

**CHELAN COUNTY COMMISSIONERS
MINUTES OF JANUARY 26, 27, 2009**

MONDAY, JANUARY 26

9:00:13 AM OPENING – PLEDGE OF ALLEGIANCE:

Chairman Walter opens session with Commissioner England and Commissioner Goehner in attendance. Also present for session are County Administrator Cathy Mulhall and Clerk of the Board. WHS Student Zach Koinzan is in attendance and leads in the Pledge of Allegiance.

9:01:08 AM EMPLOYEE RECOGNITION:

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:

Alice Hildum	Clerk’s Office	15 years, present
Kent Sisson	Sheriff’s Dept.	15 years, present
Judge Alicia Nakata	District Court	20 years
Judge John Bridges	Superior Court	20 years, present
Deanna Bennett	Clerk’s Office	25 years

9:03:23 AM PUBLIC HEARING:

Peshastin Water District Community Development Block Grant

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board continue this hearing until 9:30 a.m. to take care of weekly items on agenda. Hearing continued to 9:30 a.m.

9:03:48 AM APPROVAL OF MINUTES:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board approve the January 20, 2009 minutes as corrected.

9:07:46 AM CONSENT AGENDA:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following consent agenda items as listed (**adding**) payroll change (**c**):

- Vouchers as submitted and listed
- Payroll changes:
 - a) Beverly Postlethwaite, Assessor’s Office, to Part Time
 - b) Lauren Rejniak, Public Works, Length of Service Increase
 - c) (**Added**) Douglas England, Commissioners, Voluntary Salary Reduction

9:09:39 AM BOARD DISCUSSION:

- Accounts Receivable
- Stehekin Meeting Update
- Pavilion Insulation
- 2008 Ending Fund Balance
- Link Transit Report on Sales Tax for Ending 2008
- Tri-Commission Working Group Update
- Big Y Access/Easements
- Museum Tour

9:30:50 AM PUBLIC HEARING:

Peshastin Water District Community Development Block Grant

Clerk of the Peshastin Water District Pam Gorton, Chairman of the Peshastin Water District Robert Springer, Commissioners Jim Granger and Roger Reed, and Karen Kornher of RH 2 Engineering are present.

The District will be applying for the \$34,000 planning grant. Four documents are before the Board today that will be attached to the grant application. Karen Kornher of RH2 Engineering gives an overview of the application and the process to date.

In 2005, Timberline Water Users Association ran out of water. The Peshastin Water District extended a line across the river to serve them through a 2 inch line that goes through a PUD duct. A water system plan amendment had to be developed and include the area in the service area. The district has been looking at opportunities to provide a permanent solution. The District has looked at providing service down in other areas across the river to make this more permanent. Peshastin Water Users Association does not have extra water rights, they are not an expanding system and not interested in expanding.

A sub area plan has been developed which creates some different zoning. There is residential zoning but more specifically there is some industrial zoning that is outside of the limits of either district's boundaries. There is a hope to provide for industrial development but with no domestic water service or fire flow. That is the impetus for moving ahead now. There are documents that now support providing domestic water. This application is for CTED to provide a planning grant to move ahead to the next step as to what makes sense. Initial analysis indicates that it is cheaper to go across the bridge simply because the industrial development requires a significant amount of fire flow which means a big tank and water quality issues associated with having storage. The planning grant would be looking at the whole area and rezone and making sure that the District has adequate water supply. The district believes it does. This would confirm that water supply. After that has been determined it would be the next step to expand the water district and include these areas. The District would also be working with the Peshastin Water Users Association to see if they want to combine or how this will work with those that they are currently serving. There is a possibility of a merger of two or more of the districts. There are funding opportunities to

pursue in this regard. This would allow for more grant opportunities for the District. Commissioner Goehner is concerned with the limited scope of work in the project summary. If an expansion is planned beyond the newly zoned industrial areas this application should address the more expanded scope of the entire area. The capacity statement is a requirement of the grant. The document will be reworded to include more planning options before submission for approval. The expectation of the statement “the County will provide financial oversight for the project through the Auditor’s Office”. Commissioner Goehner feels that it is necessary to bring the discussion to the Auditor. Pam Gorton shares it was her understanding this would be done through the annual auditor. It is important the Auditor knows their responsibility and required compliance with the expectation of CTED.

9:48:08 AM CONCLUSION OF HEARING:

Board concludes hearing. **Moved** by Commissioner England, seconded by Commissioner Goehner, and carried that the District will make document changes and return the documents to Administrative Agenda for document signature on February 2, 2009 at 10:00 a.m.

9:48 A.M. ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

DISCUSSION ITEMS:

1. Project Management/Change Orders
2. Executive Session Regarding Qualifications of Community Development Director Candidates

9:58:56 AM EXECUTIVE SESSION:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board move into 25 minute executive session pursuant to RCW 42.30.110(g) regarding the qualifications of an applicant for public employment.

10:24:46 AM EXTENSION OF EXECUTIVE SESSION:

Moved by Commissioner Goehner, seconded by Commissioner England, and carried that the Board extend executive session for five minutes pursuant to RCW 42.30.110 (g) regarding the qualifications of an applicant for public employment.

10:30:32 AM REGULAR SESSION:

3. Board resumes regular session with Kristi DeLozier and Jeff Godfrey Regarding Chelan County Safety & Emergency Guidelines
4. 2009 Handbook
5. Administrative Issues
 - RFQ Process for Project Management & Architectural Services
 - Change Order #1 Regarding Water Connection

10:42:56 AM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner England, and carried that the Board (**pull**) item **1(c)** and moving **4(b)** to item **2(b)** with approval and (**adding**) two resolutions item **2(c)** and item **2(d)**:

1. **Contracts/Agreements**

- a) Interlocal Agreement with Kittitas County for the Housing of Inmates in the Chelan County Regional Justice Center 20090126A5-1
- b) Data Access Subscription Casual Use Agreement for Superior Court Public Documents between the County Clerk and Attorney Chancey Crowell
20090126A5-2
- c) (**Pulled**) Change Order #1 with Pipkin Construction Regarding Expo Center Lot A Water Connection

2. **Resolution**

- a) Adoption of **Resolution No. 2009 – 12** Employment Handbook
- b) Adoption of **Resolution No. 2009 – 13** Chelan County Safety & Emergency Guidelines
- c) (**Added**) Adoption of **Resolution No. 2009 – 14** for Appointment of Keith Goehner as Voting Representative of WVTC
- d) (**Added**) Adoption of **Resolution No. 2009 – 15** for Appointment of Doug England as Voting Representative of RTPO

3. **Budget Transfer (2008)**

- a) Sheriff to Transfer \$5000 from Salaries to Supplies 20090126B4-1

4. **Miscellaneous**

- a) RFQ for Project Management & Architectural Services 20090126H6-1

10:44:01 AM RECESS

11:00:59 AM EXECUTIVE SESSION RE: Litigation with Counsel Susan Hinkle

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board move into 30 minute executive session pursuant to RCW 42.30.110(i) regarding litigations with counsel present.

11:32:54 AM REGULAR SESSION

Board resumes regular session.

11:33:16 AM BOARD DISCUSSION:

- Establishment of Historic Lot Lines

11:47:51 AM EXEC SESSION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board move into ten minute executive session pursuant to RCW 42.30.110(g) to review the qualifications of candidate for employment.

11:53:00 AM REGULAR SESSION:

Board resumes regular session.

- Helicopter Budget Reduction in Florida Community

11:55:32 AM RECESS

NOON

1:32:50 PM CHELAN COUNTY SHERIFF'S DEPARTMENT

Sheriff Mike Harum

DEPARTMENTAL DISCUSSION:

- Sheriff Elected to Chairman of Law Enforcement Standards Training Commission
- Boating Safety Program Bill to Give 80% of Federal Funds to Local Boating Safety Programs. Currently \$2.4 million in funds statewide are given to the State Parks for disbursement
- Regional Jail Bill Coming before State
- School Resource Officer Funding

2:00:01 PM PUBLIC HEARING – Proposed Animal Control Fee Changes 99.4

Commissioner Walter opens the hearing to consider changes to code to align with definitions in RCW, mandatory micro-chipping of dangerous dogs and adding tiered redemption fees.

Donna Lee Moore speaks to issue regarding pet responsibility and neighborhood fears of at large dogs.

Kurt Arensmeyer and Terri Howard also speak to the Commission. Mr. Arensmeyer feels this is the incorrect way to go about this to reduce the number of strays and animals euthanized. He feels the solution to the problem is mandatory spay and neutering. Information is offered to Commissioners.

Commissioner Goehner questions the Sheriff about the level of service. Full service will be offered in the UGA. What happens in the outlying areas? The Sheriff responds his office will continue to address dangerous or potentially dangerous dogs. The Sheriff now responds in an area which does not contract with the Humane Society. Then that City is billed.

2:22:03 PM Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following action items.

1. Resolution

- a) Approval of **Resolution No. 2009 - 16** for 7.040.015 adding the words dangerous dog and potentially dangerous dog to conform with the State RCW, changing

7.40.040 tiered fees for the redemption and administration fees for reoccurring offenses, and, adding to 7.40.060 for mandatory micro-chipping of dangerous or potentially dangerous dogs.

2:26:00 PM RECESS

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board recesses until Tuesday, January 27, 2009 session.

TUESDAY, JANUARY 27

9:08:55 AM FACILITIES MAINTENANCE DEPARTMENT

Pat DuLac, Director

DEPARTMENTAL DISCUSSION

- Heating Problems in Administrative Building
- Ceiling Upgrades in Jail Continuing
- Updated MW Consulting Proposal on Jail Remodel/Mechanical
- Energy Savings Discussions with PUD for Jail Remodel
- Campus Fire Alarm System
- Energy and Environment Funding in Federal Stimulus Package
- County Wide Bond Proposal
- Winterizing Pavilion at Fairgrounds – Building will be shut down and power off for winter months beginning next year

9:36:00 AM PUBLIC WORKS DEPARTMENT

Public Works Interim Director Jolene Gosselin-Campbell

AWARD BID: Gas and Diesel for 2009

9:36:07 AM EXECUTIVE SESSION:

Moved by Commissioner Goehner, seconded by Commissioner England, and carried unanimously the Board will move into five minute executive session pursuant to RCW 42.30.110(i) regarding potential litigation, with Counsel Lou Chernak present.

9:43:14 AM REGULAR SESSION:

Board resumes regular session.

9:43:43 AM DISCUSSION ITEMS:

AWARD BID: Gas and Diesel for 2009

9:44:46 AM BID AWARD:

Two bids were presented on January 20, 2009. After review by the County Engineer insuring that bids meet specifications, it was recommended that the Board accept the bid proposal from Coleman Oil as low bidder at \$1.7227 for an estimated 55,000 gallons of

premium unleaded for a total of \$94,748.50; and for an estimated 150,000 gallons of dyed diesel #2 at \$1.7272 per gallon for a total of \$259,080.

BID AWARD:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the recommendation to award to the low bidder to the Coleman Oil Company. 20090126B1-1

9:45 A.M. DISCUSSION CONTINUES:

1. Standard Turn-back Agreement TB2-0082 with the State of Washington Dept. of Transportation
2. Certification for Road Levy for 2009 – Certification will not be available due to new accounting system. County Road Administration Board has been informed and agreed to the extension to submit certification.
3. Public Meeting on Clear Zone and Recovery Area Safety Project for High Accident Corridors (February 4, 2009 @ 5:30 p.m. at Chelan County Fire District #3 Community Center)
4. Historic Marker Discussion
5. Termination of Storm Water Agreement
6. Chumstick Detour Update
7. Peshastin Interchange Discussions
8. Storm Water Workshop

10:05:40 AM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following action items (**adding**) letter of appreciation item **2(b)**..

1. **Agreement**
 - a) Standard Turn-back Agreement TB2-0082 between Chelan County and the Washington State Department of Transportation for a Section of SR971, MP 7.7 Rt. Vicinity RW Sheet “Bear Mountain Road Vicinity to Lake Chelan State Park Vicinity” 20090126A5-3
2. **Miscellaneous**
 - a) Approve Letter regarding County’s Inability to Provide levy Rates for Certification for Road Levy for 2009 for the County Road Administration Board 20090126C8-1
 - b) (**Added**) Letter of appreciation to the Chelan County PUD for their coordination on the Monitor Water Project. 20090126C8- 2

10:08:15 AM STORMWATER WORKSHOP

Greg Pezoldt of the Public Works Department gives staff report on the Stormwater Termination Agreement and the Port District Acclimation Pond. The Chelan County Port

District is requesting Chelan County sign a termination agreement and to take control of the Olds Station Stormwater System including acceptance of title to and possession of the system as a component of the Chelan County Surface and Storm Water management Utility. Cadmium has been detected in the testing process by the Port and all costs associated with reducing cadmium concentration in the current draft of the agreement would be the responsibility of the County.

Counsel Lou Chernak states the County would like to have a determination on the source of the cadmium. Peter Fraley and Karen Kornher speak to the Board and the proposed termination of stormwater agreement.

Chelan County currently has an existing Storm Water Resolution from 1997 which is not consistent with the Storm Water Management Manual for Eastern Washington. The manual is required to be adopted prior to 2011. Possible interim adoption of standards for storm water planning is discussed. Chelan County is comprised of two regions for design standards for storm events. Lake Chelan needs to be addressed in the manual as it is listed as an exempt water body allowing dumping of Stormwater and in the code it specifically states you cannot dump Stormwater in Lake Chelan.

Use of property near stormwater acclimation pond for moderate waste facility is discussed. Available land will be investigated. Revision to the agreement will be made before further consideration. The utility district would be responsible for changes.

11:07:10 AM. COMMUNITY DEVELOPMENT

Interim Assistant Director David Grimes

DISCUSSION ITEMS

1. Request for Approval and Signature for Form A-19 for Second Disbursement of \$6,000 from the Washington State Archives Local Records Grant Program.
2. Request for Refund of \$2,618.00 for Mark McNaughton File No. P 2008-008 for Application Fee for Plat.

11:12:21 AM ACTION ITEMS

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the following action items (**pulling**) item **2(a)** for further discussion:

1. Contracts/Agreements

- a) Approve/Deny Signature for Form A-19 for Second Disbursement of \$6,000 from the Washington State Archives Local Records Grant Program
20090127A5-4

2. Budget Request/Refund

- a) (**Pulled**) Approve Refund of \$2,618.00 for Mark McNaughton File No. P 2008-008 for Application Fee for Plat.

11:13:45 AM PUBLIC WORKSHOP:

Code Enforcement Workshop to Discuss Process and Priorities in Addressing Code Violations. Tim Larson of PUD, Gary Graff DOE, Debbie Knaub Corps of Engineers, Ryan Walker, Terry Maloney of the PUD, Deanna Walter of Forsgren and Associates, Chuck Garvey of Malaga Community Council.

12:10:36 PM Community Development Discussions Continues:

- Budget Request/Refund Discussed

12:11:43 PM (ADDED) ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following *previously pulled* action items.

1. Contracts/Agreements

- a) **(Added)** Change Order #1 Regarding Water Connection Change Order for Pipkin Construction at Fairgrounds. 20090126A5-5

2. Budget Requests/Refunds

- a) **(Added)** Approve Refund of \$2,618.00 for Mark McNaughton File No. P 2008-008 for Application Fee for Plat. 20090126B4-2

12:13:00 PM ADJOURN

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board adjourn until Monday, February 2, 2009. Board Adjourned.

Vouchers Approved for Payment (2008 Budget)	20090126B4-3
Current Expense	
	\$ 30,204.11
Other Funds	<u>570,682.94</u>
Total All Funds	\$600,887.05

Vouchers Approved for Payment (2009 Budget)	20090126B4-3
Current Expense	
	\$ 63,894.89
Other Funds	<u>240,930.08</u>
Total All Funds	\$304,824.97

BOARD OF CHELAN COUNTY COMMISSIONERS

RON WALTER, CHAIRMAN

JANET K. MERZ, Clerk of the Board

