

**CHELAN COUNTY COMMISSIONERS  
MINUTES OF FEBRUARY 23, 24, 2009**

**MONDAY, FEBRUARY 23, 2009**

**9:01:13 AM OPENING**

Chairman Pro-tem Keith Goehner opens session with Commissioner England in attendance. Commissioner Walter is excused from session due to illness. Also present for session are County Administrator Cathy Mulhall and Deputy Clerk of the Board, Sally Taylor. Treasurer Dave Griffiths leads in the Pledge of Allegiance.

**9:02:24 AM APPROVAL OF MINUTES:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the minutes of February 17, 2009 with corrections.

**9:03:55 AM CONSENT AGENDA:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the consent agenda, **(adding)** payroll change items **(i) - (l)**.

- Vouchers as submitted and listed
- Payroll changes:
  - a) Marcus Harris, Sheriff, Length of Service Increase
  - b) Michael Langford, Sheriff, Length of Service Increase
  - c) Gary Loth, Sheriff, Length of Service Increase
  - d) David Rinehart, Sheriff, Length of Service Increase
  - e) Pamela McGhee, Civil Service, Retirement
  - f) Kathleen Wilson, CCRJC, Change to Full Time
  - g) Joy Gere, CCRJC, Discharge
  - h) Wendy Shiflett, CCRJC, New Hire
  - i) **(Added)** Mary Sawyer, CCRJC, Length of Service Increase
  - j) **(Added)** Kevin Webb, CCRJC, Length of Service Increase
  - k) **(Added)** Steve McCormick, CCRJC, Length of Service Increase
  - l) **(Added)** Ray Hodson, CCRJC, Length of Service Increase

**9:05:53 AM BOARD DISCUSSION:**

- Discussion regarding NACO Western Interstate Regions (WIR) Conference with Wenatchee Valley Tourist and Convention Director Roger Clute.

**9:07:54 AM 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 employee:

Brenda Harn

Public Works Department

15 Years, present

(Planning Commission Members to be recognized on February 24 at 9 a.m.)

**9:10:57 AM CONTINUED BOARD DISCUSSION:**

- Discussion Continues regarding WIR Conference - Host County is scheduled to provide various functions and staff throughout the conference to be held in May 2011. Economic benefit to the county would be very beneficial. The Wenatchee Valley Tourist and Convention Bureau are interested in assisting with the planning process. Funding for conference functions would be approximately \$20,000. Private agencies and Hotel/Motel tax funds could be allocated.
- Kahler Glen Avalanche Hazard Area - Letter to residents needs to be sent outlining the times that homes would be inhabitable. Residents would work with a qualified engineer to make changes to these regulations. Letter to be signed on Community Development agenda.
- Cashmere Monument Damage – Monument is actually owned by the Daughters of the American Revolution Monument has been cracked for some time according to Kim Stone, regent of DAR. Their organization has a plan in place to make the necessary repairs.
- Chelan County Tax Statements will be mailed out this week - New computer program has delayed the mailings.
- County Charges for Informational Technology (IT), Tort Claims, and Motor Pool for Ohme Gardens and the Fairgrounds.
- Animal Control Contract for Outlying Areas - Complaints have been received about animal control response in several areas.
- County Investments - Treasurer David Griffith present to discuss County investments. Bank of Clark County is now insolvent, which affects the public deposits in our local banks Cashmere Valley Bank and Bank of America. Treasurer Griffith will be forced to move all county investments to the State Investment Pool if local banks will not accept government deposits. **Filed** Investment Ledger, Public Deposit Protection Commissioner (PDC) Resolution #2009-1. 20090223C8-1
- County Surplus - Treasurer Griffith will investigate surplus county property for possible sale, and report back to the Board.

**10:22:41 AM ADMINISTRATIVE AGENDA:**

**County Administrator, Cathy Mulhall**

**DISCUSSION ITEMS:**

1. Executive Session Regarding Contract Negotiations

**10:22:41 AM EXECUTIVE SESSION:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried that the board move into Executive Session for twenty minutes pursuant to RCW 42.30.110(i) with Prosecuting Attorney Gary Riesen on matters of contract negotiations.

**10:42:51 AM EXTENSION OF EXECUTIVE SESSION:**

Board extends executive session for an additional ten minutes pursuant to RCW 42.30.110(i) with Prosecuting Attorney Gary Riesen on matters of contract negotiations.

**10:52:22 AM REGULAR SESSION:**

Board resumes regular session.

**10:52:22 AM ADMINISTRATIVE DISCUSSION ITEMS CONTINUE:**

2. Interim Regional Jail Director Phil Stanley present to discuss jail staffing and costs. Transport van which was approved for purchase will assist in marketing bed rentals. Request by Director to approve On Call Compensation Policy for use during absence of Director.

**11:00:21 AM ACTION:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the following action item.

1. **Policy Adoption**
  - a) Adoption of Regional Justice Center On Call Compensation Policy  
20090223B4-1

**11:01:59 AM**

3. Discussion by County Administrator regarding Voucher Approval and County Cash Balances.

**11:09:34 AM ACTION:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried to reduce previously signed voucher approval by \$948.90, due to lack of funds in the Election Reserve Fund.

**11:10:50 AM NATURAL RESOURCES DEPARTMENT**

**Mike Kaputa, Natural Resources Director**

**DISCUSSION ITEMS**

1. Contract Amendment with J&J Environmental for Habitat Project Development and Management. Contract amendment will expire on June 30, 2009.
2. Northwest Power and Conservation Council - Wenatchee complexity decision may affect some Chelan County projects.
3. Shoreline Master Program Project - Workshop scheduled for April 7, 2009 at 1:30 P.M.
4. Total Maximum Daily Load (TMDL) –Department of Ecology has requested that standards be put on hold. Further meetings are scheduled to clarify recommendation to Dept. of Ecology.

5. Conference Call with Commissioner Walter and Public Lands Commissioner Goldmark - Stemilt Partnership land and funding for property are discussed.
6. Salmon Recovery Funding Board Conveyance Policy Discussion to be Held
7. Large Woody Debris (LWD) Workshops - Natural Resource Department will be scheduling workshops.

**11:44:35 AM ACTION ITEMS:**

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

**1. Contracts/Agreements**

- a) Contract Amendment with J&J Environmental for Habitat Project Development and Management 20090223A5-1

**11:46:56 AM** Recess until 1:30 P.M.

**1:30:51 PM PUBLIC HEARING:**

**CODE AMENDMENTS TO CORRECT INACCURACIES**

**TITLE 14, WHICH DEFINES “LEGAL LOT OF RECORD”**

Commissioner Keith Goehner opens the public hearing. Community Development Assistant Director David Grimes explains correction amendments to Title 14, which defines “legal lot of record”. Dan Beardsley of Erlandsen Engineering agrees that the word “create” is important to the intent of regulations. Shirley Berg on behalf of North Central Washington Realtors also spoke about the importance of correct wording, and suggests that more clarification is needed. Commissioner Goehner replies that the intent is to allow parcels that were a lot of record prior to October 17, 2000, to be considered a legal lot. Further discussion on this topic follows.

**1:48:12 PM ACTION:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried unanimously that the Board approve the following:

**1. Resolution for Signature**

- a) Adoption of **Resolution No. 2009-23**, Amending Title 14, development Permit Procedures and Administration to correct an unintended change of definition for “legal lot of record”

**1:49:54 PM TITLE 11 DEFINITIONS, AG TOURISM DEFINITIONS**

Commissioner Goehner opens public hearing regarding amending Title 11 Definitions, Ag Tourism Definitions. Community Development Assistant Director David Grimes explains correction amendments to Title 11.

**1:52:46 PM ACTION:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried unanimously that the Board approve the following:

**1. Resolution**

- a) Adoption of **Resolution No. 2009-24**, Amending Title 11.04, District Use Chart, to correct an unintended deletion of permitted uses during the adoption of Resolution 2008- 141 regarding winery land uses within the agricultural areas of Chelan County

**1:54:33 PM BOARD DISCUSSION CONTINUES:**

1. Payroll Change Notice for Bruce Graham, Cashmere/Dryden Airport, Correct Stipend Amount

**1:54:57 PM ACTION:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried unanimously that the Board approve the following:

**1. Payroll Change Notice:**

- m) (**Added**) Bruce Graham, Cashmere Dryden Airport Interim Manager, Correct Monthly Stipend to \$200.00 Per Month

**1:54:57 PM RECESS**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried unanimously that the Board recess until Tuesday, February 24, 2009.

**TUESDAY, FEBRUARY 24**

**9:01:08 AM OPENING:**

Chairman Goehner opens session with Commissioner England in attendance. Also present for session are County Administrator Cathy Mulhall and Clerk of the Board. Commissioner Ron Walter is absent from session due to illness.

**PLANNING COMMISSION RECOGNITION**

Chairman Goehner states that the Chelan County Commissioners, on behalf of the Chelan County citizens, wish to congratulate and express gratitude for your outstanding service and your commitment to Chelan County as demonstrated by seven years of service on the Chelan County Planning Commission.

Mary Lou Johnson      9 Years Volunteer Service to Planning Commission

Dick Ryan                7 Years Volunteer Service to Planning Commission

**9:04:11 AM FACILITIES MAINTENANCE DEPARTMENT**

**Pat DuLac, Director**

**DEPARTMENTAL DISCUSSION:**

- District Court Ceiling Renovation
- 414 Douglas Street
- Project Management Services – Need for park documents, 400 Douglas Street documents
- Law and Justice Mechanical Bid
- Jail Sprinkler System Modification Bid Award March 6
- Mold Discovered at 60 Bed Facility
- Fire Alarm System Bid Documents
- Pavilion Insulation

**9:28:40 AM ADDED ACTION ITEM:**

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

**1. Contracts/Agreements**

- a) **(Added)** Law and Justice Center Ceiling Renovation Change Order #2 with Whitebird Construction, Inc for District Court in the Amount of \$5,085.72  
20090223A5-2

**9:29:43 AM PUBLIC WORKS DEPARTMENT**

**Public Works Interim Director Jolene Gosselin-Campbell,  
Fleet Manager Don Hathaway, Counsel Lou Chernak**

**DISCUSSION ITEMS:**

1. Agreement and Temporary Construction and Maintenance Easement for Motteler Orchards, LLC
2. Agreement No. G0700150, Amendment No. 1 with the Department of Ecology
3. Resolution for No Parking in Downtown Manson
4. Letter to County Road Administration Board Returning Monies
5. National Joint Powers Alliance (NJPA) – Equipment Purchases
6. Motor Pool Reductions in Fleet
7. Public Works Shop Roof Repairs
8. Stage Road, Saunders Road, Goodwin Bridge Replacement
9. Development Review
10. Eagle Creek Road Improvement Project
11. Stimulus Project
12. Old Blewett Bridge Repair/Replacement
13. State DOT South Sellar Bridge Improvement
14. Agreement with Burlington Northern Railroad Road for North Road
15. Land Trust
  - a) Bicycle Signage, Liability Issues
  - b) Horse Lake Trail Head Joint Document with City and Land Trust, Road Approach Permit Request

**10:50:24 AM ACTION ITEMS:**

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

1. **Agreement**

- a) Agreement and Temporary Construction and Maintenance Easement between Chelan County and Motteler Orchards, LLC for North Road Improvement Project, County Road Project No. 636 (CRP 636) 20090223A5-3
- b) Agreement No. G0700150, Amendment No. 1 between Chelan County and Washington State Department of Ecology for the Moderate Risk Waste Collection Facility 20090223A5-4

2. **Resolution**

- a) Adoption of **Resolution No. 2009 - 25** for No Parking on Wapato Way Between Wapato Point Parkway and Manson Boulevard

3. **Miscellaneous**

- a) Letter to County Road Administration Board for Turn Back of Monies for the Chumstick Highway Project #0405-01 County Road Project No. 827 (CRP 827) 20090223C8-2

**10:50:46 AM EXECUTIVE SESSION:**

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

**11:03:40 AM REGULAR SESSION:**

Board resumes regular session.

**11:04:15 AM COMMUNITY DEVELOPMENT**

**Interim Assistant Director David Grimes**

**DISCUSSION ITEMS:**

1. Resolutions for Adoption for the City of Chelan Comprehensive Plan, Title 17, Comprehensive Plan and City of Wenatchee Comprehensive Plan
2. 414 Douglas Street CUP Process
3. Building Permit Activity Report
4. 1500 Sq Feet Structure for Winery Retail Space
5. Land Use Tracking and Reports

**11:30:56 AM SUPPLEMENTAL BUDGET APPROPRIATION**

- \$ 5,000 – Community Development
- \$700,000 – Criminal Justice Tax Fund

Commissioner Goehner opens the public hearing. No one from the public is present to comment.

**11:31:29 AM ACTION:**

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

**1. Resolution**

- a) **Adoption of Resolution No. 2009 - 26** Supplemental Budget Appreciation in the amount of \$5,000 for Community Development and \$700,000 for the Criminal Justice Tax Fund

**11:33:10 AM COMMUNITY DEVELOPMENT DISCUSSION CONTINUES:**

6. 1500 Sq Feet Structure for Winery Retail Space
7. Land Use Tracking and Reports

**11:47:28 AM ACTION ITEMS:**

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

**1. Resolutions for Signature**

- a) Adoption of **Resolution No. 2009 - 27** City of Chelan – Adoption of 2007 Comprehensive Plan
- b) Adoption of **Resolution No. 2009 - 28** City of Chelan – Adoption of Title 17 Zoning Code
- c) Adoption of **Resolution No. 2009 - 29** City of Chelan – Adoption of Development Standards Excluding Portions that Area Known as the Southshore
- d) Adoption of **Resolution No. 2009 - 30** City of Wenatchee – Adoption of 2008 Comprehensive Plan

**11:49:48 AM RECESS**

**1:14:16 PM DISPUTE RESOLUTION CENTER PRESENTATION**

Present are Director Lynn Yialelis, Treasurer of DRC Board TJ Farrell, Mike Kaputa Chairman of DRC Board

- Current Information and Tracking of Services with Other DRCs

**1:48:49 PM RECESS:**

**Moved** by Commissioner England, seconded by Commissioner Goehner, and carried that the Board Recess.

**2:34:24 PM BOARD DISCUSSION**

Commissioner Goehner reopens session for the sole purpose of the signing of the letter to Kahler Glen Homeowners' Association.

**2:36:39 PM ACTION:**

**Moved** by Commissioner England, seconded by Commissioner Goehner and carried that the board approve the following:



**1. Letter for Signature:**

- a) Letter to Kahler Glen Homeowners' Association in Reference to Hazard Analysis and Defense Recommendations for Kahler Glen Resort

20090223C8-3

**2:37:12 PM ADJOURN:**

**Moved** by Commissioner England, seconded by Commissioner Goehner and carried that the board adjourn until Monday, March 2, 2009. Board adjourned.

<b>Vouchers Approved for Payment (2009Budget)</b>	20090223B4-2
Current Expense	
	\$75,788.85
Other Funds	139,869.88
Total All Funds	\$215,658.73

BOARD OF CHELAN COUNTY COMMISSIONERS

RON WALTER, CHAIRMAN

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JANET K. MERZ, Clerk of the Board