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

- **9:09 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.
- **9:10 A.M.** Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board approve the July 19, 20, 2004 minutes as corrected.
- **9:16 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) Cynthia Kestner, Prosecutor's Office CSD, Change to Exempt Status to Comply with FLSA Standards
 - b) Mary Craft, Clerk's Office, Resignation
 - c) Bradley Posenjak, Auditor's Office, Temporary Out of Class Pay
 - d) Jerry Lyman, Wenatchee River County Park, Discharge
 - e) David Baker, Wenatchee River County Park, Part Time New Hire

9:18 A.M. EMPLOYEE RECOGNITION AWARDS

Chairman Goehner states that the Chelan County Commissioners, as representatives of the Citizens of Chelan County, are honored in presenting an exemplar of their appreciation for meritorious, exemplary, and dedicated service to the citizens of Chelan County and for upholding the ideals of public service through the years of serving the public, to the following employees:

Mike Short	Ohme Gardens	10 Years			
Vickie Short	Ohme Gardens	10 Years			
Kathy Bangs	Public Works	10 Years			
Jim Rathbun	Public Works	10 Years			
Kevin Johnson	Sheriff's Department	10 Years			
Andy Zimmerman	Sheriff's Department	15 Years			
Stan DeVaney	Public Works	20 Years			
James Highfill	Regional Justice Center	20 Years			
Junior Daniels	Public Works	25 Years			
Mike Hartnett	Sheriff's Department	25 Years			
Randy Farris	Public Works	30 Years			
(No amployee reginients present for presentation of award)					

(No employee recipients present for presentation of award)

9:20 A.M. BOARD DISCUSSION:

- Risk Pool Meeting Update regarding Risk Pool Changes
- Cougar Pilot Project Update
- Correspondence regarding Contract Court Services

Re-Precincting/Addressing Issues

- Stehekin Advanced Measures Assistance Project
- Cashmere 100 Year Anniversary Project
- Exempt Well Discussions
- Integrating Watershed and Salmon Recovery Processes

ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

10:03 A.M. DISCUSSION ITEMS:

- 1. Terry Nowka, Noxious Weed Coordinator RE: Weed Board Appointments
- 2. Executive Session Regarding Union Issues

10:30 A.M. ACTION ITEMS:

Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board approve the following (pulling) item 2(a) and item 3(a):

1. Contracts for Signature

- a) Underground Utility Easement to Chelan County PUD at Fairgrounds 2004E-1a
- b) Maintenance Agreement Addendum between Identix and CCRJC 2004A-5a

2. Award of Informal Bids

a) (Pulled) Informal Bids for one Commercial Mower for Wenatchee River Park

3. Resolutions

- a) **(Pulled)** Re-appointment of Tom Griffith, Troy Davis & Bruce Reathaford to Horticultural Pest & Disease Board
- b) Adoption of **Resolution No. 2004 71** Re-appointment of Dennis Evans to Board of Equalization
- c) Adoption of **Resolution No. 2004 72** Re-appointment of Joe Grentz, James Johnson and Kalvin Kelley to Noxious Weed Board

4. Miscellaneous

a) 2005 Budget Calendar 2004B-4a

10:31 A.M. Recess

10:37 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board move into 10 minute executive session pursuant to RCW 42.30.110(g) regarding contract negotiations and 10 minutes for personnel review regarding Risk Pool Personnel issues.

10:58 A.M. Board resumes regular session.

10:59 A.M. Administrative Discussion Items Continue:

- 3. Eden Accounting System Numbers for Employee Hours Submitted to Risk Pool
- 4. 2003 Audit Issues
 - Chelan County will discontinue the practice of front-loading holiday banks for corrections employees

- The unencumbered cash balance in the Health Insurance Fund will no longer be transferred to the CE fund. Resolution No. 2003-26 will be rescinded
- County Administrator to hold further discussions with State Auditor and legal counsel issues regarding the receipting of the Farm Worker Housing Camp Lease Payment

NATURAL RESOURCES PROGRAM

Mike Kaputa, Natural Resources Project Coordinator

11:17 A.M. DISCUSSION ITEMS:

- 1. Golder Agreement Amendment to Review Entiat Plans
- 2. Corps of Engineers Advance Measures Assistance Agreement It was **consensus** of Board that Chelan County will be lead entity on Stehekin River Project
- 3. Wenatchee Watershed Planning Update
- 4. Columbia River Initiative
- 5. Lake Wenatchee Water Storage Update
- 6. Entiat Bridge to Bridge Project
- 7. Interviews for Lake Chelan Water Quality Study
- 8. Public Lands Meeting

11:57 A.M. ACTION ITEMS:

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

1. Contracts/Agreements

a) Golder Agreement Amendment to Review Entiat Plans

2004A-5a

11:59 A.M. Recessed

CHELAN COUNTY SHERIFF

Chelan County Under Sheriff Greg Meinzer, Forest Service Personnel 1:31 P.M. DISCUSSION ITEMS:

- Forest Service Personnel Update Board on Area Wildfires
- Resolution to Lift State of Emergency on Icicle Fire

2:07 P.M. ACTION ITEMS:

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

1. Resolution

a) (Added) Adoption of Resolution No. 2004 – 73 Removal of State of Emergency in Icicle River Drainage

2:07 P.M. Recess

DEPARTMENT OF CORRECTIONS

Regional Justice Center Interim Director Gale Wick 2:13 P.M. DISCUSSION ITEMS:

- Current Jail Population at 254
- Jail Revenue
- Current Jail Expansion Budget Figures
- Van Purchase
- Tazer Training for Corrections Officers

2:28 P.M. Board Discussion Continues:

- Alcoa Announcement of Worker Layoffs, Plant Closure, and Termination of Energy Contract with Chelan County PUD
- Transportation Allocation Update
- Revenue Sharing Agreement with City of Wenatchee for Sunnyslope Urban Growth Area
- NOAA Fisheries Public Meeting to be Held in Wenatchee on Critical Habitat Plan Review
- Correspondence regarding RiverCom Board Approval of Insurance Policy

2004C-8a

2:52 P.M. Recess

3:08 P.M. Conservation Easement Workshop with Watershed Coordinator Mike Kaputa and Todd Keisz

4:18 P.M. Board Discussion Continues:

• Health District Employee Concern of Refund of Permit Fees Issued by Chelan County Planning Department to Applicants

4:20 P.M. Board Recessed until Tuesday, July 27.

Tuesday, July 27

9:43 A.M. BOARD DISCUSSION:

- August 3 Growth Management Hearing on Pflugrath Matter
- Letter to State Examiner from Chelan County Auditor It was Consensus of Board to authorize chair to sign letter on behalf of Chelan County Board of Commissioners
 2004C-8a
- Bids for Purchase of Mower at Wenatchee River County Park

9:52 A.M. Tape Running for Voucher Approval

PUBLIC WORKS DEPARTMENT

Public Works Director Greg Pezoldt

10:00 A.M. BID OPENING – Stormy Creek Culvert Replacement

Bid Opening for Stormy Creek Culvert Replacement Project by Public Works Department. Bid Opening Closed to Further Bids by Chairman Goehner.

Bid opening proceeds with four bids submitted as follows:

\$ 99,918.91
182,591.00
142,430.00
146,256.00

Engineer's Estimate \$107,289.00 2004B-1a

10:03 A.M. Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board accept the bids as submitted. Bid to be awarded on Tuesday, August 3, 2004 at 8:30 a.m. after review by Public Works Director to insure bids meet bid criteria.

10:04 A.M. PROPOSAL AWARD - Scrap Metal and Auto Recycling - Dryden

One proposal was presented on June 29, 2004 as follows:

Buckley Recycling Center \$15.65/ton.

After review by Public Works/Solid Waste Department insuring that proposal meets specifications, it was recommended that the Board accept the bid proposal from Buckley Recycling Center at \$15.65 /ton.

BID AWARD - Scrap Metal and Auto Recycling – Malaga and Entiat

Two proposals were presented on June 29, 2004 as follows:

Buckley Recycling Center \$15.65/ton Gundie's Inc. \$24.00/ton

However, Gundie's Inc. stated there was an oversight on Gundie's Inc. by non-submittal for both projects of Malaga/Entiat as well as Dryden. For that reason, Gundie's withdrew the Malaga/Entiat bid. After review by Public Works/Solid Waste Department insuring that proposal meets specifications, it was recommended that the Board accept the bid proposal from Buckley Recycling Center at \$15.65 /ton.

10:07 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board award the bid for both the Dryden and Malaga/Entiat Sites, as recommended, to Buckley Recycling Center at a bid amount of \$15.65 per ton.

2004B1-a

10:19 A.M. PUBLIC WORKS DISCUSSION ITEMS:

1. Local Agency Agreement Supplement for Funding Chumstick Highway CRP 525

- 2. Resolution to Establish Price for County Map
- 3. Resolution to Establish CRP No. 608 Wenatchee Avenue and Malaga Alcoa Hiway Overlay
- 4. Resolution to Establish CRP No. 609 Pedoi Street Improvements
- 5. School Street Road Repair Project
- 6. Payroll Change Item

10:38 A.M. ACTION ITEMS:

Moved by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board approve the following action items (adding) item 3(a) payroll change notice: (motion opposed by Commissioner Goehner on item 2(a) in reference to amount charged for purchase of county map)

1. Agreements for Signature

a) Local Agency Agreement Supplement for Funding Chumstick Highway CRP 525 2004A-5a

2. Resolutions

- a) Adoption of **Resolution No. 2004 74** to Establish Price for County Map
- b) Adoption of **Resolution No. 2004 75** Resolution to Establish CRP No. 608 Wenatchee Avenue and Malaga-Alcoa Hiway Overlay
- c) Adoption of **Resolution No. 2004 76** Resolution to Establish CRP No. 609 Pedoi Street Improvements

3. Payroll Change Notice

a) (Added) Gregory Anthis, Public Works/Solid Waste, New Hire, Part Time

10:43 A.M. Public Works Discussion Items Continue:

- Chelan County Fairgrounds Projects
- Franchise Agreement with Lake Chelan Reclamation District
- Resolution Adding Roads to High Fire Danger Road Restrictions

BUILDING/PLANNING/FIRE SAFETY

Planning Director Larry Angell

10:57 A.M. DISCUSSION ITEMS:

- 1. Report / Consulting services for Facilitation of Public Meetings regarding Single Family Residential Rental of Less than 30 Days
- 2. Consulting Agreement for Lower Chumstick Area Comprehensive Plan/Zoning Amendment.
- 3. Planner II Position Hiring Update
- 4. Building Inspector Resignation
- 5. Permit Refunds
- 6. Chipman Construction CUP Update

11:30 A.M. ACTION ITEMS:

Moved by Commissioner Hawkins, seconded by Commissioner Walter and carried that the Board approve the following action items (adding) item 2(a) request to fill open building inspector position:

1. Contracts for Signature

a) Approval of Consulting Agreement for Lower Chumstick Area Comprehensive Plan/Zoning Amendment 2004A-5a

2. Budget Request/Personnel

a) (Added) Request to Fill Open Building Inspector Position

2004B-4a

11:30 A.M. Emergency Budget Appropriation Hearings

\$15,000 Paths and Trails Fund 9,500 Regional Justice Center 23,650 District Court Probation

11:31 A.M. Moved by Commissioner Walter, seconded by Commissioner Hawkins and carried that the Board approve the following:

1. Resolution

a) Adoption of **Resolution No. 2004 - 77** for July Emergency Budget Appropriation in the amount of \$48,150.00 for Paths and Trails Fund in the amount of \$15,000, Regional Justice Center in the amount of \$9500 and District Court Probation in the amount of \$23.650.

MONITOR PARK FARM WORKER HOUSING CAMP

Donn Etherington, Farm Worker Housing Camp Director 11:41 A.M. DISCUSSION ITEMS:

- Pangborn Airport Farmworker Housing Camp to Close for Season
- Hauling of Sewage/Waste at Wenatchee River County Park Discontinued Due to Lower Populations
- **11:47 A.M. Moved** by Commissioner Walter, seconded by Commissioner Hawkins, and carried that the Board approve the following added action item:

1. Resolution

a) Adoption of **Resolution No. 2004 - 78** Resolution Adding Roads to High Fire Danger Road Restrictions Amending Resolution No. 2004-68

11:48 A.M. Recess (Commissioner Hawkins excused for remainder of afternoon session)

FACILITIES MAINTENANCE DEPARTMENT

Facilities Maintenance Director Pat DuLac

1:33 P.M. DISCUSSION ITEM:

- Project Bidding for Chelan County Fairgrounds
- Billing for Fire Suppression Generator Repair
- Law and Justice Fifth Floor Remodel Update
- Table Purchase for Courtyard Grill
- Wenatchee River County Park Lagoon Improvement Update

• Payment to PUD for Fairgrounds Lot A Electrical Upgrade

CHELAN COUNTY FAIR

Steve Gear, Manager

1:52 P.M. DISCUSSION ITEMS:

- Fairgrounds Rental Insurance Forms (Tillicum Riders)
- Addition of Lot B Wiring to Bid Plan, Change of Location of RV Hook Ups
- Discussion on Emergency Fire Camp at Fair
- Fairground Music Identification
- Handicap Access to Fairgrounds

WENATCHEE RIVER COUNTY PARK

Jerry Niebuhr, Park Manager

2:03 P.M. DISCUSSION ITEMS:

- Bids for Mower Purchase/Budget
- Irrigation System Improvements
- EBA Request
- Sewage Odor at Park
- **2:20 P.M. Moved** by Commissioner Walter, seconded by Commissioner Goehner and carried that the Board approve the following *previously pulled Administrative Agenda Action Item*:
 - 1. Award of Informal Bids
 - (a) **(Added)** Informal Bids for one Commercial Mower for Wenatchee River Park, Gravely \$11,610.00 2004B-1a

2:23 P.M. Recess

2:30 P.M. PUBLIC HEARING

2:30 P.M. Commissioner Goehner opens session. Steve Gustafson present for discussion. Opportunities for public comment will be provided for each issue.

Development Regulation Text Amendments for Title 11 Zoning Resolution, Title 12 Subdivision Resolution, Title 14 Development Permit Procedures and Administration, and Title 15 Development Standards, and to Consider Adoption of the Cities of Leavenworth, Entiat, and Cashmere Development Regulations as they Apply to the Unincorporated Urban Growth Areas.

CITY REQUEST FOR ADOPTION OF DEVELOPMENT REGULATION TEXT AMENDMENTS AFFECTING THE UNINCORPORATED AREAS OF THE CITIES URBAN GROWTH AREAS

A. An Open Record Public Hearing to consider County adoption of the City of Leavenworth's Development Regulation Amendments for the Leavenworth Urban

Growth Area. Connie Krueger, Director of Community Development for the City of Leavenworth speaks in favor of request. The Planning Commission has forwarded a recommendation of approval.

2:45 P.M. Based upon the presentation by staff and no public comment opposing the motion, it was **moved** by Commissioner Walter, seconded by Commissioner Goehner and carried that the Board adopt the amended City of Leavenworth Title 17, Subdivisions Code, and Chapter 21.90 Common Definitions to apply to the unincorporated lands inside of the Leavenworth Urban Growth Area based on Findings of Fact 1-13 and Conclusions 1-7 as found in the following resolution:

1. Resolutions

a) Adoption of **Resolution No. 2004 - 79** for revision of City of Leavenworth's Title 17, Subdivision Code, and Chapter 21.90, Common Definitions to Apply to the Unincorporated Lands Inside of the Leavenworth Urban Growth Area.

REQUESTS BY THE STAFF FOR THE FOLLOWING DEVELOPMENT REGULATION TEXT AMENDMENTS

- A. TITLE 11, ZONING RESOLUTION, TITLE 12, SUBDIVISION RESOLUTION, TITLE 14, DEVELOPMENT PERMIT PROCEDURES AND ADMINISTRATION, AND TITLE 15 DEVELOPMENT STANDARDS
 - 1. An Open Record Public Hearing to consider request from the County to modify language in Title 12, Subdivision Resolution. The Planning Commission forwarded a recommendation of approval with minor changes.
- **2:59 P.M.** Based upon the staff recommendation incorporating public comment Commissioner Walter moves, seconded by Commissioner Goehner, and carried to approve the adoption of the Title 12 proposed amendments to the Subdivision Resolution based on Findings of Fact 1-10 and Conclusions 1-7 as found in the following resolution:

1. Resolutions

b) Adoption of **Resolution No. 2004 - 80** Title 12, Subdivision Resolution Amendments

CITIZEN OR PUBLIC AGENCY REQUEST FOR THE FOLLOWING DEVELOPMENT REGULATION TEXT AMENDMENTS

A. An Open Record Public Hearing for a request from the County to consider the adoption of Development Regulation text amendments for new road standards in Title 15, Development Standards. The Planning Commission forwarded a recommendation of approval. The Washington State Department of Transportation also entered suggestions for amendments.

3:18 P.M. Moved by Commissioner Walter, seconded by Commissioner Goehner and carried to approve new amendments to Chelan County Development Standards, Title 15 Road Standards based upon the recommendations of staff, Findings of Fact 1-10 and Conclusions 1-7 and the Planning Commissioner recommendation as found in the following resolution:

1. Resolutions

(c) Adoption of **Resolution No. 2004 – 81** Amendments to the Chelan County Code (Title 15 Development Standards Resolution 2000-127 as amended) adopting proposed Development Regulations Text Amendments for New Road Standards.

CITY REQUEST FOR ADOPTION OF DEVELOPMENT REGULATION TEXT AMENDMENTS AFFECTING THE UNINCORPORATED AREAS OF THE CITIES URBAN GROWTH AREAS

- **B.** An Open Record Public Hearing to consider County adoption of the City of Cashmere's Development Regulation Amendments for the Cashmere Urban Growth Area. The Planning Commission forwarded a recommendation of approval of the City of Cashmere Development Regulation Amendments.
- **3:23 P.M.** Based upon staff recommendation it was **moved** by Commissioner Walter, seconded by Commissioner Goehner and carried to approve the City of Cashmere's proposed amendments to the Zoning Code (Title 17) as they apply to the Unincorporated Urban Growth Area based on Findings of Fact 1-14 and Conclusions 1-9 as found in the following resolution:

Resolutions

- (d) Adoption of **Resolution No. 2004 82** Adopting the City of Cashmere's Zoning Code (Title 17) Amendments as adopted by the Cashmere City Counsel, and as it applies to the unincorporated urban growth area.
- C. An Open Record Public Hearing to consider County adoption of the City of Entiat's Development Regulation Amendments for the Entiat Urban Growth Area. The Planning Commission forwarded a recommendation of approval.
- **3:31 P.M.** Based upon the presentation by staff, the Planning Commission recommendation and public input, Commissioner Walter **moves**, Commissioner Goehner seconds and carries to approve the City of Entiat's Zoning Code Title 18, as they apply to the unincorporated Urban Growth Areas, as stated in the Findings of Fact 1-13 and Conclusions 1-9:

Resolutions

(e) Adoption of **Resolution No. 2004 - 83** Adopting the City of Entiat's Zoning Code (Title 18) Amendments, as adopted by the Entiat City Council, and as it applies to the unincorporated Urban Growth Area.

REQUESTS BY THE STAFF FOR THE FOLLOWING DEVELOPMENT REGULATION TEXT AMENDMENTS

- B. TITLE 11, ZONING RESOLUTION, TITLE 12, SUBDIVISION RESOLUTION, TITLE 14, DEVELOPMENT PERMIT PROCEDURES AND ADMINISTRATION, AND TITLE 15 DEVELOPMENT STANDARDS
 - 1. An Open Record Public Hearing to consider request from the County to add provisions to Title 11, Zoning Resolution allowing commercial retail sales uses relating to agriculture uses in the Rural Residential Resource Zones. The Planning Commission forwarded a recommendation to the Board of Commissioners to adopt the proposed Development Regulation text Amendments to add provisions to Title 11, Zoning Resolution allowing commercial retail sales uses relating to agriculture uses in the Rural Residential Resource Zones. Steve Gustafson opposed the adoption.
- **3:52 P.M. Moved** by Commissioner Walter, seconded by Commissioner Goehner and carried that the Board approve the adoption of text amendments to the Chelan County Code, Title 11 Zoning Resolution to allow commercial retail sales uses relating to agriculture used in the Rural Residential/Resource Zones based on findings of fact 1-10 and Conclusions 1-7 as found in the following incorporating attachment "a":

1. Resolutions

- (f) Adoption of **Resolution No. 2004 84** Adopting text amendments to the Chelan County Code (Title 11 Zoning Resolution 2000-129 as amended) to allow commercial retail sales uses relating to agriculture uses in the Rural Residential/Resource Zones
- 2. An Open Record Public Hearing to consider request from Staff for miscellaneous proposed amendments to Title 11, Zoning Resolution Title 12, Subdivision Resolution, Title 14, Development Permit Procedures and Administration, and Title 15 Development Standards to include modifying language addressing applications, initiation, and criteria for Development Regulation text amendments, Comprehensive Plan/Zoning Map and Text Amendments. The Planning Commission forwards a recommendation of approval. Planning staff addresses correspondence from 1000 Friends of Washington. There was no apparent disagreement with their concern.
- **4:25 P.M. Moved** by Commissioner Walter, seconded by Commissioner Goehner and carried that the Board adopt the proposed amendments to Development Regulations Title 14, Development Permit procedures and Administration and related amendments to Titles 11, 12, 14, 15 based upon Findings of Fact 1-10 and Conclusions 1-7 as found in the following:

Resolutions

(g) Adoption of **Resolution No. 2004 - 85** Adopting amendments to the Chelan County Code, Title 11, Zoning Resolution, Title 12, Subdivision Resolution, Title 14, Development Permit Procedures and Administration, and Title 15, Developments

Standards to address applications, and Comprehensive Plan and Zoning map and text amendments.

4:26 P.M. Public Hearing Closed.

4:26 P.M. Moved by Commissioner Walter, seconded by Commissioner Goehner, and carried that the Board adjourn until Monday, August 2, 2004. Board adjourned.

Filed Correspondence:

- Letter from Judi Stanford regarding transient rentals in Manson area 2004C-8a
- Copy of letter to Pete Fraley regarding Water Issues Conference 2004C-8a
- Office of Financial Management Letter to County Officials regarding population determinations 2004C-8a
- Letter to Commissioners from Rayrock Springs Gallery regarding transient rentals 2004C-8a
- Copy of United States Dept. of Interior Correspondence to Representative Hastings regarding Land Protection Plan for Lake Chelan National Recreation Area 2004C-8a
- Letter to Keith Maehlum from Chelan County Prosecutor regarding Sun Ray Shores Violations of Resolution No. 81-96 2004C-8a
- Petition by Property Owners of North Shore Drive to Public Works requesting a three way stop be placed at the intersection of North Shore Drive and Brown's Road
- Letter from Washington Finance Officers Association informing Chelan County Commissioners that Cathy Mulhall has earned "Professional Finance Officer Award" 2004C-8a
- Natalie Bennett letter to Chelan County regarding boundary line adjustments 2004C-8a
- Copy of letter to Gale Wick from Attorney General of Washington regarding the detention of Richard S. Johnson 2004C-8a
- Letter from Charter Communications letter to Commissioners informing of programming changes 2004F-8a
- Marilyn Northrup letter to Commissioners regarding handicapped access to Chelan County Fairgrounds 2004C-8a
- Memo from Commissioner Hawkins to Jerry Isenhart with copies to Commissioners
 Walter and Goehner regarding vacation rentals
 2004C-8a

Vouchers Approved for Payment

B-4a

JANET K.	MERZ,	Clerk o	of the E	Board