

CHELAN COUNTY BOARD OF COMMISSIONERS
JANUARY 26, 27, 2004 MINUTES

9:01 A.M. Meeting called to order by Chairman Goehner. Also present for session were Commissioner Hawkins, Commissioner Walter, County Administrator Cathy Mulhall and Clerk of the Board.

9:01 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter, and carried that the Board approve the January 20, 2004 minutes as corrected.

9:03 A.M. EMPLOYEE RECOGNITION AWARDS

Alice Hildum	Clerk's Office	10 Years, Present for Award
Pam McGhee	Civil Service	10 Years, Present for Award
Kent Sisson	Sheriff's Office	10 Years
Jan Sanger	Auditor's Office	15 Years, Present for Award
Deanna Bennett	Clerk's Office	20 Years, Present for Award

9:06 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter, and carried that the Board approve the Consent Agenda as follows:

- Vouchers as submitted
- Payroll changes as follows:
 - a) Genevieve Nordmark, Extension, new hire
 - b) Jacob Faris, Juvenile, new hire
 - c) Rita Holbrook, Treasurer's Office, new hire
- Claims for Damages
 - a) Refer to Prosecuting Attorney Claim 2004-2, Robert Stewart, alleged false imprisonment 2004C9-3
 - b) Refer to Prosecuting Attorney Claim 2004-3, Deana Frazier, alleged property damage 2004C9-4
- Donation of Annual Leave
 - a) 48 hours of leave donated to Auditor's Office Employee 2004B4-21

BOARD DISCUSSION:

- Ag Amendments Before Senate Today on Accessory Uses
- House Bill 6488 Ag Lands (Tri County Bill from King, Chelan and Yakima Counties)
- Fairgrounds Manager Interviews Begin Today

9:19 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Goehner and carried to appoint Commissioner Walter as Chair Pro Tem during the absence of Chairman Goehner during Fairground Manager Interviews later today.

9:19 A.M. Board Discussion Continues:

- GMA and Ag Land Legislation Issues

- Addition to Public Works Priority List for Commitment to Match Funding on West Entrance to Senator George Sellar Bridge
- Meeting in Cashmere with Citizens and PUD Officials
- Senator Horn Bill Stating No Projects Removed from DOT List and Effects to the Changes Big Y Interchange Project
- Frank Kuntz Now Representing City of Wenatchee on Wenatchee Valley Transportation Council
- Fairgrounds Manager Background Check Process
- Authorization for NACO to Lobby for Timber Counties in Washington, DC
- Hiring Process Begins for RSN Director Position
- Congress Passes Appropriation for Bus Transportation Services Allowing Link to Begin Saturday Services
- DNR Meeting Update
- Local and Statewide Cougar Issues
- Upcoming House Bills regarding Accessory Dwelling Units Relating to GMA Issues
- Health District Executive Committee Update – Mad Cow Disease and Apple Maggot Issues

10:01 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board move into five minute executive session pursuant to RCW 42.30.110(g) personnel discipline issues.

10:06 A.M. Board Resumes Regular Session. Recessed.

ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

10:09 A.M. DISCUSSION ITEMS:

1. Auditor's O&M Fund – Countywide Records Manager/Archivist
2. 2004 Projects & Goals
3. Administrative Update
 - Area Chamber Contracts
 - Extra Help Needs and Priorities - Job Description

11:00 A.M. ACTION ITEMS

Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board approve the following action items:

1. **Budget Request – Out of State Travel**
 - a) Sheriff's Personnel to attend COPS/US Dept of Justice Financial Seminar May 3-5, Las Vegas, NV 2004B4-22
 - b) Regional Jail FTO to attend software training May 8-9, Portland, OR 2004B4-23
2. **Resolutions**
 - a) Adoption of **Resolution No. 2004 - 07** Appointments of Cashmere/Dryden Airport Advisory Board
3. **Budget Transfer**

- a) Auditor to transfer \$600 from Services to Stipends 2004B4-24
- 4. **Contracts for Signature**
- a) County Program Agreement Amendment with DSHS-DASA 2004A5-11
- 5. **Miscellaneous**
- a) Federal Phone Tax Exemption Form – Wenatchee River Park 2004B4-25

NATURAL RESOURCES PROGRAM

Mike Kaputa, Natural Resources Project Coordinator

11:04 A.M. DISCUSSION ITEMS:

1. Watershed Restoration and Enhancement Agreement with Forest Service for Lake Chelan Water Quality Project
2. Wenatchee Watershed Monitoring and Evaluation Program
3. Conservation Easement Program Contract Amendment
4. Recent Court Decision on Pesticide Buffers Near Salmon Bearing Waterways
5. City of Entiat Intervention on Chelan County PUD Re-licensing Application

11:36 A.M. ACTION:

Moved by Commissioner Hawkins, seconded by Commissioner Walter, and carried that the Board approve the following action items:

1. **Contracts/Agreements**
- a) Watershed Restoration and Enhancement Agreement with Forest Service for Lake Chelan Water Quality Project 2004A5-12

11:38 A.M. Recessed

NOON

CHELAN COUNTY SHERIFF

Chelan County Sheriff Mike Harum

1:32 P.M. DISCUSSION ITEMS:

1. Award of Homeland Security Grant in the Amount of \$50,000
2. College Incentive Program Adopted by Sheriff's Contract
3. Sheriff's Department Vehicle Replacement/New Vehicle Purchase Planning
4. Meeting January 29 in Chelan County Auditorium regarding Placement of Sex Offenders in Community by DOC
5. Questions regarding LEOFF I Medicare/Medicaid Coverage
6. Issues Related to Snowmobile Trailers Parking on Crum Canyon Road
7. Background Checks for County Fair Manager Applicant

(2:20 P.M. Chairman Goehner excused for Fair Manager Interviews.
Commissioner Walter acts as Chair Pro Tem)

DEPARTMENT OF CORRECTIONS

Regional Justice Center Interim Director Gale Wick, Sergeant Ron Bonwell

2:20 P.M. DISCUSSION ITEMS:

1. Current Jail Population is 309
2. Regional Justice Center Retreat Attended by Partnership Representative Members of Chelan County, Douglas County, City of Wenatchee, Courts, Probation, Law Enforcement and Jail Personnel
3. Negotiations and Grievance Report

2:47 P.M. Board Discussion Continues:

- Ag Land Designations
- Cougar Issues and Phone Conference Update

2:56 P.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board recess until Tuesday, January 27, 2004.

3:00 P.M. Grievance Executive Session Cancelled

Tuesday, January 27

8:20 A.M. Board reconvenes. **Moved** by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board move into 15 minute executive session pursuant to RCW 42.30.110(g) regarding personnel qualifications.

8:40 A.M. Moved by Commissioner Walter, seconded by Commissioner Hawkins and carried that the Board extend Executive Session for an additional ten minutes pursuant to RCW 42.30.110(g) regarding personnel qualifications.

8:48 A.M. Board resumes regular session. Recessed.

8:50 A.M. BOARD DISCUSSION:

- Leavenworth Tourist Funding from Hotel Motel Tax Funds
- RiverCom Revolving Debt Funding
- Council of Government Updates
- Eastern Washington Council of Governments Update
- Echo Ridge Request for Paths and Trail for mountain bike and cross country ski trail.

9:02 A.M. Elections Director Skip Moore, Chelan County Auditor Evelyn Arnold, Deputy Auditor Dan Chambers, Jeff Berry of Erlandsen and Associates, Republican Party Chairman Fredi Simpson Meet with Board Re: Reprecincting Issue

9:32 A.M. Chumstick Area Residents Oscar Pearson, Ryan Meuret, and Don Meuret meet with Board regarding Zoning Designations near Leavenworth Urban Growth Area

10:01 A.M. Recessed

PUBLIC WORKS DEPARTMENT

Public Works Director Greg Pezoldt

10:08 A.M. DISCUSSION ITEMS

1. Certification of 2004 Road Levy
2. Resolution Establishing CRP 605 – Winton Road Relocation
3. Resolution for Emergency Winter Road Restrictions
4. Resolution for Adoption of Standard Specifications for 2004
5. Cooperative/Collection Agreement Amendment #1 for Antilon Lake Sno-Park
6. Agreement to Provide Gasoline and Diesel Fuels for 2004
7. Turnback/Transfer of Chumstick Creek Barrier Removal Grant (To be pulled)
8. County/MPO Project Priorities. It was **consensus** of Board to establish the West Side Approach to Senator George Sellar Bridge as a priority and commit match money for project.
9. Crum Canyon Road Sno Parking Issues

10:50 A.M. ACTION ITEMS:

Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board approve the following action items, **(pulling)** item **1(b)** and **(adding)** item **1(c)**

1. **Miscellaneous**
 - a) Certification of 2004 Road Levy 2004A5-13
 - b) **(Pulled)** Letter to the Salmon Recovery Funding Board Requesting Turnback/Transfer of Agreement IAC #99-1616R for Chumstick Creek Barrier Removal – CRP 541
 - c) **(Added)** Payroll Change Notice for Teresa Coffman, Superior Court Judges, temporary help
2. **Resolutions**
 1. Adoption of **Resolution No. 2004 – 08** Establishing CRP 605 – Winton Road Relocation
 2. Adoption of **Resolution No. 2004 – 09** Emergency Winter Road Restrictions
 3. Adoption of **Resolution No. 2004 – 10** Adoption of Standard Specifications for Road, Bridge, and Municipal Construction 2004 published by the Washington State Department of Transportation
3. **Agreement for Signature**
 - a) Cooperative/Collection Agreement Amendment #1 between Chelan County and the Washington State Parks and Recreation Commission for Antilon Lake Sno-Park 2004A5-14
 - b) Agreement between Chelan County and North Central Petroleum to Provide Gasoline and Diesel Fuels for 2004 2004A5-15

BUILDING/PLANNING/FIRE SAFETY

Planning Director Larry Angell, Senior Planner David Grimes,

Planner II Cliff Wavra

10:54 A.M. DISCUSSION ITEMS

1. Cashmere/Dryden Airport Overlay - No Permitted Variances
2. Development of public participation plan regarding 2006 Comprehensive Plan Update (continuing).
3. Long Range Planning scope of work 2004-2006 (continuing).
4. Long Range Planning work program 2004 (continuing).
5. Set date for a workshop regarding prioritization of Long Range Planning work plan 2004-2006.
6. Chelan County Community Fire Plan / Reimbursement Agreement with Chelan County Conservation District (to be pulled at department request).

11:50 A.M. ACTION ITEMS:

Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board approve the following (**pulling**) item **1(b)**:

1. Miscellaneous

- a) Set date for a workshop regarding prioritization of Long Range Planning work plan 2004-2006 set for **February 3, 2004 at 2:45 p.m.**
- b) (**Pulled**) Chelan County Community Fire Plan / Reimbursement Agreement with Chelan County Conservation District.

11:51 A.M. Board Recessed. Tape continues to run for Commissioners Luncheon.

NOON Commissioners' Roundtable Luncheon

Present were Laura Mrachek, Joe Rumble, Harriet Bullit, Laura Mounter, Larry Angell, and Ken Marson. (Tape Continues Running for Discussion)

FACILITIES MAINTENANCE DEPARTMENT

Facilities Maintenance Director Pat DuLac

1:41 P.M. DISCUSSION ITEMS:

1. Chelan County Fairgrounds Repairs, Maintenance and Upgrades
 - Planning for Possible Lot C Improvements for Farmworker Housing Overflow
2. Juvenile Administration Remodel
3. Monitor Park Maintenance and Upgrades
4. Cooperative Extension Roof Repairs
5. Jail Water Heater Installations
6. Motor Pool Garage Upgrades
7. Chelan County Sportsplex Lighting Fixtures

2:21 P.M. Recessed

2:30 P.M. PUBLIC HEARING – Hearing Opened by Chairman Goehner to Discuss Proposed Development Regulation Text Amendments for the 2003 August

Cycle. Board approves staff requests change in agenda outline to accommodate representatives from cities present.

RECOMMENDED DEVELOPMENT REGULATION TEXT AMENDMENTS FOR THE CITIES OF LEAVENWORTH, WENATCHEE, CASHMERE, AND ENTIAT FOR THE UNINCORPORATED AREAS OF THE CITIES URBAN GROWTH AREAS

Agenda Item 1(c):

Request from the City of Cashmere to consider County adoption of the City of Cashmere's Development Regulation Amendments for the Cashmere Urban Growth Area.

2:32 P.M. Senior Planner David Grimes presents Amendments for the City of Cashmere's Development Regulation Amendments for the Cashmere Urban Growth Area. Lisa Parks present for discussion representing the City of Cashmere. Chelan County Planning Commission forwards a recommendation for approval with the caveat that any amendments or changes subsequently adopted by the City of Cashmere would negate the recommendation of approval to the Board of County Commissioners. Planning Staff forwards a recommendation of approval.

2:41 P.M. Moved by Commissioner Hawkins to remand this packet of information back to the Planning Commission for comment and continue this hearing to date certain of **March 9, 2004 at 11:30 a.m.**, seconded by Commissioner Walter and carried.

Agenda Item 1(d):

Request from the City of Entiat to consider County adoption of the City of Entiat's Development Regulation Amendments for the Entiat Urban Growth Area.

2:42 P.M. Planner Ann Skinner presents request for Amendments for the City of Entiat Development Regulations. Lisa Parks present for discussion representing the City of Entiat. Chelan County Planning Commission forwards a recommendation for approval. Planning staff also recommends approval.

2:44 P.M. Moved by Commissioner Walter, that based upon the Findings of Fact 1-11 and the Conclusions 1-6, to adopt the Amendments to the City of Entiat, Title 18 Zoning Code, seconded by Commissioner Hawkins, and carried adopting the following:

1. Resolutions

- a) Adoption of **Resolution No. 2004 - 11** adoption of the City of Entiat Development Regulation Amendments for the Entiat Urban Growth Area

Agenda Item 1(a)

Request from the City of Leavenworth to consider County Adoption of the City of Leavenworth Development Regulation Amendments for the Leavenworth Urban Growth Area

2:45 P.M. Planner Ann Skinner presents report on the request from the City of Leavenworth to consider Amendments to Development Regulations for the Leavenworth Urban Growth Area including removing references to the LRL Zoning District and adopting new standards to regulate wireless communications facilities within the City of Leavenworth. Connie Krueger is present representing the City of Leavenworth. Chelan County Planning Commission forwards a recommendation to approve. Planning staff also recommends approval.

2:51 P.M. Moved by Commissioner Hawkins to adopt and incorporate into the Chelan County Leavenworth Zones the amendments to the City Leavenworth Title 18 Zoning Code as they apply to the Unincorporated Urban Growth Area. The amendments remove the LRL-20 zoning designation, re-designate multiple areas in the UGA, and adopt the City's wireless communication facilities standards as outlined in the Staff report dated December 15, 2003 based on findings of fact 1-11 and conclusions 1-7, seconded by Commissioner Walter, and carried to adopt by the following:

1. Resolutions (continued)

- b) Adoption of **Resolution No. 2004 - 12** adoption of the City of Leavenworth Development Regulation Amendments

CITIZEN OR PUBLIC AGENCY REQUEST FOR THE FOLLOWING DEVELOPMENT REGULATIONS TEXT AMENDMENT

Agenda Item 2(a)

Request from Peter D. DeVries to consider text amendments to Chapter 11.64 Leavenworth Tourist Commercial District (LTC).

2:53 A.M. Planner II Cliff Wavra with presentation on citizen request by Peter D. DeVries to consider text amendments to Leavenworth Tourist Commercial District adding provision to allow parking facilities in which the Planning Commission and Planning Staff recommends approval; and,

By separate action request by the City of Leavenworth adoption by reference and amended the City of Leavenworth Municipal Code. Recommendation of Planning Commission is to adopt by reference, the City of Leavenworth Municipal Code Old Bavarian Architectural Theme, Signs, Parking Facility Landscaping Requirements for all uses in the Leavenworth Tourist Commercial District and the Leavenworth General Commercial District except for any reference that would require an applicant to obtain a permit from the City. The Recommendation by Planning Staff is that the Leavenworth Codes should not be adopted as amended which would preclude the ability of the County to consider independently the adoption of subsequent amendments to these codes.

3:01 P.M. Moved by Commissioner Walter to adopt amendments to Chelan County Code, Title 11 Zoning Resolution to allow parking facilities, including structures and lots as Conditional Uses based on Findings of Fact 1-13 and Conclusions 1-7 as found in the supporting resolution, seconded by Commissioner Hawkins and carried adopting the following:

1. Resolutions (continued)

- c) Adoption of **Resolution No. 2004 - 13** adoption of the Amendment of Chelan County Code Title 11 – Zoning Resolution Chapter 11.64 to allow parking facilities, including structures and lots as conditional uses

3:02 P.M. Moved by Commissioner Walter to adopt by reference the City of Leavenworth Municipal Code, Chapters 14.08 (Old Bavarian Architectural Theme), 14.10 (Signs), and Section 14.12.190 (Parking Facility Landscaping Requirements) for all uses in the Leavenworth Tourist Commercial District and the Leavenworth General Commercial District, except for any reference that would require an applicant to obtain a permit from the City, and amending Title 11 to incorporate the adopted codes based on findings of Fact 1-13 and Conclusions 1-7, seconded by Commissioner Hawkins, and carried to approve as found in the following:

1. Resolutions (continued)

- d) Adoption of **Resolution No. 2004 - 14** adoption by reference of Leavenworth Municipal Codes, Chapters 14.08 (Old World Bavarian Architectural Theme), 14.10 (Signs), and Section 14.12.190 (Parking Facility Landscaping Requirements) for all uses in the Leavenworth Tourist Commercial District and the Leavenworth General Commercial District, except for any reference that would require an applicant to obtain a permit from the City, and amending Title 11 to incorporate the adopted codes.

RECOMMENDED DEVELOPMENT REGULATION TEXT AMENDMENTS FOR THE CITY OF WENATCHEE FOR THE UNINCORPORATED AREAS OF THE CITY'S URBAN GROWTH AREA

Agenda Item 1(b)

Request from the City of Wenatchee to consider County adoption of the City of Wenatchee's Development Regulation Amendments for the Wenatchee Urban Growth Area.

3:03 P.M. Planner II Cliff Wavra presents the Proposed Amendments to the City of Wenatchee Development Regulation Amendments for the Wenatchee Urban Growth Area. The Planning Commission has forwarded a recommendation of approval of adoption of the Wenatchee Amended Zoning Code Ordinance as well as the recommendation for approval by the Planning Staff.

3:05 P.M. Moved by Commissioner Hawkins, to adopt the most recent City of Wenatchee Zoning Code, Ordinance No 3070 as amended by Ordinances No 2001-28, 2002-05, and 2002-08 as it would apply to the unincorporated portion of the Wenatchee Urban Growth

Area based on Findings of Fact 1-13 and Conclusions 1-7, seconded by Commissioner Walter and carried to approve as follows:

1. Resolutions (continued)

- e) Adoption of **Resolution No. 2004 - 15** the most recent City of Wenatchee Zoning Code, Ordinance No 3070 as amended by Ordinances No 2001-28, 2002-05, and 2002-08 as it would apply to the unincorporated portion of the Wenatchee Urban Growth Area based on Findings of Fact 1-13 and Conclusions 1-7.

**REQUESTS BY STAFF FOR THE FOLLOWING DEVELOPMENT REGULATIONS
TEXT AMENDMENTS**

Agenda Item 3(a)

**Proposed amendments to Title 11, Zoning Resolution, Title 12, Subdivision
Resolution, and Title 14, Development Permit Procedures and Administration**

3:08 P.M. Senior Planner David Grimes presents report on Title 11, Title 12, and Title 14. The Planning Commission forwards a recommendation to the County Commissioners for adoption. The Planning Staff also forwards a recommendation for approval. Washington State Department of Transportation Letter written by Fredrick Suter, Transportation Planner to Chelan County Planning Department filed.
2004C8-18

3:10 P.M. Moved by Commissioner Walter to adopt the proposed amendments to Title 11 Zoning Regulations, Title 12 Subdivision Regulations, and Title 14 Development Permit Procedures and Administration based upon Findings of Fact 1-12 and Conclusions 1-9, seconded by Commissioner Hawkins and carried adopting the following:

1. Resolutions (continued)

- f) Adoption of **Resolution No. 2004 - 16** Amendments to the Chelan County Code Title 11 (Zoning Resolution 2000-129 as amended; Title 12, Subdivision Resolution 2000-128 as amended; and Title 14, Development Permit Procedures and Administration 2000-126 as amended) adopting proposed Development Regulations Text Amendments.

3:12 P.M. Chairman Goehner thanks the Planning Staff for their work and outline of packets.

3:14 P.M. Chairman Goehner closes public hearing.

3:28 P.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board adjourn until Monday, February 2, 2004. Board Adjourned.

Filed Correspondence:

- Letter from Department of Ecology regarding Training Status of Chelan County Water Conservancy Board Members 2004C8-19
- Letter from Millennium Digital Media regarding Rate Adjustments 2004F1-2
- Washington State Liquor Control Board Notification of Discontinuation of Liquor Sales at Plain American Café 2004L1-
- Douglas County response to Kittitas County Waste and Apple Maggot Issues 2003C8-20

Vouchers Approved for Payment

2004B4-26

Current Expense	\$	113,981.75
All Other Funds		<u>63,812.06</u>
Total All Funds	\$	177,793.81

BOARD OF CHELAN COUNTY COMMISSIONERS
KEITH W GOEHNER, CHAIRMAN

JANET K. MERZ, Clerk of the Board