

**CHELAN COUNTY COMMISSIONERS
MINUTES OF JUNE 29, 30, 2009**

MONDAY, JUNE 29

9:04:53 AM OPENING – PLEDGE OF ALLEGIANCE:

Chairman Walter opens session with Commissioner England and Commissioner Goehner in attendance. Also present for session is the Clerk of the Board. The County Administrator Cathy Mulhall is excused from session. Personnel Analyst Katie Small leads in the Pledge of the Allegiance.

9:05:33 AM APPROVAL OF MINUTES:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the June 22, 23, 2009 Commission Minutes as corrected.

9:09:38 AM CONSENT AGENDA:

The Board notes a request from the Sheriff to add four payroll change notices and a request from the Weed Board to add two payroll change notices. It is **moved** by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following action items, deferring Sheriff's request to add four items from sheriff until Tuesday for further budget information and **(adding)** the two Weed Board payroll change notices **(i)** and **(j)**:

- Vouchers as submitted and listed
- Payroll changes:
 - a) Gabe Smith, Regional Justice Center, Length of Service Increase
 - b) Arnold Silva, Regional Justice Center, Length of Service Increase
 - c) Stanley Marr, Regional Justice Center, Length of Service Increase
 - d) Kimberly Kaligis, Regional Justice Center, Length of Service Increase
 - e) Thomas Sanborn, Prosecuting Attorney, New Hire Extra Help
 - f) Chelsea Kwast, Prosecuting Attorney, Resignation
 - g) Greg Meinzer, Sheriff, Retirement
 - h) Darlene Sharar, Public Works, Adjustment
 - i) **(Added)** Terry Lilybridge, Noxious Weed, Temporary Hire
 - j) **(Added)** Lisa Foster, Noxious Weed, Temporary Hire
- Donation of 133 hours of Annual Leave by Public Works Employees

20090629B4-1

9:20:32 AM BOARD DISCUSSION:

- Commissioner Walter's Discussion with PUD and Norm Gutzwiler, and Rich Riazzi RE: Bollards and Fire Hydrants in Sunnyslope Area, Repair of Beaver Creek, Franchise Agreements

- Home Builders' Association Meeting with Commissioner Walter. Board will also invite the Home Builders' Association to the Process Review discussion with the Realtors' Association on July 7.
- Request by Mike and Carol Davis to Refund Tax 20090629C8-4
- Leavenworth Fire Simulation Meeting with Impacted Jurisdictions
- Upper Columbia Salmon Recovery Board Meeting – Spring Fishery was opened but closes on July 1, area currently awaiting arrival of fish.
- Chiwawa Loop Project Mitigation

10:00:41 AM ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

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 with County Administrator:

1. Budget Transfer

- a) Pest Control to Transfer \$2000 from Contracts to Supplies 20090629B4-2

2. Contracts

- a) (**Pulled**) Interlocal Agreement – 2060 Funds

3. Miscellaneous

- a) 2010/2011 Holiday Calendars 20090629B4-3

10:11:00 AM NATURAL RESOURCES DEPARTMENT

Mike Kaputa, Natural Resources Director

ACTION ITEMS:

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

1. Bid Notice

- a) Notice of Bid for the Nason Creek N4 Project 20090629H6-1

2. Contracts/Agreements

- a) Short Form Agreement with HDR Engineering, Inc., for Wenatchee River TMDL Implementation Planning 20090629A5-1

10:11:54 AM DISCUSSION ITEMS

- Natural Resource Department Budget

10:20:38 AM Shoreline Master Planning Workshop

11:59:35 AM RECESS

NOON

1:32:20 PM CHELAN COUNTY Regional Justice Center

Phil Stanley, Director

DEPARTMENTAL DISCUSSION

- Regional Justice Center Partnership Agreement
- Service Costs and Rental Fees for Contract Inmates, Court Appearances
- June 29 Inmate Population of 308
- Jail Partnership Discussions
 - Jail Budget Cuts
 - Justice Center Organizational Chart Approved by **Consensus** 20090629C8-1

2:42:57 PM EXECUTIVE SESSION:

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

2:46:24 PM REGULAR SESSION:

Board resumes regular session.

2:46:40 PM BOARD DISCUSSION CONTINUES:

- Cashmere/Dryden Airport Financial Request to Port District in the Amount of \$5,000. Chelan County Commissioners considered a letter of support to the Port for their request.

2:54:33 PM (ADDED) ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following (**Added**) payroll change notices, noting the contract for the 2060 Funds was approved as a one year contract:

1. **Payroll Change Notices**
 - k) (**Added**) Rosa Sanchez, Farm Worker Housing Camp, Resignation
 - l) (**Added**) Raul Vidal, Farm Worker Housing Camp, Part Time Temporary Hire
2. **Contracts**
 - b) Interlocal Agreement – 2060 Funds (1 year) 20090629A5-2

2:55:55 PM BOARD DISCUSSION CONTINUES:

- Space Allocation Costs for County Departments
- Budget Questions for Further Discussion:
 - Boundary Review Board
 - Civil Service
 - Travel Expenses
 - Property Taxes
 - Coroner's Expenses
 - Cooperative Extension Funding
 - VEBA Contributions

3:11:21 PM EXECUTIVE SESSION:

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

3:21 P.M. EXTENSION OF EXECUTIVE SESSION:

Board extends executive session for an additional ten minutes pursuant to RCW 42.30.140(4) regarding contract negotiations.

3:27:56 PM REGULAR SESSION:

Board resumes regular session.

3:28:51 PM RECESS:

Board recesses until Tuesday session.

TUESDAY, JUNE 30

9:30:55 AM OPENING:

Chairman Walter opens session with all Commissioners present.

9:31:04 AM PUBLIC WORKS DEPARTMENT

Public Works Director Jolene Gosselin-Campbell

RECOGNITION AWARDS:

Jim Rathbun

Ryan Rush

Certificate of appreciation presented to Jim Rathbun and Ryan Rush – On behalf of all of the citizens served by Chelan County Public Works Department we express our deepest appreciation for emergency care and life saving efforts on behalf of fellow employee Ron Andrews on the day of March 30, 2009.

9:33:54 AM DISCUSSION ITEMS:

1. Contract with Paramount Petroleum
2. Interlocal Cooperative Agreement with Franklin County Public Works (*to be pulled at department request*)
3. Agreement for the Acquisition of Right of Way for Eagle Creek Road Improvement, County Road Project No. 612 (CRP 612) – List of Property Owners are Below
4. Agreement and Temporary Access and Construction Easement, County Road Project No. 612 (CRP 612) – List of Property Owners are Below
5. Agreement for the Acquisition of Permanent Easement, County Road Project No. 612 (CRP 612) – List of Property Owners are Below

6. Easement Deed, County Road Project No. 612 (CRP 612) – List of Property Owners are Below
7. Warranty Deed, County Road Project No. 612 (CRP 612) – List of Property Owners are Below
8. Development Review
9. Bergstrasse Detillion Project Update
10. Stormwater System – Greg Pezoldt of Public Works Present to discuss draft resolution for establishment of an Illicit Discharge Detection and Elimination Program. Commissioners would like to determine if it is possible for Chelan County to incorporate exemptions for special activities.
11. Purchase of Speed Carts – Speed Carts were defective and have been returned.
12. Eagle Creek Road Project Update – Eminent Domain
13. Request for Turn Back on Suncrest Lane
14. Six Year Plan Projects – Summit Blvd to be added. Agreements appear to be in place for Knowles Road, Summit Blvd, American Fruit Road, Anderson Road, Union Valley Road
15. Stemilt Project
16. Chelan County and Chelan County PUD Franchise Agreement – Commissioners are in favor of retaining the agreement that is in place rather than moving to a new agreement.

10:22:00 AM ACTION ITEMS:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the following action items (**pulling**) item **1(b)** and (**adding**) item **2(a)**:

1. **Contracts/Agreement**
 - a) Contract between Chelan County and Paramount Petroleum for Purchase of Asphaltic Road Oil for 2009 20090629A5-3
 - b) (**Pulled**) Interlocal Cooperative Agreement between Chelan County and Franklin County Public Works for General Equipment and/or Services
 - c) Agreement for the Acquisition of Right of Way between Chelan County and the Following List of Property Owners for Eagle Creek Road Improvement, County Road Project No. 612 (CRP 612)
 - Kellie Sue Rockwell 20090629A5-4
 - d) Agreement and Temporary Access and Construction Easement between Chelan County and the Following List of Property Owners for Eagle Creek Road Improvement, County Road Project No. 612 (CRP 612)
 - Kenneth W. Bushorn and Patricia M. Bushorn 20090629A5-5
 - Kellie Sue Rockwell 20090629A5-6
 - e) Agreement for the Acquisition of Permanent Easement between Chelan County and the Following List of Property Owners for County Road Project No. 612 (CRP 612)
 - Kellie Sue Rockwell 20090629A5-7
 - Kenneth W. and Patricia M. Bushorn 20090629A5-8
 - f) Easement Deeds between Chelan County and the Following List of Property Owners, County Road Project No. 612 (CRP 612)

- Kenneth W. Bushorn and Patricia M. Bushorn 20090629A5-9
 - Kellie Sue Rockwell 20090629A5-10
- g) Warranty Deeds between Chelan County and the Following List of Property Owners, County Road Project No. 612 (CRP 612)
- Kellie Sue Rockwell 20090629A5-11
2. **Miscellaneous Items**
- a) **(Added)** Letter of Support to Chelan County Port District supporting Port Funding for Cashmere/Dryden Airport 20090629C8-2

10:22 A.M. COMMUNITY DEVELOPMENT

Director Bill Bailey, Assistant Director David Grimes

DISCUSSION ITEMS:

1. Request from George Bean for a Refund of \$800.00 for a Certificate of Exemption Fee
2. Request from Kevin Gates for a Refund of \$750.00 for a CPA Fee.
3. Request from The Watershed Company for a Refund \$596.50 (\$1,121.00 Minus Staff Time) for SDP Fees.
4. Discussion Regarding Condition Use Permit (CUP) Application to the City of Wenatchee for 14 Stall Parking Facility on Chelan County Property

10:34:40 AM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will approve the following action items **1(a)** and **1(c)** and **(Pulling)** item **1(b)** for further discuss regarding a full refund;

1. Budget Request – Refunds

- a) Approve Request from George Bean for a Refund of \$800.00 for a Certificate of Exemption Fee 20090629B4-3
- b) **(Pulled)** Approve/Deny Request from Kevin Gates for a Refund of \$750.00 for a CPA Fee
- c) Approve Request from The Watershed Company for a Refund of \$596.50 for SDP Fees. 20090629B4-4

10:36:01 AM ADDED ACTION ITEM:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board approve item **2(b)** as presented above:

1. Budget Request – Refunds

- b) Approve Request from Kevin Gates for a Refund of \$750.00 for a CPA Fee 20090629B4-5

10:59:34 AM COMP PLAN AMENDMENT HEARING – Closed Record Hearing

Commissioner Walter opens the hearing with Attorney Don Dimmitt present.

Final Decision and Order CPA 2007-021 by Gary Bates on Behalf of Dalton Thomas; CPA 2007-019 Submitted by Brian Nelson; CPA 2007-018 Submitted by Brian Nelson; CPA 2007-017 Submitted by Brian Nelson

11:00:39 AM STAFF REPORT:

Planner Lilith Yanagimachi offers staff report which is in addition to the November 18, 2007 Staff Report addresses the Comprehensive Plan Amendments 2007-001 through 2007-034. This report takes a comprehensive review of the impacts of all applications with a focus on questions arising from Final Decision and Order from the Eastern Washington Growth Management Hearings Board regarding Case No. 08-1-0015 relating to CPAs 2007-017, 2007-018, 2007-019 and 2007-021 located near the “Sunnyslope” area north of the City of Wenatchee.

The Hearings Board decision is based on certain aspects of the Comprehensive Plan Amendments, specifically, visual impacts, transportation, public facilities and rural character.

The Supplemental Staff Report does not attempt to change the determination for CPA 2007-019 or any other appealed Comprehensive Plan amendment but rather is written to provide a more comprehensive review on the RCW (Growth Management Act) criteria for all 2007 Comprehensive Plan amendments.

Chelan County has adopted the State’s RR2.5 and it fits Chelan County with the county’s character and topography. The proposed 2007 Rural designations are allowed within the Comprehensive Plan rural designations. GMA goals are also noted as Urban Growth, Reduce Sprawl, Transportation, Housing, Economic Development, Property Rights, Permits, Natural Resource Industries, Open Space and Recreation, Environment, Citizen Participation, Public Facilities and Service, Historic Preservation, and Shoreline. Staff reviewed each goal in detail for cumulative countywide impacts on the rural lands followed by a detailed review of the proposals within the Sunnyslope region, as appropriate to the goal.

11:24:28 AM (*Commissioner England is excused to Tri-Commission Working Group*)

11:27:46 AM Attorney Don Dimmitt is present on behalf of his client Brian Nelson. During the original hearing on CPA 2007-019 Mr. Larry Angel commented and presented evidence and maps from the engineers that indicated that if the rezone was granted it became more likely that a future developer would cluster as opposed to exempt 20’s. Exempt 20’s would flood the hillside with road and there would not be a SEPA review. If we show where those clusters might be and argue that this makes it more likely a subdivision application this would greatly reduce the potential for visual impacts of roads on the hillsides. A finding on that point would show a decrease for visual impacts. It is also discussed that a finding from the original hearing noted that during testimony the Wenatchee City Planner Brian Frampton stated these rural designations were not inconsistent with rural designations.

11:31:42 AM COMP PLAN AMENDMENT 2007-021:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried that the Board Amend the Findings of Fact and reaffirm Comp Plan Amendment 2007-021 submitted by Gary Bates on Behalf of Dalton Thomas with the documents to be before the Board for signature on July 7, 2009.

11:32:20 AM COMP PLAN AMENDMENT 2007-019:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried that the Board amend the Findings of Fact and noting there are additional Findings of Fact and Conclusions of Law and reaffirm and approve 2007-019 Submitted by Brian Nelson with the documents to be before the Board for signature on July 7, 2009.

11:32:47 AM COMP PLAN AMENDMENT 2007-018:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried that the Board amend the Findings of Fact and affirm and approve 2007-018 Submitted by Brian Nelson with the documents before the Board for signature on July 7, 2009.

11:33:06 AM COMP PLAN AMENDMENT 2007-017:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried that the Board amend the Finding of Fact relating to 2007-017 and Re-affirm and approve the Comp Plan Amendment 2007-017 Submitted by Brian Nelson with the documents to be before the Board for signature on July 7, 2009.

11:33:53 AM RECESS

Board recesses until 1:30 p.m.

1:34:36 PM 2009 BUDGET WORKSHOP

Chairman Walter opens the workshop with all Commissioners present. Present are County Employees Skip Moore, Ken Ackland, Katie Small, Kim Morrison, Clerk Siri Woods, Fred Hart, Treasurer Dave Griffiths, Assessor Russ Griffith, and reporters Michelle McNeil and Steve Hair.

Commissioner England shares revenue shortfall information. \$1 million is needed in order to make our operation sustainable this next year.

A list was compiled at the Department Head Meeting and numbers were placed to those items that were appropriate. Commissioner Walter shared those items with the working group. Those suggestions and amounts are:

- 36 hour work week (with a number of general fund 213 employees used) - \$477,000
- Mail room position six months - \$17,600 (divide by .5 time
- Remaining 5 holidays unpaid after the July 4th with same personnel as the 36 hour work week - \$200,000

Travel freeze - \$76,000
VEBA for the remainder of the year for everyone that gets VEBA \$192,000
General Fund cut of 1% - \$300,000; 2% \$600,000 and 3% cut \$900,000
Unions will be given specific figures for VEBA and holiday pay freeze
Public Defense contract will be discussed

There were three positives to the general fund which are the PUD Privilege Tax, the payment reduction to the state retirement fund and the PILT funds. If you add those up they may or may not cover the cost of the outstanding liability of the Sheriffs contract through arbitration.

The pros and cons of the items are discussed in more depth. Non Departmental items can be negotiated but they are not easily cut.

Mandated and non-mandated services are discussed for cost savings. However, the Commissioners feel they will be examined and advertised for public input prior to adoption.

Questions are raised regarding hiring during the hiring freeze to replace employees.

The Fair and Cooperative Extension will be examined in 2010.

3:35 P.M. RECESS

Board recesses for half hour for Commissioners to draw up departmental reductions.

4:32:57 PM BUDGET WORKSHOP CONTINUES:

Commissioners propose cuts for remainder of 2009. The proposals total \$923,300.

These numbers will be distributed and the Commissioners will request specific line item cuts and follow up for a Supplemental Budget Appropriation Hearing.

Assessor	\$ 36,500
Auditor	\$ 34,800
Board of Equalization	\$ -
Community Development	\$100,000
Civil Service	\$ 2,000
Clerk	\$ 33,700
Commissioners	\$ 24,300
IT	\$ 22,000
Coroner	\$ 5,500
Maintenance	\$ 47,500
District Court	\$ 36,000
DC Probation	\$ 12,300
Extension	\$ 22,000
Horticulture Board	\$ 2,200
Juvenile	\$ 75,000

Non-Departmental	\$ 45,150	
Weed Board	\$ 2,600	
Child Support Enforcement	\$ -	
Prosecuting Attorney	\$ 53,000	
Sheriff	\$250,000	
Superior Court	\$ 32,000	
Treasurer	\$ 17,000	
SUB TOTAL	\$853,550	
VEBA	\$ 69,750	
TOTAL	\$923,300	20090629B4-6

5:22:23 PM EXECUTIVE SESSION:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board move into Executive Session Pursuant to 42.30.140(4) regarding collective bargaining for 10 minutes.

5:25:12 PM REGULAR SESSION

Board resumes regular session.

5:38:03 PM ADDED BOARD ACTION:

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

1. Correspondence for Signature

- a) Letter to Chelan County Elected Officials and Department Heads regarding 2009 Mid Year Budget Reductions 20090629C8-3

5:38:23 PM ADDED BOARD ACTION:

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

1. Notice of Hearing

- a) Supplemental Budget Appropriation Hearing Notice for 2009 Mid Year Budget Reductions 20090629H6-2

5:38:46 PM ADJOURN

Board adjourns until Monday, July 6, 2009. Board adjourned.

Vouchers Approved for Payment (2009Budget) 20090629B4-7

Current Expense vouchers	\$ 354,594.52
Other Funds	<u>533,792.20</u>
Total All Funds	\$ 888,386.72

BOARD OF CHELAN COUNTY COMMISSIONERS

RON WALTER, CHAIRMAN

JANET K. MERZ, Clerk of the Board