8:37:08 AM Chairman Hawkins opens session with Commissioner Walter and Commissioner Goehner and Clerk of the Board in attendance. County Administrator Cathy Mulhall excused from session.

District Court Budget Update

Present are Judge Tom Warren, Court Administrator Patty King, and Probation Director Deborah Yonaka.

8:54:54 AM Board recesses.

9:04:49 AM **Moved** by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously to approve the minutes of October 30, 31, 2006 with corrections.

9:32:47 AM **Moved** by Commissioner Walter, seconded by Commissioner Goehner, and carried unanimously to approve the consent agenda as follows:

- Vouchers as submitted and listed
- Payroll changes:
 - a) Mandie Puuohau, Juvenile, Length of Service Increase
 - b) Casey Headlee, Community Development, Length of Service Increase
 - c) William Mitchell, Public Works, Length of Service Increase
 - d) Mark Gilbertson, Public Works, Length of Service Increase
 - e) Craig Wisemore, Public Works, Length of Service Increase
 - f) Gregory Anthis, Public Works, Length of Service Increase
 - g) Karen Elkins, Regional Justice Center, Change to Full Time
- Donation of Annual Leave
 - a) 144 Hours of Accrued Vacation Donated to CCRJC Employee
- Approval of October Payroll 2006B4-154

9:34:37 AM **BOARD DISCUSSION:**

- Yahoo Grand Opening
- Background for Jail Meeting
- Coulter Creek Road - Property owners meet with Commissioner Goehner and Public Works Director regarding road improvements. A public meeting will be held in December.
- Chiwawa Loop Road Layout
- Planning for Fair Meeting – Joyce Stewart will facilitate the meeting.
- Fair Organizational Chart - New Position of Fair Coordinator for fair event was discussed.
- NOAA Fisheries Meeting Re: Comment on Regional Recovery Plan

ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

10:02:32 AM DISCUSSION ITEMS:

1. Public Defense Contract
2. Budget Updates
 - Superior Court - Siri Woods

10:15:21 AM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously to approve the following action items as listed:

1. Budget Transfer

- a) Fair to Transfer \$19, 036 from Salary and Principal to Supplies and Services 2006B4-155
- b) Community Development to Transfer \$4,436.42 from Extra Help to Salary, Benefits, Supplies & Services 2006B4-155
- c) Wenatchee River Park to Transfer \$6,000 from Supplies, Principal and Interest to Salaries and Benefits 2006B4-155

2. Budget Issue – Out of State Travel

- a) Assessor and Two Staff to Attend Tru Automation Conference in Richardson, TX on December 3-8, 2006 2006B4-156
- b) Treasurer to Attend Tru Automation Conference in Richardson, TX on Dec. 3-8, 2006 2006B4-156

3. Contracts for Signature

- a) Prosecution Services Agreement with City of Chelan 2006A5-206
- b) Prosecution Services Agreement with the City of Cashmere 2006A5-206

10:19:12 AM Administrative Discussion Items Continue:

2. Budget Update
 - Prosecuting Attorney - Gary Riesen, Cindy Dietz present.
 - Facilities Maintenance - Pat DuLac
3. CASA Office Space in Previous Public Works Area
4. Maintenance Issues
 - Request for Replacement Carpet by Superior Court Judges. Estimate will be brought back before Commissioners
 - Elevator Concerns
 - Recycling Program
 - Sound System in Superior Court
 - Security for District Court
5. Juvenile Director Phil Jans Present to Discuss Security for Juvenile Court - With planning for additional security for District Court, current Security Officer Elgin Shaw will be available for juvenile court security.

10:57:36 AM Recess

NATURAL RESOURCES PROGRAM

Mike Kaputa, Natural Resources Project Coordinator.

Also present are Gordon Congdon, Mike Rickel, and Jon Soest

11:03:49 AM DISCUSSION ITEMS:

1. Contract with Rayfield Bros. to Finalize Peshastin Fish Ladder Modifications
2. Title III Project Designation Hearing Date
3. Community Wildfire Planning with Chelan County Conservation District - Due to a delay of billing for Conservation District work, the Conservation District will bill Chelan County directly. Fire District 7 will not be involved in payment for reimbursement by the County
4. Election Tomorrow Should Determine the Addition of a Fire District #10 - Stehekin
5. Chelan-Douglas Land Trust Project Discussions with Gordon Congdon
6. Regional Water Forum MOU – To be continued to next week.

11:21:03 AM ACTION ITEMS:

Moved by Commissioner Walter, seconded by Commissioner Goehner, and carried unanimously that the Board approve the action items **(pulling)** item **1(c)** for an additional week:

1. Contracts/Agreements

- a) Contract with Rayfield Bros. to Finalize Peshastin Fish Ladder Modifications
2006A5-207
- b) Community Wildfire Planning with Chelan County Conservation District
2006A5-208
- c) **(Pulled)** Regional Water Forum MOU

2. Notice of Hearing

- a) Title III Project Designation Hearing Date Set for December 26, at 11:30 a.m.
2006H6-31

11:22 A.M. Natural Resources Discussion Items Continue:

- Chelan Douglas Land Trust - Discussion with Gordon Congdon regarding White River parcels which have been purchased by CDLT, and potential exchanges.
- Stevens Pass Ski Area Expansion Plans Discussion with Jon Soest representing the Audubon Society, USFS Tie-In with Wild and Scenic Rivers Discussion, DNR Proposed Exchange in the Squilchuck/ Beehive area, Audubon Society Concerns about Area Habitat Issues.

12:16:51 PM Recess for lunch.

DEPARTMENT OF CORRECTIONS

Regional Justice Center Director Gale Wick, Mark McCormick

1:29:53 PM 1:30 P.M. DISCUSSION ITEMS:

(Commissioner Goehner excused and expected to return to session shortly)

- Current population 366 - 68 Contract Cities Inmates and 15 DOC Inmates

1:34:19 PM BOARD DISCUSSION:

Emergency Declaration: Chelan County Sheriff submits an Emergency in Chelan County and requests Commissioners declare a disaster noted as the Nov 2006 flooding. **Moved** by Commissioner Walter, seconded by Commissioner Hawkins and carried unanimously that the Board approve the following **(added)** action item:

1. Resolution

- a) **(Added)** Adoption of **Resolution No. 2006 – 144** Emergency Declaration regarding the Nov 2006 Flooding

1:40:46 PM Regional Justice Center Discussion Items Continue:

- Recent Large Medical Bills
- Recently Incorporated Wholesale Drug Law May Affect Jail Purchases
- Contract Prisoners - **Consensus** of Board to allow Director to negotiate Kittitas and Thurston Counties for a space allowed contract.

1:47:42 PM Recess

FARM WORKER HOUSING CAMP

Donn Etherington, Manager

2:29:23 PM DISCUSSION ITEMS:

- CTED Proposed Management Plan
- Park Closed for Season
- Camp Winterization in Progress
- On Site Equipment Rental and Lease
 - Telephone Services
 - Rent – Me – Storage Unit
 - Coca Cola Machines
 - Laundry Machines
 - American Linen Dispensers

(2:48:13 PM) Commissioner Goehner returns)

- Trial Use of Permanent Structures at Camp

2:58:40 PM Board Discussions Continues:

- Binder Road Access

Tuesday, October 31

9:02:40 AM Chairman Hawkins opens session with Commissioner Walter and Commissioner Goehner in attendance. Also present for session is Clerk of the Board. County Administrator Cathy Mulhall excused from session. Commissioners will hold open house today from noon to 4:00 p.m.

CHELAN COUNTY FAIRGROUNDS

Marsha Clute, Fairgrounds Manager

9:03:37 AM DISCUSSION ITEMS:

1. Planning for Fair Board Meeting Thursday
 - Presentation of Organizational Chart for Fair Grounds Positions and Fair Board Opportunities
2. Proposed Meeting with Sheriff for 2007 Events
3. Sewer Billing at Fairgrounds – It is **consensus** of Board to support fairgrounds' management letter to the City of Cashmere disputing sewer service charges
4. Fairgrounds Manager Attends State Fair Conference – Many ideas and networking opportunities. Ticket and meals for fair board members and families, volunteers, were discussed.

PUBLIC WORKS DEPARTMENT

Public Works Director Greg Pezoldt, Lou Chernak

9:31:44 AM DISCUSSION ITEMS:

Moved by Commissioner Walter, seconded by Commissioner Goehner, and unanimously carried to move into ten minute Executive Session Pursuant to RCW 42.30.110(i) to discuss with legal counsel, Lou Chernak, matters relating to enforcement actions, litigations or potential litigations.

9:41 A.M. Board extends executive session for an additional ten minutes Pursuant to RCW 42.30.110(i) to discuss with legal counsel, Lou Chernak, for matters relating to enforcement actions, litigations or potential litigations.

9:50:34 AM Board resumes regular session:

Discussion Items Continue:

1. County Flooding Update - Donn Etherington present to report on Monitor Park flooding.
2. Commissioners' Notice of Hearing for Proposed Six Year and Annual Construction Programs
3. Agreement for the Acquisition of Right of Way for Northern Pacific Latin American District Council of the Assemblies of God
4. Cooperative/Collection Agreement with the Washington State Parks and Recreation Commission
5. Petition for Vacation of County Road Submitted by Tom Reynolds
6. Resolution for Delegation of County Road Approach Permitting
7. Permitting of Private Drive
8. Speed Limits on Crestview in Sunnyslope

9. School Light Installation, Speed Study Shows Traffic Slowing

ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board approve the following action items (**adding**) item **5(a)** out of state travel request by Sheriff's Department:

1. **Notice of Hearing**
 - a) Commissioners' Notice of Hearing for the Proposed Six Year and Annual Construction Programs 2006H6-31
2. **Agreement for Signature**
 - a) Acquisition of Right of Way between Chelan County and Northern Pacific Latin American District Council of the Assemblies of God for Quetilquasoon Road, County Road Project No. 616 (CRP 616) 2006A5-209
 - b) Cooperative/Collection Agreement between Chelan County and Washington State Department of Parks and Recreation Commission for the Snowmobile and Winter Recreation Program for 2006-2007 2006A5-210
3. **Road Vacation**
 - a) Petition for Vacation of County Road Submitted by Tom Reynolds to Vacate a Portion of County Road Right of Way Known as South Lakeshore Road (Chelan) Received and Forwarded to the Public Works Department for Action 2006V1-19
4. **Resolution**
 - a) Adoption of **Resolution No. 2006 - 145** Delegation of County Road Approach Permitting
5. **Miscellaneous**
 - a) (**Added**) Out of State Travel Request by Sheriff 2006B4-157

COMMUNITY DEVELOPMENT DIRECTOR

John Guenther, Director

10:28:03 AM DISCUSSION ITEMS

1. Strategic Plan and Work Programs – 2007
2. 2006 Year End Report and 2007 Forecasts
3. Discussion of Tentative Timeline for Development Regulations Text Amendment Cycle and Proposed Amendments to the County Adopted City Plans
4. Sunnyslope Update – November 13 Planning Commission Workshop
5. Tall Timber
6. Hulk Vehicle Deputy Assistance to Code Enforcement

10:53:54 AM Board Discussions Continues:

- Rail X for Produce Transport
- Jail Meeting with Architects, Cost Benefit Concerns of Fifth Floor Conversion

11:01:41 AM PUBLIC HEARING

CDBG BLOCK GRANT MONITOR WATER SYSTEM

Application to the Department of Trade and Economic Development for the funding in which the proposed resolution states that Chelan County authorizes submission of this application to the State Department of Community , Trade and Economic Development to request \$1,000,000 to construct PUD water system extensions to serve the Monitor area.

Community Development Director John Guenther introduces Jeff Smith of the Chelan County PUD, Wendy Endaya of the Community Development Department as a Spanish speaking translator if needed, 12th District Legislator Mike Armstrong, Water Resources Engineer John Goodwill, Jeff Stevens, Consultant from Gray and Osborne, and Monitor Community Council Members Joe Rumble, Jack Pusel, Jim Bailey, and Herb Diede. Planner David Grimes has draft application for signature. Planner David Grimes states the purpose of the public hearing is to review the community development and housing needs, inform citizens of the availability of funds and eligible uses of the State Community Development Block Grant (CDBG) and receive comments for the purpose of activities in particular from low and medium, moderate incomes (LMI) persons residing in the Monitor area of Chelan County regarding the proposal for the extension of the PUD water system from Sunnyslope to the Monitor area. The hearing also provides an opportunity for the community to offer suggestions for other projects for which the County might pursue funding either in addition to or in place of this project. The Washington State Community Development Block Grant Program provides funds on a competitive basis for housing, infrastructure, community facilities, and economic development in planning projects that principally benefit the LMI households. The CDBG Program is funding by the US Department of Housing and Urban Development (HUD). The purpose of the State CDBG Program is to improve and maintain the environment of eligible non entitlement cities and counties in order to enhance the quality of the life for LMI residents and as a result benefit the entire community. For 2007 it is anticipated that approximately 15 million dollars in Federal funds will be awarded to Washington State. It is proposed that the funds be distributed as follows: General Purpose Grant \$7,000,000, Annual Grant Cycle during with the eligible applicants may request up to \$1,000,000 per application for housing infrastructure, community facilities, economic develop projects principally benefiting LMI persons. The due date for the 2007 grant cycle is November 16, 2006 with the awards announced mid March 2007. Eligible guidelines for applicants are Washington State cities, towns, with less than 50,000 in population or counties with less than 200,000 in population that are non entitlement jurisdictions or not participants in the HUD Urban County Entitlement Consortium. Non profit organizations, Indian tribes, and special purpose organizations such as Public Housing Authorities, Port Districts, Community Action Agencies and Economic Development Councils are not eligible to apply directly to the CDBG Program for funding. However, eligible jurisdictions may chose to serve Indian tribes within the jurisdictions or involve other organizations in operation of the project funding. Projects must principally benefit LMI persons. LMI

is defined as 80% of the county median income. Applicants may submit one request per fund each program year.

Planner Grimes states the Board has received a packet memorandum and narrative.

Jeff Smith, PUD Director of Community and Intergovernmental Relations, states this issue dates back to 1994 when the PUD was petitioned by the residents of the Monitor area to consider establishment of a local utility district. On behalf of Chelan County, the Chelan County PUD is facilitating this latest effort. The goal is to explore the feasibility of extending the PUD domestic water system from current location ending at the Sunnyslope Easy Street area down to beyond the town site in Monitor. Monitor water is currently obtained through several small public water systems and private wells. Laboratory tests have confirmed the presence of choliform bacteria and nitrates in some private wells. Foul smelling water caused by high sulfur content is also impacting homes and businesses in the area. Other wells have simply gone dry due to a lack of water resource. It is also significant to note that water rights for 2 of the 4 public water systems currently serving the Monitor area cannot be documented including the largest. Despite the presence of warehouses and commercial businesses there are currently no flows for fire protection. The study was completed based upon the initial request in 1994 and it was completed in 1996 followed by another study in 2001. Both studies were done by Chelan County PUD. Efforts at that time were focused on the typical local utility district process where improvements would be funded through the formation of their own UD (utility district). However the approach proved to be too costly for many of the residents where over 81% of the folks who reside within the service area meet the criteria for low or moderate income. As a result, a twenty-seven member task force, of which Commissioner Goehner is a member, began working in 2005 to work on the idea of wholly funding the project with outside money, state and federal loans and grants. To date this is where we stand: Total projected cost is \$6.5 Million

Funding Plan:

\$ 500,000 Grant Water System Acquisition Grant	approved
1,000,000 Community Development Block Grant	pending
1,150,000 USDA Rural Development	tentative
2,000,000 Loan USDA Rural Development	tentative
600,000 Grant State and Tribal Assistance	tentative
<u>1,250,000 Grant 2nd WSARP Legislative Appropriation</u>	pending
\$6,500,000	

***\$2,500,000 loan would be used to pay off the Rural Development Loan which carries a higher interest rate.

Representative Mike Armstrong adds that this project is long over due and his involvement is because in order to make this project realistic for the people in the Monitor area we need to bring as many resources into the project as possible. Without those resources the LUD is not going to be affordable to many of the residents in

Monitor. Representative Armstrong states it is critical that we all do what we can to make it more feasible. This is the first time that they have allowed a loan to be paid off with those funds. That was a huge concession because they see the validity of the project and know how important it is for the Monitor area. The need is dire and it is time to move forward.

John Goodwill shows the outlines of the boundaries based upon the existing infrastructure of the PUD water system in Sunnyslope area. There will be a significant amount of water available to run a twelve inch transmission main and several laterals serving off the adjacent streets. The boundaries were determined based upon the water pressure available so as you go higher up in elevation you are going to see problems with supplying enough pressure so we know the boundaries are fixed depending on how it pans out. The lines represented reflect where the system can reach the most population cost effectively. Costs rise in the low density areas so that has to be taken into consideration when the LUD is formed. With a twelve inch pipe you will get about at least 1500 gallons per minute so that will supply all the fire needs there as well. The County Fire Marshall has stipulated that 2000 is required to serve the warehouses and commercial establishments in Monitor. Jeff Stevens states that even with that, the reservoir up Fairview Canyon can still provide the 2000 gallons per minute down to the warehouses primarily because it is such a low area and there is so much pressure we can provide that. In the future if another storage tank was in, you would be feeding from both directions for added flow velocity and better hydraulics. They would be able to turn up the velocity during fires and could get to that.

The project is a phased approach in design because they do not know if the Monitor Community Council approves the LUD. As things evolve through the process then they will move into the phases and move it all into one project.

Jeff Smith states that the Monitor Community Council decided one week ago to initiate the petition process. This is the preliminary service area and will be finalized at the time the PUD accepts the petition if that happens and the final engineering design. This project would serve approximately 200 single family residences in the Monitor area along with several commercial businesses that include warehouses. So at this point there is preliminary engineering done and environmental review, cultural survey and conducted survey of all parcels within the defined area.

This process is in reverse when we form LUD's. Typically the petition starts everything. We have already done the preliminary engineering, feasibility and appraisal. They will go out and conduct a petition campaign very soon and we have actually got the estimated benefits as well as the payoff of the loan portion of \$2,000,000 based upon each piece of property. The project compared to a year ago is in a state of readiness. If everything falls into place the current schedule calls for construction starting a year from now and be completed a year later.

Joe Rumble of the Monitor Community Council says we need all of the funding that is possible and if we lose a couple of grants and the price is going to go up for the residents out there. The timeliness is very important. Monitor is changing with up scale homes coming in and if we have to do this in a year the medium income might be out of sight and they might lose some of the things they have gotten. We are qualified now. We need to go forward with it and put our emphasis on getting it going. The Council has a huge job ahead.

Jim Bailey of the Monitor Community Council thanks the PUD for facilitating this effort and also the county for future help.

Jack Pusel of the Monitor Community Council and long time Monitor family member. He speaks of his family settling in the Monitor area in 1885 and negotiation of the Great Northern Railroad through his property. Monitor has grown. Deeper wells are not producing water but have gotten sulfur. This is a critical time for Monitor. He appreciates the PUD efforts as well as the County.

Herb Diede of the Monitor Community Council states they need the County assistance because without it the project will not succeed.

Joe Rumble speaks on the growth in interest for the project with the help of the PUD. The Community Council sees residents attending now that are for the project as well as those opposed and there is discussion now. The interest has been there. It is a quantity and quality issue on the wells.

A resolution has been signed by Community Council of Monitor, endorsing a grant application for construction of the proposed Monitor Water System, is read into the record by Joe Rumble.

Jack Silget has been involved since returning to the area. Since the PUD has done all of the footwork ahead of time and gotten projected figures of what it will cost the residents, it has helped. He states the residents were scared but now that they can see that it is a very low LUD fee, there has been a big swing from being opposed to being in favor of the project. It is a great buy.

Commissioner Walter wonders about existing water rights such as the water rights at Monitor Park. Jeff Stevens states the county has options for those including the option to keep them. The private owners will probably want to keep the exempt wells for irrigation.

(11:30 A.M. Emergency Budget Appropriation Hearing Will be conducted when this hearing is concluded.)

Alternatively the County could throw those into the pool for the regional water system for unused rights. The water could be reassigned locally. The handling of those rights is the right of the individual property owner and there are a number of options. This project is not contingent on the release of those rights.

Commissioner Goehner thank Jeff Smith and his invaluable work in keeping all the parties involved as well as the Monitor Community Council for service to the community.

11:33:13 AM **Moved** by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board authorize the application to the Department of Community Trade and Economic Development for Funding of the PUD Water System Extension as submitted for \$1,000,000:

1. **Resolution**
 - a) Adoption of **Resolution No. 2006 - 146** for Community Development Application for Community Development Water Block Grant.
2. **Grant Application**
 - a) CDBG Project Summary Form and Applicant Disclosure Report
2006A-2a

11:36:22 AM **EMERGENCY BUDGET APPROPRIATION HEARING**

Superior Court Judges \$87,500

No members of public present for discussion. **Moved** by Commissioner Walter, seconded by Commissioner Goehner and carried unanimously that the Board approve the following action items:

1. **Resolution (cont)**
 - b) Adoption of **Resolution No. 2006 - 147** Superior Court Judges Emergency Budget Appropriation in the Amount of \$87,500.

11:37:10 AM **PUBLIC HEARING**

Adoption of 2007 Preliminary Budget Incorporating Changes from Budget Hearings and Workshops

General Fund Beginning Balance	\$ 2,142,901.00
Expenditures	30,144, 428.00
Revenue	29,436,422.00
Year End Fund Bal	\$ 1,434,895.00

Moved by Commissioner Walter, seconded by Commissioner Goehner and carried unanimously that the Board approve the Preliminary 2007 General Funds Budget as well as for all other funds:

1. **Budget Documents**
 - a) Adoption of the 2007 Preliminary Chelan County Budget 2006B4-158

11:42:25 AM **Board Discussions Continues:**

Meeting with Senator Parlette regarding North Wenatchee Access Study. Senator Parlette supports the request for \$500,000 from the State Legislature.

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board adjourn until Monday, November 13.

Board adjourned.

NOON – 4:00 P.M. COUNTY ADMINISTRATION BUILDING OPEN HOUSE

Vouchers Approved for Payment

2006B4-159

Current Expense	\$ 97,444.31
All Other Funds	<u>684,299.56</u>
Total All Funds	\$781,743.87

BOARD OF CHELAN COUNTY COMMISSIONERS
BUELL HAWKINS, CHAIRMAN

JANET K. MERZ, Clerk of the Board