

**CHELAN COUNTY COMMISSIONERS
MINUTES OF AUGUST 18, 19, 2008**

MONDAY, AUGUST 18

8:32:10 AM OPENING:

Chairman Hawkins opens session with Commissioner Walter and Commissioner Goehner in attendance. Also present for session are County Administrator Cathy Mulhall, Personnel Analyst Katie Small and Clerk of the Board.

8:32:22 AM EXECUTIVE SESSION – PERSONNEL:

Moved by Commissioner Walter, seconded by Commissioner Hawkins and carried unanimously that the Board move into 30 minute executive session pursuant to RCW 42.30.110(g) regarding the performance of a public official.

9:02:04 AM EXTENSION OF EXECUTIVE SESSION:

Board extends executive session pursuant to RCW 42.30.110(g) regarding the performance of a public official for an additional five minutes.

9:12:05 AM REGULAR SESSION:

Board resumes regular session.

9:12:35 AM OPENING – PLEDGE OF ALLEGIANCE

Steve Hair of KOHO Radio leads in the Pledge of Allegiance

9:13:11 AM APPROVAL OF MINUTES

Moved by Commissioner Walter, seconded by Commissioner Goehner and carried unanimously that the Board approve the August 11, 12, 2008 minutes as corrected.

9:20:06 AM CONSENT AGENDA

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

- Vouchers as submitted and listed
- Payroll changes:
 - a) Michael Short, Ohme Gardens, Cell Phone Stipend
 - b) Jay Zimmerman, Public Works, End of Temp Position
 - c) Ronald Wilson, Sheriff, Resignation
 - d) Cody Stitt, Extension, Discharge

9:21:14 AM ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

DISCUSSION ITEMS:

1. Weed Coordinator Mike Mackey Regarding Noxious Weed Program
 - Current Weed Issues in Chelan/Manson Area are Discussed
 - 2009 Budget/Revenue Issues
2. Mediation Settlement Agreement with TechCon
3. Executive Session Regarding Labor Negotiations (to be held at later time due to time constraints)
4. Administrative Issues
 - Budget Hearings Schedule (to be held at a later time due to time constraints)

9:41:15 AM ACTION ITEMS:

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

1. **Contracts/Agreements**
 - a) Master Lease Agreement with Hyster Capital Regarding Jail Forklift 2008A5-181
2. **Resolution**
 - a) Adoption of **Resolution No. 2008 - 124** Hotel Motel Tax Allocation
 - b) Adoption of **Resolution No. 2008 - 125** Approving the Issuance of Revenue Bonds by the Housing Authority

9:42:36 AM RECESS

10:00 A.M. COMMISSIONERS ATTEND 81ST COMBAT SUPPORT BRIGADE IRAQ DEPLOYMENT PROCESSION

10:19:43 AM BOARD DISCUSSION CONTINUES:

- Call from Eric Johnson of Washington Association of Counties regarding Application Process for application process of NACo WIR Spring Meeting in May of 2010 or 2011. Board will look into possible booking of facilities to host conference.
- Budget Hearings Schedule

10:44:16 AM EXECUTIVE SESSION:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board move into 15 minute executive session pursuant to RCW 42.30.140(4) regarding contract negotiations.

11:02:06 AM REGULAR SESSION:

Board resumes regular session.

11:02 A.M. BOARD DISCUSSION CONTINUES:

- Phil Jans present to Discuss negotiations of an Interlocal Agreement with the City of East Wenatchee RE: Juvenile Services. It is the **consensus** of this Board that Chelan County will not sign the agreement before the Board to house Douglas County/City of East Wenatchee Juvenile after August 22 without a commitment to pay the past due amount of

\$1100 for services previously rendered. Phil Jans will request an opinion for liability of housing inmates prior to this contract signature.

- Tuscan Village Project/UGA consideration of On Site System Infrastructure Rather than City of Chelan provided sewer Services.
- PE for Kahler Glen Avalanche Assessment with Art Mears
- Entiat Watershed Project Tour
- Waste Management Landfill Tour
- RSN Advisory Board Meeting Today for Commissioner Walter
- WVTC/RTPO Meeting Update

[11:46:09 AM](#) Commissioner Walter excused for RSN Governing Board Meeting)

- Chelan Basin Land Use Meeting
- RiverCom Meeting Update
- Sun Mesa Project
- Animal Control Issues in Unincorporated Areas of Chelan County

[12:11:58 PM](#) RECESS

[1:32:27 PM](#) CHELAN COUNTY REGIONAL JUSTICE CENTER

Phil Stanley, Interim Director

DEPARTMENTAL ISSUES

(All Commissioners Present)

- DOC Meeting on Thursday, August 28 regarding Inmate Release Program
- Spillman System Presentation on August 28
- Jail Partnership Alternatives
- Jail Industries Representative to Meet with Interim Director
- 2009 Budget Preparation with Financial Services Director Brad Posenjak. By **consensus** the Board agrees to participate in the WSAC Actuarial Survey of Medical Billings

[2:01:22 PM](#) CHELAN COUNTY PORT/COMMISSION JOINT MEETING

RE: Cashmere/Dryden Airport

Present are John Guenther of Community Development, Carter Timmerman and John Shambaugh of WSDOT Aviation, Pat Moore of Pangborn Memorial Airport, Mark Urdahl, JC Baldwin, and Mike Armstrong of the Chelan County Port District, Cashmere Dryden Airport Manager Dan Stewart, County Commissioners Ron Walter, Buell Hawkins, and Keith Goehner.

Commissioner Goehner shares that Chelan County maintains ownership of the Cashmere Dryden Airport. He adds the airport does not receive county funds but is funded by user fees and grant monies for the facility. This Board supports the Cashmere Dryden Airport in its present footprint. There have been several meetings prior to the meeting today. Permitting

and future plans of the airport are discussed. The airport construction overlay project is presented by the Airport Manager.

John Shambaugh offers a report on the general airports in the state. He shares that projections show that the Cashmere/Dryden Airport will double in its use in the next 25 years. Land use and future planning are demonstrated.

3:21:35 PM RECESS

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried that the Board recess until Tuesday, August 19.

TUESDAY, AUGUST 19

9:05:01 AM NATURAL RESOURCES DEPARTMENT

Mike Kaputa, Natural Resources Director

DEPARTMENTAL ISSUES

- Mission Creek and Chumstick Creek Hydro-geologic Drilling for Instream Flow Correlation
- Construction Projects Update
- National Park Service Newsletter Stehekin Implementation Plan
- Office Remodel
- Stemilt Partnership Payment
- Columbia River Management Plan Unit Requesting Water Inventory

9:27:14 AM (ADDED) ACTION ITEMS:

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

1. Miscellaneous Action

- a) **(Added)** Manual Warrant for Settlement Between Chelan County and TechCon Inc in the Amount of \$40,000 2008B4-86
- b) **(Added)** Letter to Chelan County Lodging Tax Advisory Committee regarding the Distribution of Hotel/Motel Tax for 2009 – 2018 2008C8-211
- c) **(Added)** Letter to Washington State Parks and Recreation regarding Transfer of Ownership of Ohme Gardens from the State to Chelan County 2008C8-212

9:31:49 AM PUBLIC WORKS DEPARTMENT

Public Works Director Greg Pezoldt, County Engineer Jolene Gosselin Campbell and Mark Sele are present.

COMMISSIONERS PUBLIC HEARING: Road Vacation Petition by Bruce Spencer

The County Engineer's Report for the vacation of a portion of Old Malaga Road is read into the record. Examination was performed on August 2, 2008. It is the finding of the Chelan

County Engineer that the portion of right of way as petitioned for vacation is not necessary for the future county road system. The county will benefit by not retaining this right-of-way. Notice was given by the Malaga Water District that water easement is along the right of way and it recommended by the County Engineer if approved for vacation, permanent easements will be retained for existing utilities. No other utilities are known to exist in the area.

Fair market value has not been determined and three basic appraisals have been requested with no costs determined to date. There are two parcels on each side of the right of way. Chelan County Code clearly identifies the cost of appraisal is to be born by the applicant.

The applicant, Bruce Spencer speaks on the matter. Mr. Stuart Cusick, the second property owner, is not opposed to the vacation. The cost of the appraisal is the greatest concern. The costs should be reasonable. Mr. Spencer suggests that the water referenced on the site is from the Stemilt Irrigation District. Any water in the right of way, whether it is the Stemilt rather than the Malaga Water District, it will not be encumbered by this right of way. The applicant is concerned about the cost of the appraisal.

The Commissioners state this is the first action under the new code that if the right of way was purchased by the County, improvements were made and maintained, it is required the fees are born by the applicant. The applicant assumed he would not have costs near or beyond his fee of \$2500. Commissioner Hawkins shares that if this property had not been acquired and maintained it would not be assessing the costs.

Chuck Garvey speaks on the matter representing the Malaga Community Council who oppose the vacation until after the McEldowney Road and the West Malaga Road Intersection is complete due to possible use of the property. The County Engineer states there is no connection to the McEldowney road issue.

Mr. Dean Kane, speaks. He and his father use the road for farming. There is concern if the road is vacated there is no emergency access for the properties above the road. The County Engineer states that this portion being requested for vacation is not the same parcel he is referring to. Commissioner Walter shares the access Mr. Kane and family use is not affected by this vacation. If the road is not closed he will withdraw his opposition.

Phil Johnson speaks on the matter. If the paved area is not affected they are still able to access the road with their sprayers. He requests that all of the review criteria will be adhered to and they do not have issue with the vacation.

Road 513 and the current travel way would not be impacted as explained by the County Engineer. However Mr. Kane has brought up an issue that Public Works had not addressed which is the right of way that is petitioned for vacation typically, if there was a land use action, would require potential improvement based upon the impact, that the Road 112 would have 30 feet on each side of the center line. That was not recommended for retention. That may

need to be considered for addition to the resolution for future potential build out. It appears as though it is a 40 foot right of way now. She suggests the county keep the Road 513 as is for right of way set backs.

Mr. Spencer shares that there seems to be interest in keeping the roadway open for use and he feels it needs more county maintenance on Old West Malaga Road, Highway 12. Commissioner Hawkins shares that road is not intended for traveled way for the public. It had actually been barricaded at one time.

10:08:24 AM ACTION:

Moved by Commissioner Walter, seconded by Commissioner Goehner and carried unanimously that the Board approve the recommendation for a vacation of a portion of Old Malaga Road noting County Road 513 be maintained in its current condition with all stipulations stated in the recommendation. 2008V1-11

10:10:57 AM DISCUSSION ITEMS:

1. Interlocal Agreement with the Washington State Dept of Fish and Wildlife
2. Resolution for Temporary Road Closure for the 2008 Chelan County Fair
3. Call for Bids – Peters Street Sidewalk Project. One lane traffic necessary during construction.
4. Jefferson Street Storm Water Issues
5. Subdivision Review
6. Fuel Tax Forecasts
7. Public Works Reorganization
8. Daycare CUP Near Cashmere/Dryden Airport
9. Nahahum Canyon Short Plat Mitigation Issues

11:05:55 AM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board approve the following action items (**adding**) item **2(b)** for Chelan County Fair and (**adding**) item **3(b)** projects for utility program which includes Horselake Road:

1. **Agreement for Signature**
 - a) Interlocal Agreement between Chelan County and the Washington State Department of Fish and Wildlife for paving the parking area on Turkey Shoot Road
2008A5-182
2. **Resolution**
 - a) Adoption of **Resolution No. 2008 - 126** Temporary Road Closure for Wescott Drive and No Parking on Flowery Divide During the 2008 Chelan County Fair
 - b) (**Added**) Adoption of **Resolution No. 2008 – 127** for Interfund Cash Advance from the Chelan County Current Expense Fund to Fair Fund for \$75,000
3. **Miscellaneous**
 - a) Call for Bids – Peters Street Sidewalk Project – County Road Project No. 629

(CRP 629)

2008B1-60

- b) **(Added)** Recommended Interim Capital Improvement Projects for Stormwater Utility Program with the Addition of Horselake Road

2008R1-11

11:07:11 AM COMMUNITY DEVELOPMENT

John Guenther, Director

DISCUSSION ITEMS:

1. Title 15 Approval by Planning Commission
2. Contract to Art Mears, PE for Kahler Glen Avalanche Assessment. County will put out an RFP for Services.
3. Navarre Shores Project Update - One week extension was granted on Navarre Shores during the absence of Planning Director. Call for inspection was presented during that absence. Commissioners ask if there was substantial work done to show compliance. Chelan County Building Inspector shares work was not completed. No further extensions will be approved without commensurate fees imposed by code.
4. Updates and Discussions
 - a) Expenditure/Revenue Report
 - b) Land Use Tracking and Reports
5. Fall Crush - Hulk Vehicle Update
 - a) Tire Disposal Will be Paid out of General Fund
6. Manson Property Code Enforcement Clean Up and Weed Issues are not Enforcement Issues

11:49:24 AM ACTION ITEMS:

Moved by Commissioner Walter, seconded by Commissioner Goehner, and carried unanimously that the Board (**pull**) the following action items:

1. **Contract/Agreements**
 - a) (**Pulled**) PE for Kahler Glen Avalanche Assessment with Art Mears

11:50:22 AM RECESS

1:13:56 PM Ohme Gardens Meets with Board re: Marketing/Strategy Planning

Mike Short and Sally Brawley

- Letter Written to Parks and Recreation regarding Support for Transfer of Ownership
- Marketing Plan and Professional Presentation Including New Logo

1:31:05 PM PUBLIC HEARING – Adoption of Chelan County Title 15 Road Standards

Title 15 Staff Report by County Public Works Director Greg Pezoldt. History of the process is shared. Issues were identified and charted. Lilith Yanagimachi from the Planning Department shares the Planning Commission decisions. The minutes have not been prepared from the meeting the previous night.

2:02:38 P.M. ACTION:

Consensus of Board to approve the recommendation of the Planning Commission that project generated 400 ADT's in item number 3 will be required to have a secondary access.

2:12:46 P.M. ACTION:

It is **consensus** to change the text for secondary access to minimum traveled surface of 28 feet in Section 15.30.220D

3:09:16 PM ACTION:

Consensus of Commissioners to change County Road Right of Way to a 50 foot width with a 5 foot easement on each side of the County Road. This change will be incorporated into the Title 15 Road Standards final draft.

3:14:47 PM ACTION:

The Commissioners thank the committee for their hard work and many hours coming up with the document. It is **moved** by Commissioner Walter, seconded by Commissioner Goehner, and carried unanimously that the Board approve final Title 15 Road Standards as outlined during this session. The resolution will be before the Board on August 26 for signature.

3:18:41 PM ADJOURN:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board adjourn. Board adjourned.

Filed Correspondence:

- Letter from Joseph Fugate regarding Homeowners and Bank Protection Act 2008C8-213
- County Road Administration Board County Arterial Preservation Program Allocation Factors 2008C8-214
- Port District Letter of Inaugural Flight of Horizon Air's Q400 Service 2008C8-215

Vouchers Approved for Payment (2008 Budget) 2008B4-87

| | |
|-----------------|-------------------|
| Current Expense | \$ 463,466.76 |
| All Other Funds | <u>939,978.16</u> |
| | \$1,403,444.92 |

CHAIRMAN BUELL HAWKINS

JANET K. MERZ, Clerk of the Board