

CHELAN COUNTY BOARD OF COMMISSIONERS
NOVEMBER 7, 8, 2005 MINUTES

9:08 A.M. Meeting called to order by Chairman Walter. Also present for session were Commissioner Hawkins, Commissioner Goehner, County Administrator Cathy Mulhall and Clerk of the Board.

9:08 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Goehner, and carried that the Board approve the October 31, November 1, 2005 minutes as corrected.

9:14 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Goehner, and carried that the Board approve the Consent Agenda as follows:

- Vouchers as submitted
- Payroll changes as follows:
 - a) Caleb Durkee, Ohme Gardens, End of Season Lay Off
 - b) Philip Cibicki, Ohme Gardens, End of Season Lay Off
 - c) Justin Heitzman, Juvenile, Length of Service Increase
 - d) Mandie Puuohau, Juvenile, New Hire
 - e) Terry Lloyd, Public Works, Promotion
 - f) Mark Cunning, Public Works, Length of Service Increase
 - g) Larry Schroyer, Public Works, Length of Service Increase
- Claims for Damage, Refer to Prosecuting Attorney
 - a) Claim #2005-30 filed by Verizon, Alleged Damaged Property 2005C9-33
 - b) Claim #2005-31 filed by Robert Stewart, Alleged False Imprisonment 2005C9-34
- Approval of October Payroll 2005B4-177

9:20 A.M. BOARD DISCUSSION:

- Power Planning Council Meeting
- Mental Health / RSN Liability Issues Imposed by State
- Eastern District COG Meeting
- Legislative Steering Committee Co-Chair Takes New Position at WSAC – New co-chair needed
- Request for All Vote By Mail Balloting
- Chelan Falls Community Visioning Meeting
- Recent Legislative Issues Discussions Between Commissioner Hawkins and Senator Linda Evans Parlette
 - North Wenatchee Transportation Issues
 - Farm Labor Housing Needs
 - 2006 Comp Plan Grant, Cost to County is Approximately \$300,000
 - Wenatchee Waterfront Planning – Bonding/Taxing Issues
 - Funding for Corp of Engineers Work at Stehekin
 - Dangerous Intersection on Chelan Highway Near Golf Course
 - Formation of Fire District in Stehekin

- PUD FERC Re-licensing Request at Standstill with Respect to Request of 3% Items
- Risk Pool Meeting – Risk Management Needed for Chelan County

ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

10:00 A.M. DISCUSSION ITEMS:

1. County Code Section 7.40 to Restrict/Prohibit Dangerous Animals. Prosecutor Gary Riesen, Humane Society Director Pam Baker, Steve and Donna Cockrum and Thomas and Kathy Storrs present for discussion. Prosecutor Gary Riesen will draw up proposed resolution to mirror WACS with permitting fees included for inspections by Humane Society
2. Farmworker Housing Camp Director Donn Etherington Discusses Partnering with State for Long Term Shower and Facility Trailer Replacement
3. Project Manager Robert Knowles Meets with Board regarding Auditorium Remodel. Request to add Contract and Notice to Proceed documents between Chelan County and Blodgett Construction to Administrative Agenda Action Items

10:59 A.M. ACTION ITEMS:

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

1. Hearing Notice

- a) **(Pulled)** Notice of Public Hearing Amending County Code Section 7.40 to Restrict/Prohibit Dangerous Animals

2. Contracts for Signature

- a) Data Access Use Agreement between Superior Court Clerk and Mike Arch
2005A5-256
- b) **(Added)** Contract between Chelan County and Blodgett Construction for Auditorium Remodel Project
2005A5-257
- c) **(Added)** Notice to Proceed Issued to Blodgett Construction for Auditorium Remodel
2005A5-258

3. Budget Transfer

- a) Emergency Management to Transfer \$26,000 from Salaries and Miscellaneous to Overtime and Extra Help
2005B4-178
- b) REET 2 to Transfer \$5,000 from Projects to Payroll
2005B4-178
- c) Wenatchee River County Park to Transfer \$1,500 from Supplies to Benefits
2005B4-178

11:03 A.M. Recess

11:00 A.M. NATURAL RESOURCES PROGRAM

Mike Kaputa, Natural Resources Project Coordinator

DISCUSSION ITEMS:

1. Department Head Evaluations
2. Wenatchee Conservation and Recreation Planning Project
3. Transfer of Development Rights Project Update
4. Peshastin Fish Ladder Open House Scheduled for November 30 at 9:00 a.m.
5. Title III Project Public Hearing Notice
6. Departmental Issues

11:40 A.M. ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner Hawkins, and carried that the Board approve the following action item:

1. Hearing Notice

- a) Title III Project Public Hearing Notice Set for December 27 at 10:30 a.m.

2005H6-30

11:41 A.M. Recess

NOON

CHELAN COUNTY SHERIFF

Sheriff Mike Harum, Under Sheriff Greg Meinzer,

Chief Criminal Deputy Clyde Foreman, Chief Civil Deputy Mark Horaski

1:30 P.M. DISCUSSION ITEMS:

1. Sheriff Indirect Costs Contributions to Other Departments Sharing Assistance
2. Request for Additional Deputy – Board in budget discussions and revenue not likely favorable for additional expenditure
3. Drug Task Force Update

1:57 P.M. Moved by Commissioner Goehner, seconded by Commissioner Hawkins and carried that the Board move into ten minute executive session pursuant to RCW 42.30.110(g) regarding personnel.

2:08 P.M. Board extends executive session for an additional five minutes.

2:10 P.M. Board resumes regular session. Recess

2:18 P.M. COMMISSIONERS' BUDGET WORKHOP.

Treasurer Dave Griffiths also present.

3:40 P.M. Commissioner Walter excused from session to attend RSN meeting.

3:59 P.M. Recess until Tuesday, November 8.

Tuesday, November 8

8:00 A.M. Department Head Meeting (Public Works Conference Room)

DISCUSSION ITEMS:

- Peshastin Fish Ladder Project
- Courthouse and Campus Master Plan/Office Space Allocations
- 2006 Budget
- Year to Date Revenue and Expense Performance vs. Budget

9:09 A.M. Greg Prothman, Merlin MacReynold of The Prothman Company, Interim Planning Director Mike Cecka

DISCUSSION ITEMS:

1. Prothman Scope of Work, Management Review, Salary Survey of Building/Planning Department

9:38 A.M. ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner Hawkins, and carried that the Board approve the following:

1. **Contracts/Agreements**

- a) Prothman Scope of Work Management Review of Building/Planning Department
2005A5-259

9:49 A.M. Recess

9:54 A.M. Board Discussion Continues:

- Sewer Hook Up at Chelan County Fairgrounds
- Risk Pool Audit of County Insurance Claims

10:03 A.M. Mike Cecka, Building/Planning/Fire Safety Director

DISCUSSION ITEMS:

1. Staff Input on Departmental Review
2. Chelan County Code Corrections – Realtor's have authorized payment by contract of \$1700 to correct inconsistency and errors in code
3. Planning Short Course on November 29 in Leavenworth
4. CDBG Public Hearing Review
5. Chelan Falls Visioning Meetings

PUBLIC WORKS DEPARTMENT

Public Works Director Greg Pezoldt

10:39 A.M DISCUSSION ITEMS:

1. Commissioners' Notice of Hearing – Proposed Six Year and Annual Construction Programs
2. 2005-2006 Winter Recreation Use Permit
3. Interlocal Agreement for Cooperative Participation in the Development of A Regional Stormwater Management Program
4. Establishment of CRP 618 – Knowles Road Improvement
5. Leavenworth Equipment Operator I position
6. Leavenworth Assistant Foreman Changes

7. Currently Polling White River Residents on Use of Snowmobiles on White River Roads
8. Sunnyslope Resident Noxious Weed Concerns – Terry Nowka present

11:00 A.M. PUBLIC HEARING – Lodging Tax Proposal

Hearing opened by Chairman Walter to consider a proposal by Lodging Tax Advisory Committee for additional 2% Lodging Tax in the unincorporated areas of Chelan County. See attendance sheet. Barry Wise speaks opposing the proposal. Speaking in favor of the proposed resolution are Treasurer Dave Griffiths, Dan Hodge, Craig Larsen, and Nancy Smith. Paula Helsel states that funds are best spent in an alliance rather than individually. Randal Dinwiddie requests monitoring of the collections and expenditures to insure equality of payment to recipients. Commissioner Hawkins reads correspondence from Cliff Courtney opposing tax. Kathy Dinwiddie voices opinion that Stehekin does not get a share of the local advertising and wishes to be excluded, but Commissioner Hawkins explained the Stehekin Visitor's Guide is totally funded by Chelan County Hotel Motel Tax funds.

11:43 A.M. Commissioner Walter closes testimony portion of the hearing.

11:45 A.M. Moved by Commissioner Hawkins, seconded by Commissioner Goehner and carried that the Board will continue the hearing for adoption of the resolution for a 2% lodge tax in the unincorporated areas of Chelan County to Monday, November 14 at 10:00 a.m. with no further public comment to be heard on matter.

11:46 A.M. Public Works Discussion Items Continue:

9. Old Entiat River Road Maintenance – It was **consensus** of Board and Public Works Department to place a portion of the old Entiat River Road (unnamed at this time) back on the road log and maintain the portion of the road which feeds access to eight homes currently.
10. Mission Creek Road Right of Way Obstruction

11:58 A.M. ACTION ITEMS:

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

1. **Notice of Hearing**
 - a) Commissioners' Notice of Hearing for the Proposed Six Year Construction Program for 2006-2011 and the 2006 Annual Construction Program
2005H6-31
2. **Agreements for Signature**
 - a) Winter Recreation Use Permit between Chelan County and the Washington State Parks and Recreation Commission for Plowing the Sno-parks at Antilon Lake, Clear Lake and Lilly Lake for 2005-06
2005A5-261
 - b) Interlocal Agreement for Cooperative Participation in the Development of A Regional Stormwater Management Program between Chelan County, Douglas County, the City of East Wenatchee, and the City of Wenatchee
2005A5-262
3. **Resolution**

- a) Adoption of **Resolution No. 2005 - 100** Establish County Road Project No. 618 (CRP 618) for Knowles Road Improvement

12:02 P.M. Commissioners Discussion Items Continue:

- Scheduling of Luncheon with Legislators

12:03 P.M. Recess

1:31 P.M. PUBLIC HEARING – Community Development Block Grant (CDBG) Project Application for Monitor Water System

Hearing opened by Chairman Walter. All commissioners present. Commissioner Walter states the hearing is to solicit comments in reference to future needs and housing needs in the Monitor area and to share general information regarding a CDBG Block Grant for the Monitor Water Improvement Project.

Larry Angell of the Chelan County Planning Department states the purpose of the hearing is to review community development and housing needs, inform citizens of the availability of funds and eligible uses of the state Community Development Block Grant (CDBG). The hearing is to receive comments on proposed needs, particularly from low and moderate income persons and persons residing in the Monitor area of Chelan County regarding drinking water and fire protection needs as well as consider a CDBG Grant application for the extension of the PUD water system from Sunnyslope to the Monitor area. Up to one million dollars in funds may be available to Chelan County on a statewide competitive basis to fund housing and public facilities or economic development or community facility projects that principally benefit low and moderate income households.

Chelan County is applying for a CDBG General Purpose Grant on behalf of the Monitor Community Council, Monitor area residents and the Chelan County Public Utility District as the grant sub-recipient. The project consists of the extension of the PUD water system from the Sunnyslope area to service the Monitor area of Chelan County including transmission and distribution lines, fire hydrants, service connections and water storage serving four Group A systems, five Group B systems, and approximately 200 single family residences, along with several commercial businesses and fruit warehouses. Over 53 percent of the households in the project area meet the criteria for low to moderate income. The extension of the PUD water system to the Monitor area is necessary to provide for public health, safety and general welfare of the residents in the area resulting from problems with contaminated wells and drinking water, wells that are producing little or no water, lack of water rights, inadequate ground water supplies; poor water quality and no water supplies for fire protection. Despite the presence of fruit warehouses and commercial businesses providing local job opportunities, there are currently no flows for commercial, industrial or residential fire protection. Total cost of the projects is estimated at 5.5 million dollars. One million dollars in CDBG grant funds is being applied for.

The Washington State Community Development block Grant Program provides funds on a competitive basis for local housing, public and community facilities, economic development, and planning projects that principally benefit low and moderate income households. This hearing has been duly noted in the newspaper of record and also publication in the El Mundo, the Spanish newspaper servicing this area. Interpreter Victor Maldonado also present if needed. The ADA requirements have been met for this hearing and no special needs were requested.

The program is funded by the US Department of Housing and Urban Development (HUD). The purpose of the State CDBG Program is to improve and maintain the economic and physical environment of eligible, non-entitlement cities and counties in order to enhance the quality of life for low and moderate income residents and, as a result, benefit the entire community.

It is anticipated that approximately \$15.6 million in federal funds will be awarded to Washington State. Mr. Angell read into the record the eligibility guidelines as outlined in the General Purpose Grant Application.

The public is invited to comment on the grant and future needs. Comment begins with Jeff Smith of the Chelan County PUD and representing the Monitor Community Task Force discussing the needs of the Monitor area in which the Monitor Community Council has been working for the last ten years to address the water system concerns and to bring it to fruition.

Resident Jim Bailey explains his water system was designed and built in the 1960's for 12 homes and there are now 38 users. He also states that there is no fire flow protection.

Lifelong resident Jan Collins speaks on the need for an adequate water system and the opportunity to continue with the present way of life.

Community Council Member Jerry Larson gives history of the Community Council's work and the need to continue the momentum to provide a safe and reliable water system to the community. Many current systems are taxed (beyond capacity), insurance is difficult, commerce needs this system to help the community work and live. He feels that they need to provide the basic need of water to the area.

PUD spokesman Jeff Smith again speaks of concerns for quality and quantity issues regarding shallow wells, failure of wells and contamination.

Leslie Turner representing the Chelan/Douglas Health District supports this system and details those points detailing the request by eleven well owners who wanted their wells tested for nitrates. Of those eleven, seven exceeded the maximum level which could be life threatening to babies under six months of age. There were those who did not request testing who may be concerned about disclosure. Out of five wells tested for choloform, two were positive, with unknown reasons for the contamination. Most methods for

sewage are on site septic systems where wells are of varying depths of 8 feet to 600 feet. She states an adequate potable water system is needed.

Bob Wildfang of the Monitor Fire Department as well as Fire District 6 Commissioner stresses the need for fire protection services. Monitor Fire has 2000 gallons of water within two trucks but with no water to the hydrants. The fire station itself uses water from the neighboring warehouse. Local businesses include a pallet factory, and fruit warehouse with pallet storage. The nearest working fire hydrant is two miles away. Water should be looked at for the needs of the future 25 years.

Jeff Smith explains that the local residents are not able to pay for the system themselves and have failed in the last two attempts. The average annual salary in the Monitor area is \$35,000, combined for a family of four.

Port District #2 Commissioner JC Baldwin says the District supports the project because there is very little land in Chelan County that can be made available for economic development. The future potential for economic development that the Monitor Community feels appropriate for the area will be dependent upon its infrastructure, particularly domestic water. A water system study will help the community determine the investments needed to realize whatever the preferred future vision of the community is. The Port District is happy to work with other agencies involved to see that Monitor's water issues are addressed with the hope that they will be resolved to the community's satisfaction.

Many agencies are supporting this project and participating in its development and the task force has representation from the Monitor Community Council, Chelan County, Chelan County Health District, and the State Board of Health. Businesses such as McDougall and Sons, the Department of Health, PUD Association and citizens have signed a petition supporting the project as well as support by local Legislators Senator Linda Evans-Parlette, and Representatives Cary Condotta and Mike Armstrong.

PUD Engineer Ron Slaubaugh describes the area to be serviced and states that the fire flow will be at 2000 gallons per minute.

Jeff Smith states that the Monitor water system needs are clearly documented. The area has irrigation rights but not domestic water. Some property owners have drilled two and three times to get water. Various medical problems due to water issues have arisen such as kidney stones, and the need to use bottled water, and health risks to an area daycare. Shallow wells are fed by the Wenatchee River which is home to three endangered species of fish.

Planner Larry Angell informs the Board that they have the project application before them and various documents for signature including the grant summary, the resolution for adoption, the grievance procedure, and the disclosure report to be submitted by November 17.

2:03 P.M. ACTION ITEM:

Moved by Commissioner Goehner, seconded by Commissioner Hawkins and carried that the Board approve the following:

1. **Resolution.**

- a) Adoption of **Resolution No. 2005 - 101** Authorizing Application to the Department of Community Trade and Economic Development for Funding of the PUD Monitor Water System Extension.

2. **Miscellaneous**

- a) CDBG Grant Application Project Summary Form 2005A5-262
- b) CDBG Grievance Form 2005A5-262
- c) Applicant Disclosure Update Report 2005A5-262

2:10 P.M. Hearing Closed. Recess

2:28 P.M. Natural Resources Workshop with Mike Kaputa and Mary Jo Sanborn
(3:29 P.M. Commissioner Hawkins excused to meeting with Sheriff Harum and US Forest Service)

3:39 P.M. Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried that the Board adjourn until Monday, November 14. Board adjourned.

Vouchers Approved for Payment

2005B4-179

Current Expense	\$ 52,444.06
All Other Funds	<u>373,268.55</u>
Total All Funds	\$425,712.61

BOARD OF CHELAN COUNTY COMMISSIONERS
RON WALTER, CHAIRMAN

JANET K. MERZ, Clerk of the Board