

**CHELAN COUNTY COMMISSIONERS
MINUTES OF SEPTEMBER 14, 15, 2009**

MONDAY, SEPTEMBER 14

8:45:53 AM OPENING – PLEDGE OF ALLEGIANCE:

Chairman Walter opens session with Commissioner England in attendance. Also present for session are County Administrator Cathy Mulhall and Clerk of the Board. Commissioner Goehner will arrive to session shortly. Superior Court Administrative Assistant Fona Sugg leads in the Pledge of Allegiance.

8:46:51 AM FACILITIES MAINTENANCE

Pat DuLac, Director

DISCUSSION ITEMS:

- Prosecutor Gary Riesen Present Re: Third Floor Support Enforcement Office Remodel – Architects estimates came in above anticipated costs. Funding from State will be requested. Additional Funds from REET I may be available. Project will go to bid.

(8:55 a.m. Commissioner Goehner arrives for session)

- Superior Court Administrative Assistant Fona Sugg Present Re: Fire Alarm and Sound System Upgrades. Facilities Maintenance requests additional funds from upcoming technology bond for upgrades. Superior Court Administrative Assistant questions temporary wiring and access for current sound system.
- 414 Douglas Street Staging Area for Law and Justice Updates – Commissioners approve use of parking lot for staging of Law and Justice Remodel and approval to use the small works roster for project.

9:15:56 AM DISCUSSION ITEMS:

- Superior Court Supplemental Budget Appropriations – Additional information will be submitted at Superior Court Budget Meeting. Meeting on Tuesday, Sept 15 at 8:00 a.m. is cancelled.

9:26:21 AM APPROVAL OF MINUTES:

Moved by Commissioner England, seconded by Commissioner Goehner, and carried that the Board approve the September 8, 2009 minutes as corrected.

9:28:38 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) Marissa Collins, Noxious Weeds, Resignation
 - b) Jean Postlethwaite, Noxious Weeds, New Hire Extra Help
 - c) Rick Frisk, Public Works, End of Seasonal Work

d) Dan Riddle, Public Works, End of Seasonal Work

9:29:54 AM BOARD DISCUSSION CONTINUES:

- Upcoming WIR Board Conference Call Re: Possible Conference Topic on Health Care - Commissioners do not feel counties should be weighing in on Health Care Reform Conference but rather follow outcome as employer and community Health District board members
- Doc Hastings Bill on Stehekin Road Moving Forward Without Amendment
- Letter of Support for Douglas Cascade Interchange Project Transportation Investment Generating Economic Recovery (TIGER) Grant
- SkillSource Meeting Update – Program focused on youth through stimulus funds previously served under the Cooperative Extension Forestry Ed program
- DOE Meeting with Jeff Willis and Gordon White
- Chumstick Coalition Meeting Update: Solid Waste Project in Leavenworth Area for Brush Chipping, Forest Service Work, Fire Season
- News Article on State Auditor’s Findings – Audit procedure found items located in different areas, with no misappropriation of funds.

9:55:35 AM ADMINISTRATIVE AGENDA

County Administrator Cathy Mulhall

DISCUSSION ITEMS:

1. Executive Session – Labor Negotiations

9:58:47 AM EXECUTIVE SESSION:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board move into 15 minute executive session pursuant to RCW 42.30.140(4) related to collective bargaining.

10:15:32 AM REGULAR SESSION:

Board resumes regular session.

10:15:48 AM ADMINISTRATIVE ITEMS:

- 2010 VEBA – Board will instruct Financial Services Manager to re-introduce VEBA benefit for unrepresented staff in 2010 unless union comes forward with concessions.
- Management of Inmate Worker Program Industrial Insurance, Accident Costs to County

10:29:47 AM ACTION ITEMS:

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

1. Contract for Signature

- a) Lexis Nexis Contract Amendment for Prosecuting Attorney 20090914A5-1

10:30:09 AM CASCADE LOOP ASSOCIATION – Nancy Trucano

- 2009-10 Cascade Loop Association Guide is presented and 2009-10, groups, features, and projects re-capped.

10:51:46 AM BOARD DISCUSSION CONTINUES:

- Letter of Support for Douglas County RE: Grant Application

10:51A.M. ACTION:

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

1. Correspondence for Signature

- a) Letter of Support for Douglas County Grant Application for the Cascade Avenue Interchange Project 20090914C8-1

10:53:07 AM RECESS

11:06:20 AM NATURAL RESOURCES

Natural Resources Director, Mike Kaputa

DISCUSSION ITEMS:

1. DOE Meeting with Jeff Willis and Gordon White – Communication with DOE on Shoreline Master Planning
2. Shoreline Master Plan Update
3. Funding Request to Corp of Engineers on Stehekin Flooding
4. Stehekin Road Project
5. Previous Dept of Ecology Grant on DDT in Lake Chelan – Remaining \$4500 in Funds. It is being discussed for possible use of these funds at 25 Mile Creek Mitigation Site.
6. Grant County PUD Draft MOU for Nason Creek and White River Projects
7. Construction Projects Update
8. Peshastin Irrigation Piping Project Date of Bid Opening Set for September 21 (Originally anticipated for Sept 14)
9. Cascadia Conservation District Meeting Discussion Topic of Endosulfan Levels in Brender Canyon

11:53:53 AM RECESS

12:08:06 PM COMMUNITY DEVELOPMENT - Code Revision Workshop

Workshop resumes with Chapter 12.

1:04 P.M. COMMUNITY DEVELOPMENT - Transportation Planning Workshop

Greg Pezoldt of Public Works Present for Workshop

(1:30 P.M. CHELAN COUNTY SHERIFF'S DEPARTMENT Cancelled)

(1:30 p.m. Commissioner Goehner excused from session)

2:11:13 PM RECESS

TUESDAY, SEPTEMBER 15

8:32:38 AM OPENING:

Chairman Walter opens session with Commissioner England present. Also present for session are County Administrator Cathy Mulhall and Clerk of the Board.

Commissioner Goehner will arrive at session shortly.

8:32:44 AM DISTRICT COURT JUDGES/DISPUTE RESOLUTION CENTER

Re: DRC Funding Through Filing Fees

Speaking for District Court are Judge Nancy Harmon and Judge Alicia Nakata.

Concerns are voiced regarding the increase of fees to those participating in District Court proceedings and those that receive the services of the Dispute Resolution Center.

Representing the Dispute Resolution Center are Lynn Yialelis, Mike Kaputa and TJ Farrell. The funding through the fees is vital to the DRC. The DRC provides access to justice for those that cannot afford court. The DRS is willing to work with the Courts to resolve any issues on services or waiver of fees.

Judith Lirle is speaking on the term “access to justice” which is typically designated for the low income citizens of the community and the ability to receive legal services. She feels the DRC is critical to low income families. This service through the DRC is not the same type of justice received as what is determined in court.

The temporary filing fee will cease at the end of the year unless it is temporarily suspended or permanently set in place.

Commissioners will continue the fee until a hearing is set and further information and statistics are before the board.

9:09:44 AM CASCADIA CONSERVATION DISTRICT – Director Mike Rickel

- Endosulfan Levels in Brender Creek (Public Outreach/Strategies/Technical Assistance Availability) – The Department of Ag has began a three year pesticide monitoring study in Chelan County. The Department of Ag is concerned about Detectable levels in Brender Creek. Public outreach strategies will be developed and shared and implemented with land owners for best management practices. Commissioners would like to see more information of how levels were established.
- Annual Report
- Entiat Watershed Planning Unit Information/Support to UCSRB – Planning and Funding for the larger scale projects are continuing and will supply a model for other watersheds in the area.

(9:35:40 AM Commissioner Goehner arrives in session.)

- 2008 Chelan County Grant Funds via Cascadia Conservation District

9:36:53 AM PUBLIC WORKS DEPARTMENT

Director, Jolene Gosselin-Campbell

DISCUSSION ITEMS:

1. Executive Session – Potential Litigation

9:38:14 AM EXECUTIVE SESSION:

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

10:04:44 AM REGULAR SESSION:

Board resumes regular session.

10:04:55 AM EXECUTIVE SESSION:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will move into 10 minute executive session pursuant to RCW 42.30.110(b) regarding acquisition of property.

10:14 A.M. EXTENSION OF EXECUTIVE SESSION:

Board extends session for an additional five minutes session pursuant to RCW 42.30.110(b) regarding acquisition of property.

10:18 A.M. EXTENSION OF EXECUTIVE SESSION:

Board extends session for an additional five minutes session pursuant to RCW 42.30.110(b) regarding acquisition of property.

10:23:47 AM REGULAR SESSION:

Board resumes regular session. Public Works Discussion Items Continue:

2. Agreement for Bicycle Race Permit with Econaut Investments, LLC
3. Agreement and Temporary Access and Construction Easement with John M. and Karen A. Pembroke
4. Reimbursable Agreement No. DTFH70-09-E-00028 with Western Federal Lands Highway Division for Upper Squilchuck Road
5. Reimbursable Agreement No. DTFH70-09-E-00027 with Western Federal Lands Highway Division for Eagle Creek Road
6. Resolution for Parking Restriction on Dundas Street
7. Memorandum of Understanding for Horse Lake Road Trailhead (topic to be continued)
8. Filling GIS Position (topic to be continued)

10:25:51 AM ACTION ITEMS:

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

1. **Agreement**

- a) Agreement for Bicycle Race Permit between Chelan County and Econaut Investments, LLC for the Trioba 24-30 Hour Adventure Race
20090914A5-2
- b) Agreement and Temporary Access and Construction Easement between Chelan County and John M. and Karen A. Pembroke
20090914A5-3
- c) Reimbursable Agreement No. DTFH70-09-E-00028 between Chelan County and Western Federal Lands Highway Division for Upper Squilchuck Road, County Road Project No. 642 (CRP 642)
20090914A5-4
- d) Reimbursable Agreement No. DTFH70-09-E-00027 between Chelan County and Western Federal Lands Highway Division for Eagle Creek Road, County Road Project No. 612 (CRP 612)
20090914A5-5

2. **Resolution**

- a) Adoption of **Resolution No. 2009 - 98** for Parking Restrictions on Dundas Street

10:26:32 AM COMMUNITY DEVELOPMENT DEPARTMENT

Director, Bill Bailey

DISCUSSION ITEMS:

- 1. Discussion on 11.88.070(4) Primitive Roads Language Revisions
- 2. Discussion of Chelan County Code Updates from Workshops Held During Week of 9/7

**11:19 A.M. PUBLIC HEARING – Proposed Amendment to Boating Regulations
On the White River**

Commissioner Walter opens hearing regarding restriction of motor watercraft on the White River with the exception of electric motors.

Commissioner Goehner submits public comment in favor of the proposed resolution from Martha Steinborn, resident of Lake Wenatchee and Rollie Schmitten.

20090914C8-2

Mickie Flemming feels banning motors on the White River is a good idea.

Commissioner Goehner shares this resolution was before the Board on the request of homeowners at Lake Wenatchee and, specifically Rollie Schmitten and George Wilson. It is also consistent with previous regulations imposed on other bodies of water which are noted.

11:25:09 AM ACTION:

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board approve the following resolution that would restrict motorized crafts on the White River:

1. Resolution

- a) Adoption of **Resolution no. 2009-99** Amending Chelan County Code Section 7.20.190 (adding) the White River for Restrictions of motorized craft (excluding electric trolling motors and law enforcement and/or rescue purposes)

11:25:59 A.M. CODE AMENDMENT WORKSHOP CONTINUES

12:05:03 PM RECESS

12:26:07 PM CODE AMENDMENT WORKSHOP CONTINUES

1:11:57 PM RECESS

Moved by Commissioner Goehner, seconded by Commissioner England and carried that the Board will adjourn. **Board Adjourned.**

FILED CORRESPONDENCE:

- Court Security Checkpoint Statistics for August 20090914C8-3

Weekly Vouchers Approved for Payment (2009Budget) 20090914B4-1

Current Expense		\$ 94,921.96
Other Funds		<u>967,534.37</u>
	Total All Funds	\$ 1,062,456.33

BOARD OF CHELAN COUNTY COMMISSIONERS

RON WALTER, CHAIRMAN

JANET K. MERZ, Clerk of the Board