

**CHELAN COUNTY COMMISSIONERS
MINUTES OF MAY 4, 5, 2009**

MONDAY, MAY 4

9:01:50 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. Russell Lytle, Dimitri Smith, and Julia Mendoza of WHS present.

9:02 A.M. APPROVAL OF MINUTES:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following April 27, 28, 2009 minutes as corrected.

9:05:35 AM CONSENT AGENDA:

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

- Vouchers as submitted and listed
- Approve April Payroll 20090504B4-1
- Payroll changes:
 - a) Doug Shae, Prosecutor, Length of Service Increase
 - b) Shelly Moser, Clerk, Step Increase
 - c) Nicholas Farline, Extension, Resignation

9:05:55 AM BOARD DISCUSSION:

- WSAC Meetings June 9-12
- State Budget Meetings, Current Proposed Cuts
- Court Filing Fee
- Two Lot Cluster Development/Ownership of Open Space
- Consistency in Planning Decisions (Commissioner Goehner Excused from Session)
- Risk Pool Examination of Off Site Exposure Issues
- 414 Douglas Street to be Demolished by End of This Week
- Crosby Restoration Work on Courthouse to Begin This Week

9:40:56 AM RECESS

9:52:36 AM BOARD DISCUSSION CONTINUES – All Commissioners Present

- Leavenworth Property Remodel/House Replacement – Tie to Value vs. Footprint
- Olalla Creek Setback/Boundary Lot Adjustment Changes to Setback

10:05:25 AM 10:00 A.M. ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

DISCUSSION ITEMS:

1. Executive Session Re: Labor Negotiations

10:05:31 AM EXECUTIVE SESSION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board will move into 30 minute executive session pursuant to RCW 42.30.140(4) regarding collective bargaining negotiations.

10:34:18 AM EXTENSION OF EXECUTIVE SESSION:

Board extends executive session for an additional fifteen minutes pursuant to RCW 42.30.140(4) regarding collective bargaining negotiations.

10:50:29 AM REGULAR SESSION:

Board resumes regular session. Administrative Discussion Items Continue:

2. Administrative Issues

10:52:48 AM ACTION ITEMS

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

1. Contracts/Agreements

- a) (**Pulled**) Interlocal Cooperative Agreement Byrne Grant with City of Wenatchee Re: GMS Application Number: 2009-F5082-WA-SB

10:53:54 AM NATURAL RESOURCES DEPARTMENT

Mike Kaputa, Natural Resources Director

DISCUSSION ITEMS:

- National Park Service-Natural Resources Meeting Update
- Large Woody Debris Workshop

11:00:01 AM BID OPENING: Chumstick Bridge Procurement – Bid Opening

Bid Acceptance Closed to Further Bids by Chairman Walter. Bid opening for the Chumstick Bridge Procurement proceeds with two bids submitted as follows:

Central Pre-Mix	\$716,044.00 without tax
Bethlehem Construction	\$586,683.00 without tax

11:02:26 AM BID ACCEPTANCE/REFERRAL:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board accept bids as submitted and forward to Natural Resources for review to insure that bids meet bid criteria. Bid is scheduled to be awarded on May 11 at 11:00 a.m.

20090504B1-1

11:03:20 AM DISCUSSION ITEMS CONTINUE:

1. Grant Agreement No. G0900236 with Department of Ecology for Wenatchee River Clean-up and Public Awareness Project

2. Task Order 2009-1 with Eco A.I.M. for Habitat Project Management
3. Final Acceptance of Harrison Side Channel Project
4. Wenatchee River Site 11 Side Channel
5. Wenatchee River Sites 12 and 13 Off-Channel Habitat
6. Cashmere Ponds – Authorization to Advertise for Bid
7. Watershed Planning Meeting Tuesday
8. Shoreline Master Program Updates
9. Leavenworth Property Remodel/House Replacement – Tie to Value vs. Footprint

11:29:49 AM ACTION ITEMS:

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

1. **Agreements/Contracts**

- a) Grant Agreement No. G0900236 with Department of Ecology for Wenatchee River Clean-up and Public Awareness Project 20090504A5-1
- b) Task Order 2009-1 with Eco A.I.M. for Habitat Project Management 20090504A5-2
- c) Final Acceptance of Harrison Side Channel Project 20090504A5-3
- d) Final Acceptance of Wenatchee River Site 11 Side Channel 20090504A5-4
- e) Final Acceptance of Wenatchee River Sites 12 and 13 Off-Channel Habitat 20090504A5-5

2. **Advertisement for Bid**

- a) Cashmere Ponds – Authorization to Advertise for Bid on June 1, 2009 20090504B1-2

11:30:07 AM BID OPENING: Chumstick Streambed Aggregate – Bid Opening

Bid Opening Closed to Further Bids by Chairman Walter.

Bid opening proceeds with five bids submitted as follows:

Two Rivers Sand and Gravel	\$ 82,500.00
Central Washington Concrete	\$103,842.00
Chipman Construction	\$ 44,000.00
Pipkin Construction	\$ 72,250.00 (\$78,030.00 with tax)
Selland Construction	\$ 79,650.00

11:37:55 AM BID ACCEPTANCE/REFERRAL:

Moved by Commissioner Goehner, seconded by Commissioner England, and carried that the Board accept the bids as submitted. Bid to be awarded on May 11, 2009 at 11:00 a.m. after review by Natural Resources to insure bids meet bid criteria.

20090504B1-3

11:38:44 AM RECESS

1:32:24 PM CHELAN COUNTY REGIONAL JAIL

Director Phil Stanley, Financial Services Manager Brad Posenjak

DEPARTMENTAL DISCUSSION:

- Quiet Apple Blossom Week End – 52 Bookings Similar to Normal Week-End Bookings
- Swine Flu Precautions
- Deputy Director Interviews May 29
- Executive Session

1:38:37 PM EXECUTIVE SESSION:

Move by Commissioner Goehner, seconded by Commissioner England and carried that the Board move into twenty minute executive session pursuant to RCW 42.30.110(c) to consider the price of real estate for lease for negotiation.

2:00:57 PM EXTENSION OF EXECUTIVE SESSION:

Board extends executive session pursuant to RCW 42.30.110(c) for an additional ten minutes pursuant to RCW 42.30.110(c) to consider the price of real estate for lease for negotiation.

2:10:37 PM REGULAR SESSION:

Board resumes regular session.

2:10:49 PM OHME GARDENS

Marketing Director Sally Brawley, Manager Mike Short

DEPARTMENTAL DISCUSSION

- Gardening with Friends Program Begins Tonight at Gardens
- Hours of Operation
- Evening Magazine Viewers Visiting Gardens
- Donations
- Newsletter Coming Out Soon
- April Revenue Up
- 80th Anniversary Schedule of Events
- Ohme Receives Non Profit of the Year Distinction

2:26:29 PM BOARD DISCUSSION:

- Grant Discussion on Interlocal Cooperative Agreement Re: GMS Application Number: 2009-F5082-WA-SB with Sheriff Mike Harum (Previously called Block Grant). Funds will be used for E Ticket Equipment.

2:30:01 PM ACTION ITEM:

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

1. Contracts/Agreements

- a) Grant Discussion on Interlocal Cooperative Agreement Re: GMS Application Number: 2009-F5082-WA-SB with Sheriff Mike Harum (Previously called Block Grant). 20090504A5-6

2:32:06 PM PUBLIC HEARING – Firearms Restrictions in County Parks

Commissioner Walter opens public hearing. Commissioners received citizen inquiry regarding County regulations pre-empting state regulations. This hearing is to correct restrictions in the Chelan County Code to be consistent with state restrictions. Present are Sheriff Mike Harum, Under Sheriff Greg Meinzer, Chief Civil Deputy Ron Hupp, Prosecutor Gary Reisen and reporter Michelle McNeil.

2:38:40 PM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following action item to change text in the Chelan County Code to conform to the state RCW's:

1. Resolution:

- a) Adoption of **Resolution No. 2009 – 53** for the Correction of Gun Restrictions in Chelan County Code 7.24.010(d) to be consistent with RCW 9.41.300 regarding Carrying and Discharge of Firearms in County Parks.

2:40:08 PM BOARD DISCUSSION:

- Process for Conditional Use Permit for Parking Off Public Trail

2:48:08 PM RECESS:

Board recesses until Tuesday, May 5, 2009.

TUESDAY, MAY 5

9:03:19 AM OPENING:

Chairman Walter opens session with Commissioner England and Commissioner Goehner in attendance. Also present for session are IT Director Fred Hart, Roger Clute of the Wenatchee Valley Visitors and Convention Bureau and Clerk of the Board. County Administrator Cathy Mulhall is excused from session today for Risk Pool meetings.

9:04:03 AM CHELAN COUNTY EXPO CENTER

Marsha Clute, Manager

DEPARTMENTAL DISCUSSION:

- IT Allocation to Fair and Expo Center
- 2007/2008 Gas and Diesel Cost Comparison
- Separation of Fair Budget/Expo Budgets
- Irrigation Assessment Fees/Shares

9:41:49 AM BOARD DISCUSSION:

- Wenatchee Ice Age Floods Flyer Request by Wenatchee Valley Visitors and Convention Bureau Director Roger Clute

9:42:53 AM A.M. PUBLIC WORKS DEPARTMENT

Public Works Director Jolene Gosselin-Campbell

DISCUSSION ITEMS:

1. Road Costs/Fees for Chelan County Fairgrounds/Expo Center
2. Agreement for Bicycle Race Permit To Be Held on May 16-17, 2009
3. Agreement for Purchase and Sale of Real Estate with the Washington State Parks and Recreation Commission
4. Rural Arterial Program – Project Agreement for Construction Proposal for West Monitor Bridge
5. Rural Arterial Program – Project Agreement for Construction Proposal for North Road
6. Rural Arterial Program – Project Agreement for Construction Proposal for Upper Squilchuck Road
7. Call for Bids – Soil Stabilization
8. Call for Bids – Sunnyslope Shop Roof Repair
9. Petition for Vacation of County Road Submitted by Howard Bumgarner
10. Public Works Position for Development Review
11. Manson Storm Water and Sidewalk Needs for Safe Routes to School
12. Horselake Road, Sharing of Liability on Roads
13. Land Trust Shut Down Parking on Kookaburra Lane at Day Drive
14. Public Works Outstanding Accounts Receivable

10:16:10 AM ACTION ITEMS:

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

1. **Contracts/Agreements For Signature**
 - a) Agreement for Bicycle Race Permit between Chelan County Wenatchee Valley Velo Cycling Club for a Bike Race on May 16, 17, 2009 20090504A5-7
 - b) Agreement for Purchase and Sale of Real Estate between Chelan County and the Washington State Parks and Recreation Commission for purchase of property on Squilchuck/Mission Ridge Road 20090504A5-8

- c) Chelan County and County Road Administration Board for West Monitor Bridge
20090504A5-9
- d) Rural Arterial Program-Project Agreement for Construction Proposal between
Chelan County and County Road Administration Board for North Road
20090504A5-10
- e) Rural Arterial Program-Project Agreement for Construction Proposal between
Chelan County and County Road Administration Board for Upper Squilchuck Road
20090504A5-11

2. **Miscellaneous**

- a) Call for Bids for Soil Stabilization Agent 20090504B1-2.5
- b) Call for Bids for Sunnyslope Roof Repair 20090504B1-3.5
- c) Petition for Vacation of County Road Submitted by Howard Bumgarner to vacate a
portion of County Road Right of Way Known as the intersection with Saunders Road
and Dog House Road Received and Forwarded to the Public Works Department of
Action 20090504V1-1

10:17:18 AM COMMUNITY DEVELOPMENT

Assistant Director David Grimes

DISCUSSION ITEMS:

1. Rescind Resolution 2008-185 for Comprehensive Plan Amendment 2008-007. Land owner Kevin Gates and Attorney Don Dimmitt present.
2. Request for Refund of \$1,747.00 for Greg Reed File # CPA 2009-007, and James Sherrell File #CPA 2009-008 Totaling \$3,494.00 for Comprehensive Plan Map Amendment and SEPA Application Fees.
3. Request from Dwight Stoddard to Waive the Triple After-the-Fact Fees of \$946.82 to Repair Structure Without a Building Permit.

10:38:12 AM ACTION ITEMS:

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

1. Resolution:

- a. Adoption of **Resolution No. 2009 - 54** Rescission of Resolution 2008-185 for Comprehensive Plan Amendment 2008-007.

2. Budget Requests/Refunds

- a) Approve Request for Refund of \$1,747.00 for Greg Reed File # CPA 2009-007, and James Sherrell File #CPA 2009-008 Totaling \$3,494.00 for Comprehensive Plan Map Amendment and SEPA Application Fees. 20090504B4-4
- b) Approve Request from Dwight Stoddard to Waive the Triple After-the-Fact Fees of \$946.82 to Repair Structure without a Building Permit. 20000504B4-5

10:39:44 AM RECESS

11:03:20 AM Chelan County Building Industry Meets with Board (See Attendance Sheet)

- Scott Christie Representing NCW Home Builders' Association – Market Report, National Housing Index
- Mason Camburn, Developer Speaks on Consistency in Planning and Permitting Process
- Dan Eby Describes Concerns for Changes in Initial Approval and Streamlining of Process
- Dan Acton Addresses Clustering Interpretation Changes and Need for Meeting Between Planning, Public Works, and Industry
- Greg Wright of the State Building Association Discusses Economic Factors of Housing Market, Infrastructure Standards, Code Revisions, Legislative Issues
- Commissioners Share Need to Endorse Code that is as Unrestrictive as Possible
- Donna Lee Moore Speaks on Weight of Fire Fighting Tanker Full of Water

12:43:20 PM ADJOURN:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board adjourn until Monday, May 11, 2009. **Board Adjourned.**

Filed Correspondence:

- Certificate of Good Practice by County Road Administration Board
20090504C8-1
- Letter from Public Works to Damon Calloway regarding Encroachment in South Lakeshore Road Right of Way
20090504C8-2
- DOE Letter to Public Works regarding Municipal Stormwater Permit
20090504C8-3
- Various Documents Submitted by Robert Stewart
20090504C8-4

Vouchers Approved for Payment (2009Budget) 20090504B4-6

Current Expense	\$543,373.13
Other Funds	<u>151,360.98</u>
Total All Funds	\$694,734.11

BOARD OF CHELAN COUNTY COMMISSIONERS

RON WALTER, CHAIRMAN

JANET K. MERZ, Clerk of the Board

