

CHELAN COUNTY BOARD OF COMMISSIONERS
MARCH 22, 23, 2004 MINUTES

8:33 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.

8:33 A.M. District Court Judges Alicia Nakata, Judge Tom Warren, and Probation Director Deborah Yonaka present to discuss Contract for City of Chelan Court Services.

9:02 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board authorize the Chelan County Probation Department to begin the process to hire one adult probation officer.

9:09 A.M. BOARD DISCUSSION:

- Possible Lateral Transfer of Juvenile Probation Officers. Phil Jans present.
- Planning for Additional Office Space on Fifth Floor

9:25 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter, and carried that the Board approve the March 15, 16, 2004 minutes as corrected.

9:32 A.M. Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board approve the Consent Agenda as follows:

- Vouchers as submitted
- Payroll changes as follows:
 - a) Aurelia Gonzalez, District Court, Length of Service
 - b) Siri Woods, Clerk, Cell Phone Stipend
 - c) Irena Uchytel, Public Works, demotion

9:37 A.M. BOARD DISCUSSION:

- Chelan County Prosecutor Gary Riesen present for Board Discussion regarding the following:
 - Boundary Line Adjustments
 - Notice of Complaint by Robert Stewart Against County Officials
 - Growth Management Hearings Board
 - Stehekin Area Public Meeting Update

ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

10:00 A.M. DISCUSSION ITEMS:

1. Project Manager Robert Knowles regarding Contract Signing for 316 Building Remodel. Contract for Signature to be pulled for signature on Thursday, March 25 at 10:30 a.m.

10:21 A.M. ACTION ITEMS

Moved by Commissioner Hawkins, seconded by Commissioner Walter, and carried that the Board approve the following action items, **(pulling)** item **3(a)** and **(adding)** items **4(a)** Out of State Travel Request, and **4(b)** execution of letter to Blodgett Construction regarding the Signing of Contract for the 316 Building Remodel Contract:

1. Budget Request – Approval of Informal Bids

- a) Ohme to contract with Cascade Graphics for pictorial book 2004B4-62

2. Resolutions

- a) Adoption of **Resolution No. 2004-32** Canceling Outstanding Warrants – Payroll
b) Adoption of **Resolution No. 2004-33** Canceling Outstanding Warrants – Claims
c) Adoption of **Resolution No. 2004-34** Canceling Outstanding Warrants – Refund Account

3. Contracts for Signature

- a) **(Pulled)** 316 Building Remodel Contract

4. Miscellaneous

- a) **(Added)** Out of State Travel Request for Commissioner Goehner to Participate in the National Forest Counties Coalition Meeting in Sparks, Nv., March 26-28
2001B4-63
b) **(Added)** Notice of Intent to Award Contract for 316 Building Renovation
2004B1-18

10:27 A.M. Administrative Discussion Items Continued:

2. Health Insurance Update

10:28 A.M. Recessed

10:34 A.M. Administrative Discussion Items Continued:

3. (10:30 a.m.) Ohme Garden Manager Mike Short regarding Garden Updates
4. Administrative Update/Labor Negotiations

NATURAL RESOURCES PROGRAM

Mike Kaputa, Natural Resources Project Coordinator

11:00 A.M. DISCUSSION ITEMS:

1. Subbasin Planning--Consultant agreement amendment for Laura Berg Consulting
2. Wenatchee Watershed Instream Flow Project--Consultant agreement with EES

11:07 A.M. ACTION ITEMS:

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

1. Contracts/Agreements

- a) Subbasin Planning--Consultant agreement amendment for Laura Berg Consulting 2004A5-51

- b) Wenatchee Watershed Instream Flow Project--Consultant agreement with EES Consulting to undertake Phase I Scope of Work 2004A5-52

11:09 A.M. Natural Resources Program Discussion Items Continue:

3. Entiat Watershed Planning Unit Presentation of Draft Watershed Plan. Present are Sara Walker, Ray Sandidge, Jennifer Jerabek, Jim Small, Doug Petersen, Keith Vradenburg and Russ Griffith.
4. Ag Lease Issues

12:09 P.M. Board Discussion Continues:

- Proposal by City of Wenatchee regarding Skyline Drive

12:11 P.M. Recessed

NOON

CHELAN COUNTY SHERIFF

Chelan County Sheriff Mike Harum, Undersheriff Greg Meinzer, Chief Civil Deputy Mark Horaski, Administrative Assistant Janalyn Brincat

1:32 P.M. DISCUSSION ITEMS:

- Washington and Oregon Sheriff's Association Donation for Sheriff Harum to Attend the Gallegos Memorial in Washington DC
- Stehekin Meeting Update
- Request for Donation of Annual Leave for Sheriff's Office Employee
- EBA Boating Safety Fund
- Emergency Management Specialist
- Cougar Pilot Program Participants to Work with Department of Fish and Wildlife
- Manson Area Condemned Home Concerns

1:48 P.M. ACTION ITEMS:

Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board approve the following (**Added**) action item:

1. Budget Request – Donation of Annual Leave

- a) Request for Authorization to Solicit Donation of Annual Leave for Sheriff's Office Employee 2004B4-64

1:48 P.M. Board Discussion Continues:

- Transportation Meeting with Legislators
- Land Trust Meeting
- PUD Meeting regarding Recreation Enhancement Fund
- Emergency Farmworker Housing at Chelan County Fairground Discussion Update

DEPARTMENT OF CORRECTIONS

Regional Justice Center Interim Director Gale Wick

2:10 P.M. DISCUSSION ITEMS:

1. Current Inmate Population at 270
2. Planning for Possible Apple Blossom Inmate Population Increase
3. Storage of Weapons Confiscated During Booking Process
4. Potential Increase in Jail Home Monitoring Due to City of Chelan Contract
5. Reconvening of Jail Facilities Committee

2:37 P.M. ACTION ITEMS:

Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board approve the following (**Added**) action item:

1. Contracts/Agreements

- a) Interagency Agreement between Chelan County and the Department of Corrections for Housing of Adult Offenders 2004A5-53

2:42 P.M. Moved by Commissioner Hawkins, seconded by Commissioner Goehner, and carried that the Board move into 15 minute executive session pursuant to RCW 42.30.110 (g) and 42.30.110(f) regarding grievance related issues

2:50 P.M. Board resumes regular session. Recessed

3:01 P.M. Wenatchee City Mayor Dennis Johnson, Project Manager Rich Brinkman, and City Engineer Don McGahuey meet with Board regarding Skyline Drive Development. Assistant County Engineer Gary Owen, and Public Works Director Greg Pezoldt also present.

3:26 P.M. Board Discussion Continues:

- Wineries Located in Ag Zones

3:47 P.M. Recessed

Tuesday, March 23

8:30 A.M. Chairman Goehner opens session. Chelan County Prosecuting Attorney Gary Riesen, Deputy Prosecutor Susan Hinkle, Planning Director Larry Angel, and Landowner Ken Grosse Meet with Board regarding Whispering Pines Subdivision. It was **consensus** of Board that we will use the Shannon Wilson Figure 4 Site Map with an overlay of Whispering Pines. Chelan County will not identify area in yellow as flood way or flood plain, but identify those areas as a geological hazard area. We will require geological hazard assessments in these areas and will require receipt of a Signed Hold Harmless Agreement prior to issuing a building permit in these defined areas. As these geological assessments are filed they may be used as a basis for any future changes in the Shannon Wilson Site Map Figure Four.

In addition, we will not allow building permits in areas that are described specifically as channels. Landowners must obtain a geological hazard assessment which may be more extensive, as well as the Hold Harmless Agreement. The 1000' setback currently required will be eliminated.

Site Assessments will identify channels as well as alluvial fan with set backs from channels to be 50' unless otherwise recommended in the site assessment. The setback from the alluvial fan will also be determined by site assessment. Chelan County Planning will draw up a draft form for approval on an interim basis and then forward to the Planning Commission for approval.

9:25 A.M. Recessed

9:53 A.M. BOARD DISCUSSION:

- Fair Facility Updates
- Conditional Use Permit/Festival Permit

PUBLIC WORKS DEPARTMENT

**Public Works Director Greg Pezoldt, Solid Waste Coordinator Brenda Harn,
Prosecutor Lou Chernak**

10:01 A.M. DISCUSSION ITEMS

1. Agreement for the Removal and Recycling of Metal from Malaga/Entiat. Agreement between Chelan County and Buckley Recycle Center for the removal and recycling of metal from Dryden Transfer Station. Clayton Moore and Roy Moore present for discussion. Mr. Clayton Moore protests the recommendation to award bid to Buckley Recycle because Buckley did not qualify as a certified waste metal salvage contractor and due to Buckley's absence from the small works roster.
2. Agreement for the Removal and Recycling of Metal from Dryden Transfer Station
3. Annual Certification

10:39 A.M. ACTION ITEMS:

Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board approve the following items, **(Pulling)** item **1(a)** and item **1(b)** and **(Adding)** item **1(c)** Annual Certification for Calendar Year 2003:

1. Contracts/Agreements

- a) **(Pulled)** Agreement between Chelan County and Buckley Recycle Center for the removal and recycling of metal from Malaga and Entiat sites
- b) **(Pulled)** Agreement between Chelan County and Buckley Recycle Center for the removal and recycling of metal from Dryden Transfer Station
- c) **(Added)** Annual Certification for Calendar Year 2003 2004R1-5

10:41 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board move into executive session pursuant to RCW 42.30.110(i) potential litigation with Counsel Lou Chernak present.

10:55 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board extend executive session pursuant to RCW 42.30.110(i) with Counsel Lou Chernak present for an additional five minutes.

11:00 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board extend executive session pursuant to RCW 42.30.110(i) with Counsel Lou Chernak present for an additional five minutes.

11:02 A.M. Board resumes regular session. Public Works Director Greg Pezoldt will return at 1:15 p.m. for additional agenda time.

BUILDING/PLANNING/FIRE SAFETY

Planning Director Larry Angell, Assistant Director Deanna Walter

11:03 A.M. DISCUSSION ITEMS

1. Boundary Line Adjustments (BLA) - Review of BLA Process and Procedures (Continuing Discussion). Prosecutor Gary Riesen, Deputy Prosecutor Susan Hinkle, Auditor Evelyn Arnold, Recording Manager Nina Tapscott, and Scott Christie present for discussion.

11:39 A.M. Emergency Budget Appropriation Hearings

Hearing opened by Chairman Goehner to address the following Emergency Budget Appropriations:

- a) Emergency Budget Appropriation for March as follows:
 - \$15,000 Boating Safety Fund
 - \$15,000 Sheriff Donation Fund
 - \$5,000 Fair Fund
 - \$200,000 Non-Departmental
 - \$23,350 Facilities Maintenance
 - \$20,000 Farm Worker Housing Fund
- b) \$7,222 of Unanticipated Grant Funds to Emergency Management
- c) Emergency Budget Appropriation for Carryover \$77,909

11:39 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter, and carried that the Board adopt the following:

1. Resolutions:

- a) Adoption of **Resolution No. 2004 - 35** Emergency Budget Appropriation for March Various Funds as follows:
 - \$15,000 Boating Safety Fund
 - \$15,000 Sheriff Donation Fund
 - \$5,000 Fair Fund
 - \$200,000 Non-Departmental
 - \$23,350 Facilities Maintenance
 - \$20,000 Farm Worker Housing Fund
- b) Adoption of **Resolution No. 2004 - 36** \$7,222 of Unanticipated Grant Funds to Emergency Management
- c) Adoption of **Resolution No. 2004 - 37** Emergency Budget Appropriation for Carryover \$77,909

11:41 A.M. Discussion Items Continue:

2. Departmental Reorganization - Assignment of Fire Marshal to Building Division
3. Request for Approval of Contract with National Resource Conservation Service for Revisions to Chelan County Community Fire Plan Grant Award.
4. Annual Report and Request for Supplemental Staff (Continuing Discussion).
5. Miscellaneous Department Items.

12:15 P.M. ACTION ITEMS:

Moved by Commissioner Hawkins, seconded by Commissioner Walter, and carried that the Board approve the following action items (**Pulling**) item **1(a)** with **consensus** of Board to allocate services of Code Enforcement Officer Ryan Walker to Planning Services:

1. Contracts/Agreements

- a) (**Pulled**) Approval of Contract for Professional Services with National Resource Conservation Service for Revisions to Chelan County Community Fire Plan Grant Award.

2. Miscellaneous

- a) Department Reorganization - Assignment of Fire Marshal to Building Division of Department of Building / Fire Safety & Planning 2004P1-5

12:17 P.M. Recessed

1:18 P.M. Public Works Department Discussion Items Continued:

- Authorization to Fill Vacated Sign Shop at Step II
- Assistant Engineer Position
- Scrap Metal Bid Process

FACILITIES MAINTENANCE DEPARTMENT

Facilities Maintenance Director Pat DuLac

2:07 P.M. DISCUSSION ITEM:

- Fifth Floor Office Needs. Prosecutor Gary Riesen and Court Facilitator Liz Hayes present for discussion.
- Chelan County Fairgrounds Maintenance Updates and Planning
- Courthouse Maintenance Update and Planning
- Law and Justice Building Update and Planning
- Monitor Park Update and Planning
- Parking Lots Update and Planning

2:30 P.M. Prosecuting Attorney Gary Riesen, Deputy Prosecutor Susan Hinkle, Planning Director Larry Angell Meet with Board regarding GMA Issues

3:07 P.M. 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(i) regarding litigation with Counsel Riesen and Hinkle present.

3:22 P.M. Board resumes regular session.

3:22 P.M. Board Discussion Continues:

- Agreement Between the State of Washington Department of Corrections and Chelan County

3:23 P.M. ACTION ITEMS

Moved by Commissioner Walter, seconded by Commissioner Hawkins and carried that the Board approve the following (**Added**) action item:

1. Contracts/Agreements

- a) Agreement between the State of Washington Department of Corrections and Chelan County for the purpose of providing a venue for offenders to satisfy alternative sentences (Work Release) 2004A5-54

3:24 P.M. Board Discussion Continues with Prosecuting Attorney Gary Riesen, Deputy Prosecutor Susan Hinkle, and Planning Director Larry Angell regarding GMA Issues. It was consensus of Board to contact Jay Derr of Buck and Gordon Law Firm to discuss possible retention of legal services by that firm.

3:31 P.M. Board Discussion Continues:

- Conditional Use Permit/Festival Application Requirements
- Meeting with Legislators regarding Legislative Updates, GMA Restrictions, Stand Alone Urban Growth Areas
- District One Tour

3:47 P.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board will continue public session until Thursday, March 25, 2004 at 10:30 a.m. with intent to execute a contract for the 316 Washington Street Project to GG Richardson.

Thursday, March 25

10:30 A.M. Session opened by Chairman Goehner.

10:30 A.M. BOARD DISCUSSION:

BID AWARD – 316 Building Remodel Project

- **Notice of Execution of Owner/Contractor Agreement.** Five bids were presented on March 9, 2004. Project Manager Robert Knowles states that on March 15, 2004, a Notice of Intent to Award Contract was issued for the construction of the 316 Building Renovation to GG Richardson, Inc. the lowest responsive bidder in the amount of \$3,303,967 not including Washington State Sales Tax. All pre-contract documentation has been found to be satisfactory. Based upon this information, it is the recommendation of Robert Knowles that Chelan County Commissioners execute the Owner/Contractor Agreement with GG Richardson, Inc and authorize the issuance of Notice to Proceed be issued at a Pre-Construction Meeting on March 31, 2004

at 10:00 a.m.

B-1a

Commissioner Hawkins states a call was taken earlier today from Attorney Bob Marconi representing Blodgett Construction Associates with questions as to whether McCandlish was in fact pre-qualified because Mr. Marconi states he sees no evidence of a letter indicating the presence of a performance bond for the low voltage electrical work.

Commissioner Walter states that in the bid documents for the prequalification process Addendum B, Sub Item 5, Specification Division 17,000 low voltage system the contractors of ESC and McCandlish have been approved for division 17 work for this project.

10:38 A.M. ACTION ITEM:

Moved by Commissioner Walter, seconded by Commissioner Hawkins and carried that the Board award bid and execute the following:

1. Contracts/Agreement

- a) Award Bid and Execute Contract with GG Richardson for 316 Building Remodel with Chelan County in the amount of \$3,303,967 not including Washington State Sales Tax. 2004A5-55

10:41 A.M. ACTION ITEM:

Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board execute the following:

1. Miscellaneous

- a) Notice to proceed effective March 31, 2004 to Beaman Architecture and Robert Knowles for the 316 Building Remodel. 2004B1-20

10:47 A.M. Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board adjourn until Monday, March 29, 2004. Board adjourned.

Filed Correspondence:

- Chelan Douglas Land Trust Letter to Commissioners 2004C8-45
- Blodgett Construction Associates Letter to Commissioners regarding 316 Building Renovation 2004C8-46
- Chelan County District Court Probation Services Letter to Commissioners regarding City of Chelan Contract 2004C8-47

Vouchers Approved for Payment

		2004B4-65
Current Expense	\$	49,072.95
All Other Funds		<u>745,558.21</u>
Total All Funds	\$	794,631.16

BOARD OF CHELAN COUNTY COMMISSIONERS
KEITH W GOEHNER, CHAIRMAN

JANET K. MERZ, Clerk of the Board