

**CHELAN COUNTY COMMISSIONERS
MINUTES OF MARCH 30, 31, 2009**

MONDAY, MARCH 30

9:02:06 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. Cathy Mulhall leads in the Pledge of Allegiance.

9:03:19 AM APPROVAL OF MINUTES:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board approve the March 23, 24, 2009 minutes as corrected.

9:07:43 AM CONSENT AGENDA:

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

- Vouchers as submitted and listed
- Payroll changes:
 - a) Julie Luevano, Auditor, Step Increase
 - b) Raymond Orcutt, Public Works. Step Increase
 - c) Clayton West, Public Works, End of Season
 - d) Jason Smith, Public Works, Step Increase
 - e) Mathew Schwader, Public Works, End of Season
 - f) Carey West, Public Works, Payroll Change Correction
 - g) David Scott, Public Works, End of Season

9:08:10 AM BOARD DISCUSSION:

- Risk Pool Update
 - Claims Payout vs. Court Settlements
 - Changes in Licensing
 - Public Records Requests
 - Bike Signage/Share the Road
 - May 20 Session on Avoiding Litigation in Land Use Actions
 - Fairgrounds Activities Insurance Coverage for Rodeo
 - Workers Compensation Claims Filed Down in Recent Years
- Legislative Summary from Apple Industry
- Ruckelshaus Meeting on Critical Areas Planning/Restoration Planning in GMA
- Bio Mass Forest Health
- Request by City of Wenatchee to Help Fund Structural Repairs on Pipeline Bridge. Commissioner England will draft letter indicating funds are not available.
- Letter to State Parks Expressing Interest in Park Operations in Chelan County
- Hatchery Science Review Group Panel in Portland
- Letter regarding CTED Grant for Sage Bluff

- Lake Chelan Chamber Request for Garbage Service in the Manson Area. Commissioner England will be meeting with Chamber and informing them of Board consensus that Chelan County is unable to provide funds for that service.

10:09:47 AM ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

DISCUSSION ITEMS:

1. Informal Bid Award/Farm Worker Housing. Funding for project will be re-allocated from CTED Funds for Unused Restroom Project Monies
2. Contract with Western States Fire Protection Company for Law and Justice Facility Sprinkler Upgrade
3. Preparation for Fire Alarms Voice Activation Program
4. Designation of Applicant's Agent for Winter Storm Damage
5. Allocation of Historic Funds to Grady Auvil Documentary. Due to need to determine funding for County projects the award amount will be reduced from \$5000 to \$2500.
6. Administrative Issues
 - Budget Cuts

10:53:27 AM EXECUTIVE SESSION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board move into 15 minute executive session pursuant to RCW 42.30.110(g) regarding the performance of a public employee.

11:08:32 AM EXTENSION OF EXECUTIVE SESSION:

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

11:16:47 AM REGULAR SESSION:

Board resumes regular session.

11:17:18 AM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following action items (**pulling**) item **4(a)** and amending the approval amount in item **2(a)** to \$2500:

1. **Resolution**
 - a) Adoption of **Resolution No. 2008 - 39** Designation of Applicant's Agent for December 2008 Severe Winter Storms
 - b) Adoption of **Resolution No. 2008 - 40** for 2010 Census Partner Proclamation
2. **Funding Request**
 - a) Allocation of \$2500 for Howell at the Moon Documentary of Grady Auvil
20090330B4-1
3. **Informal Bid Award/Farm Worker Housing**
 - a) Recommendation to Award to Precise Plumbing for Removal and Replacement of Commercial Hot Water Heaters
20090330B1-1

- b) Recommendation to Award to Apple City Electric to Convert Modular Units from 100 amp to 240 for Hot Water 20090330B1-2

4. **Contracts/Agreements**

- a) **(Pulled)** Contract with Western States Fire Protection Company for Law and Justice Facility Sprinkler Upgrade

11:18 A.M. NATURAL RESOURCES DEPARTMENT

Mike Kaputa, Natural Resources Director

DEPARTMENTAL DISCUSSION

- Non-highway and Off-Road Vehicle Activities Authorizing Resolution Education and Enforcement for Valley Trails Planning
- Shoreline Master Plan Workshop

11:39:22 AM CHELAN COUNTY PORT DISTRICT/CHELAN COUNTY

PROPERTY AGREEMENT FOR PURCHASE AND SALE

- Documents for Signature - Escrow Agent Melissa Wax of First American Title Company Present. Purchase and Sale of Port District Property to Chelan County for Moderate Risk Recycling Facility.
 - County to Deposit Check with Escrow
 - Port to Close at Title Company at 4 p.m.
 - Escrow Filed after 24 hours
 - Auditor Has Been Informed of Purchase and Sale
 - Verbal Commitment for Approval Of PUD permit
 - Port Approved Transaction on Port Agenda this Morning
 - Signatures on Termination Agreement Documents - One Land Owner Email Indicates Approval

11:48:56 AM ACTION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve signature of the following action items for the Purchase and Sale of Port District Property to Chelan County for Moderate Risk Recycling Facility to include the following documents:

1. **Purchase and Sale Documents:**

- a) Copy of Termination of Stormwater Agreement (signed previously)
- b) Memorandum of Termination Agreement 20090330A5-1
- c) Quitclaim Deed (Port of Chelan County Surface and Storm Water Management Utility), 20090330A5-2
- d) Real Estate Excise Tax Affidavit Associated with the Port of Chelan County Surface and Storm Water Management Utility 20090330A5-3
- e) Bill of Sale from the Port to Chelan County; 20090330A5-4
- f) Assignment of PUD Permit from the Port to Chelan County Stormwater Utility 20090330A5-5
- g) Ten Termination of Storm Water Connection Agreements 20090330A5-5.5

- h) Purchase and Sale Agreement regarding the Recycling Facility (Signed by Port at Closing) 20090330A5-6
- i) Quit Claim Deed regarding the Recycling Facility (Port to Chelan County) 20090330A5-7
- j) Real Estate Tax Affidavit Associated with the Quit Claim Deed regarding the Recycling Facility 20090330A5-8
- k) Right of First Refusal from Chelan County to the Port 20090330A5-9
- l) Supplemental Escrow Instructions 20090330A5-10

12:07:03 PM RECESS

NOON – DISABILITY BOARD (Commissioner Goehner)

1:39:53 PM FOREST SERVICE ACCESS AND MANAGEMENT PLAN

District Rangers Vaughan Marable and Bob Sheehan, and Planning Team Leader Robert Stehr Meet with Board re: Project to Manage Planning for Motorized Vehicles in the National Forests

2:40:36 PM ADDED ACTION ITEM:

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

1. **Payroll Change Notice**
 - a) Michael Seguin, Wenatchee River County Park, Rehire for Season

2:42 P.M. DISCUSSION ITEMS:

- NOVA Grant Resolution Discussion Continued with Mike Kaputa of Natural Resources
- 414 Douglas Street Demolition

2:45:53 PM RECESS:

Board recesses until Tuesday session.

TUESDAY, MARCH 31

8:33:43 AM OPENING:

Commissioner Walter begins Tuesday session with all present.

8:33:55 AM WSU Cooperative Extension Agent Ray Fiani Meets with Board

- WSU Extension’s Plan to Reintegration into WSU’s College of Agricultural, Human, and Natural Resource Sciences 20090330C8-1
- Senate Budget Cuts Noted at 20% Rather than 50% as Anticipated

8:50:00 A.M. Prosecutor Gary Reisen Meets with the Board

- Contract Review

- Prosecutor Space – Support Enforcement will give notice of termination of lease and begin process to move to Courthouse

9:00:41 AM EXECUTIVE SESSION: Performance Evaluation 42.30.110(g)

Moved by Commissioner Goehner, seconded by Commissioner Walter, 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 employee. (Commissioner England taking phone call)

9:30 A.M. EXTENSION OF EXECUTIVE SESSION:

Board extends executive session for an additional fifteen minutes pursuant to RCW 42.30.10(g) regarding the performance of a public employee.

9:44:55 AM PUBLIC WORKS DEPARTMENT

**Public Works Interim Director Jolene Gosselin-Campbell,
Assistant Director Paula Cox, Storm Water Manager Greg Pezoldt,
Surveyor Mark Sele**

DISCUSSION ITEMS:

1. Easement Agreement for County Access and Maintenance with Dwight B. and Pamela S. Kiehn
2. Easement Agreement for County Access and Maintenance with Howard S. and Kay J. Bumgarner
3. Use and Maintenance Agreement for County Access and for Farm and Orchard Equipment Access with Dwight B. and Pamela S. Kiehn and Howard S. and Kay J. Bumgarner
4. Preliminary Engineering Agreement with BNSF Railway Company
5. Agreement for the Disposal of Scrap Metal and Household Appliances with Rowe's Towing Service
6. Call for Bids – Crushed Aggregate for Seal Coat
7. 2008 Storm Water Permit Annual Report
8. Storm Water Map
9. Development Review
10. Letters to Mike Gempler of the Washington State Growers League Supporting Sage Bluff II Development and Washington State Parks Director Rex Derr regarding Management of Washington State Parks in Chelan County
11. DOT Reorganization

11:01:11 AM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board approve the following action items **(adding)** items **3(a)** Letter to Washington State Parks Department with Copies to 12th District Representatives, and **3(b)** Letter to Washington State Growers League:

1. **Agreement**

- a) Easement Agreement for County Access and Maintenance between Chelan County and Dwight B. and Pamela S. Kiehn for the Big Y Interchange
20090330A5-11
 - b) Easement Agreement for County Access and Maintenance between Howard S. and Kay J. Bumgarner for the Big Y Interchange
20090330A5-12
 - c) Use and Maintenance Agreement for County Access and for Farm and Orchard Equipment Access between Chelan County and Dwight B. and Pamela S. Kiehn and Howard S. and Kay J. Bumgarner for the Big Y Interchange
20090330A5-13
 - d) Preliminary Engineering Agreement between Chelan County and BNSF Railway Company for the North Road Improvement Project, County Road Project No. 636 (CRP 636)
20090330A5-14
 - e) Agreement for the Disposal of Scrap Metal and Household Appliances between Chelan County and Rowe's Towing Service
20090330A5-15
2. **Miscellaneous**
- a) Call for Bids – Crushed Aggregate for Seal Coat
20090330B1-3
 - b) 2008 Storm Water Permit Annual Report
20090330C8-2
3. **Correspondence for Signature**
- a) **(Added)** Letter to Mike Gempler of the Washington State Growers League Supporting Sage Bluff II Development
20090330C8-3
 - b) **(Added)** Washington State Parks Director Rex Derr regarding Management of Washington State Parks in Chelan County
20090330C8-4

11:01:49 AM COMMUNITY DEVELOPMENT

Director Bill Bailey, Interim Assistant Director David Grimes

DISCUSSION ITEMS

1. Discussion on Boundary Line Adjustments
2. Discussion on Planned Development and Cluster Provisions
3. Twisted Pearl Party Barge
4. Departmental Structure
5. Development Regulations Project Needs
6. East Leavenworth Road Plat
7. Current Legislation Proposals

11:40:56 AM DISCUSSION ITEMS:

- DOT Property Surplus Beyond Peshastin Creek
- Contract for Water Based Fire Protection

11:45:33 AM ACTION:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following **(added)** action item:

1. **Contracts/Agreements**
 - a) **(Added)** Contract with Western States Fire Protection Company regarding Fire Sprinkler Upgrade
20090330A5-15

11:45:46 AM ADJOURN

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board adjourn until Monday, April 6. **Board adjourned.**

FILED CORRESPONDENCE:

- Letter from City of Wenatchee regarding LOTS Funding 20090330C8-5

Vouchers Approved for Payment (2009Budget) 20090330B4-2

Current Expense		\$ 35,635.64
Other Funds		<u>347,210.99</u>
	Total All Funds	\$ 382,846.63

BOARD OF CHELAN COUNTY COMMISSIONERS

RON WALTER, CHAIRMAN

JANET K. MERZ, Clerk of the Board