

**CHELAN COUNTY COMMISSIONERS
MINUTES OF DECEMBER 10, 11, 2007**

MONDAY, DECEMBER 10, 2007

9:06:52 AM OPENING:

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

9:07:22 AM APPROVAL OF MINUTES:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board approve the December 3, 2007 minutes as corrected.

9:13:27 AM CONSENT AGENDA:

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

- Vouchers as submitted and listed
- Payroll changes:
 - a) Selah West, DIS, Promotion
 - b) Carey Russell, Public Works, Lay Off
 - c) Mark Brent, Public Works, Temp Help
 - d) Jenifer Ramm, District Court, New Hire
 - e) Lucinda Beckwith, District Court, New Hire
 - f) Terisa Worley, Juvenile, Length of Service Increase
 - g) Vicki Hensley, Juvenile, Length of Service Increase
 - h) Thomas Bolyard, Public Works, Length of Service Increase
 - i) Terry Lloyd, Public Works, Length of Service Increase

9:15:11 AM BOARD DISCUSSION:

- Building Pet Policy. It is **consensus** of the Board to approve the recommendation by Commissioner Goehner for adoption of the pet policy in the employee handbook and by resolution. 2007C8-228
- Agreement for Enforcement of Parking in County Owned Properties

9:23:23 AM (ADDED) ACTION ITEM:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried that the Board sign the **(added)** Interlocal Agreement between the City of Wenatchee, and the Supplemental Agreement as submitted:

1. Contract/Agreement

- a) Interlocal Agreement Between the City of Wenatchee and the County of Chelan for Parking Enforcement 2007A5-270

- b) Supplemental to the Interlocal Agreement between the City of Wenatchee and the County of Chelan for Parking Enforcement within Chelan County Owned Parking Lots Located within the Corporate Boundaries of the City of Wenatchee.

2007A5-270

9:24:34 AM BOARD DISCUSSION CONTINUES:

- NACo 2008 Acts of Caring Promoting Volunteer Programs, Possible Items for Submission by County are Solid Waste Clean-Up Day, Homelessness Funds Distribution. Application forwarded to Solid Waste Department
- Commissioner's Community Board Meetings
- Transportation Planning Consultant Meeting – Transpo Group was chosen as the consultant with contracts forthcoming
- Proposal by the Manson Park and Recreation District to Change Method of Organization to Urban Metro Park District
- Manson Television District – Possible Grant to Switch from Analog to Digital Reception Negating Need to Dissolve District
- Calendar Issue for Executive Session
- Community Indicators Meeting

10:02:57 AM ADMINISTRATIVE AGENDA

County Administrator, Cathy Mulhall

DISCUSSION ITEMS:

1. Attorney Stan Bastian, Executive Session Regarding Personnel

10:02:57 AM EXECUTIVE SESSION:

Moved by Commissioner Walter and seconded by Commissioner Goehner, and carried that the Board move into 30 minute executive session pursuant to RCW 42.30.110(g) regarding the performance of a public employee as well as meeting under RCW 42.30.110(i) relating to litigation with Counsel Stan Bastian present.

10:35:49 AM EXECUTIVE SESSION EXTENSION:

Board extends Executive Session for an additional ten minutes pursuant to RCW 42.30.140(4) regarding Collective Bargaining Negotiations

10:45:22 AM REGULAR SESSION.

Board resumes regular session.

10:45:36 AM ADMINISTRATIVE AGENDA CONTINUES:

1. 2008 Budget
 - Additional Budget Request for Copier Funds for the Superior Court Clerk in the amount of \$4500. It is **consensus** of Board to approve the additional 2008 budget request.

- Request for Increase in Funding for Master Gardener Program Changes. It is **consensus** of Board to approve the request to change line item designation. It is also the **consensus** of the Board to deny the request to increase the funding under the Master Gardener Program in the 2008 budget.
 - VEBA Payout for 2008 Budget. It is **consensus** to approve the additional payout.
2. Administrative Update
- Financial Policies and Personnel Policy Not Noted on Agenda, to be Submitted on December 17, 2007

10:57:08 AM ACTION ITEMS:

Moved by Commissioner Walter, seconded by Commissioner Goehner and carried unanimously that the Board approve the following action items noting changes to the SBA addition of Farm Worker Housing Funds:

1. Budget Transfer

- a) District Court to Transfer \$2,250 from Salaries to Overtime and Cell Phone Stipend
2007B4-165
- b) Noxious Weed to Transfer \$1,307.48 from Supplies to Salaries 2007B4-165
- c) Assessor to Transfer \$316.32 from Retirement to Overtime 2007B4-165
- d) Farm Worker Housing to Transfer \$26.50 from Medical to Overtime
2007B4-165

2. Hearing Notice

- a) Supplemental Budget Appropriation -December 2007H6-39
 - \$22,000 – Non-Dept
 - \$15,000 – ORV Fund
 - \$63,500 – Drug Task Force Fund
 - \$23,000 - Farm Worker Housing

3. Contracts for Signature

- a) Copier Lease for District Court Probation 2007A5-271

4. Resolution

- a) Adoption of **Resolution No. 2007 - 160** Annual Appointment of Department Heads

5. Miscellaneous

- a) District Court Request to Refill Vacant Position 2007B4-166

11:04:41 AM NATURAL RESOURCES DEPARTMENT

Mike Kaputa, Natural Resources Director

DISCUSSION ITEMS:

1. Letter Agreement with Chelan County PUD for Bird Feeder Placement Near Poison Creek, Lake Chelan
2. Consulting Services Agreement with Jones & Stokes for Project Development Services for CMZ Site 11 Habitat Restoration Project
3. Grant Agreement G0800231 with WA Department of Ecology for Shoreline Master Program Update

4. Stehekin Meeting Update
5. Natural Resource Meeting Updates
6. Commissioners' Meeting with WDFW

11:34:30 AM ACTION ITEMS:

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

1. Contracts/Agreements

- a) Letter Agreement with Chelan County PUD for Bird Feeder Placement Near Poison Creek, Lake Chelan 2007A5-272
- b) Consulting Services Agreement with Jones & Stokes for Project Development Services for CMZ Site 11 Habitat Restoration Project 2007A5-273
- c) Grant Agreement G0800231 with WA Department of Ecology for Shoreline Master Program Update 2007A5-274

11:36:18 AM CHELAN COUNTY SHERIFF'S DEPARTMENT

Sheriff Mike Harum, Under Sheriff Greg Meinzer, Chief Civil Deputy Ron Hupp

DEPARTMENTAL ISSUES:

- Update on Governor's Crackdown on Sex Offender Registration
- Re-Entrance Program Update

12:11:21 PM RECESS

1:32:00 PM PUBLIC MEETING - JOINT CHELAN COUNTY/CHELAN COUNTY PUD BI-COMMISSION MEETING 2007C8-229

INTRODUCTIONS: Commissioner Hawkins, Representative Mike Armstrong, Community Development Director John Guenther, Rich Riazzi of the PUD, Senator Linda Evans-Parlette, Aide to Representative Cary Condotta Kurt Hammond, PUD Commissioner Norm Gutzwiler, PUD Commissioner Werner Jansen, Chelan County Commissioner Ron Walter, PUD Intergovernmental Administrator Jeff Smith, Port District Administrator Mark Urdahl, Port Commissioner JC Baldwin, PUD Commissioner Randy Smith, PUD Commissioner Dennis Bolz, Chelan County Commissioner Keith Goehner, Chelan County PUD Personnel Melisa McPherren, Jack Winter, Gregg Carrington, Suzanne Grassell, Carol Wardell, Wayne Wright, and Steve Lachowicz, Ryan Bentley and Yvette Davis of the Wenatchee Business Journal, Donna Lee Moore, and Ron Johnston Rodriguez of the Port District.

Chairman Hawkins thanks the Chelan County PUD on acceptance and signature of the long term power agreement for the Wenatchee Alcoa Plant. Chelan County Commissioner Ron Walter submitted a letter on behalf of the Chelan County Commissioners to the PUD

requesting approval of long term agreement for the Alcoa Plant. Jim Baxter of Alcoa thanks the County Commissioners for their support and also thanks PUD Commissioner Werner Jansen for his opposition.

Legislative Issues, Status of the Sub Area Plans, Meeting Schedule, Franchise Agreement and Work Project Update, Monitor Water Supply Project and Future Direction are discussed. Next meeting will be held on January 15, 2007 in the Chelan County Commission Chambers.

2:46:37 PM RECESS

3:00 P.M. EXECUTIVE SESSION:

Commissioners move into executive session for employee annual review evaluation pursuant to RCW 42.30.110(g) regarding the performance of a public employee.

3:30 P.M. REGULAR SESSION:

Board resumes regular session. **Moved** by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board approve the recess until Tuesday, December 11, 2007. Board recessed.

TUESDAY, DECEMBER 11

8:00 A.M. DEPARTMENT HEAD MEETING

Meeting Room #1 Administration Building

- 2007 Budget and Fund Balance Recap
- Salary Study Update
- 2008 Budget
- Personnel Handbook and Financial Policies
- Larry Ronhovde of Eagle Information Systems With a Presentation on Document Managing Systems

9:08:52 AM OPENING:

Commissioner Hawkins opens session with all Commissioners present.

9:09:01 AM FACILITIES MAINTENANCE

Pat DuLac, Director

DEPARTMENTAL ISSUES:

- Replacement Costs of Air Handler at Approximately \$58,000.
- Jail Mechanical Needs in 2008
- Jail Maintenance Issues
- Auditor Remodel Update
- Cost Allocation Justification for Jail Partnership

9:28:41 AM BOARD DISCUSSION:

- Ray Faini of WSU Extension regarding Budget Request. It is **consensus** of Board to look at Extension budget in June 2008 and take steps to correct the payroll and amend budget or create a budget transfer for funding obligation as previously discussed December 10, at 10:45 a.m.

9:39:23 AM PUBLIC WORKS DEPARTMENT

Public Works Director Greg Pezoldt

DISCUSSION ITEMS:

1. Agreement for the Maintenance and Operation of US 2 Big Y County Road Undercrossing GM-1483
2. Local Agency Agreement for Manson Boulevard, Phase II
3. Local Agency Federal Aid Project Prospectus for Manson Boulevard, Phase II
4. Resolution for Request for Proposals for On Call Services for 2008-2010
5. Resolution and Commissioners' Notice of Hearing for the Vacation of Bridge Street
6. Petition for Vacation of County Road Submitted by Tuttle Property Management Co., LLC
7. Intent to Vacate a Portion of an Alley in High Line Division No. 2 Right of Way Petition by John Sandstrom and Joseph Young
8. Letter to the County Treasurer for Costs Incurred on the Road Vacation Petition by John Sandstrom and Joseph Young
9. Washington Forest Highway Program Enhancement Project Proposal for Chiwawa Loop Road
10. Washington Forest Highway Program Enhancement Project Proposal for Eagle Creek Road
11. Washington Forest Highway Program Enhancement Project Proposal for Upper Joe Creek Road
12. Transportation Plan Consultant Selection
13. Payroll Change Notice Request to Hire
14. Eagle Creek Project
15. Monitor Water Project Concern regarding Winter Construction
16. 2008 Budget for Hulk Deputy
17. Mission Ridge Construction Project

10:12:58 AM ACTION ITEMS:

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried that the Board approve the following action items (**pulling**) item **1(a)**, and (**pulling**) item **2(a)**, and (**adding**) item **2(b)** and (**adding**) item **5(a)** payroll change notice:

1. **Agreement for Signature**

- a) **(Pulled)** Agreement for the Maintenance and Operation of US 2 Big Y County Road Undercrossing GM-1483 between Chelan County and the Washington State Department of Transportation
 - b) Local Agency Agreement between Chelan County and Washington State Department of Transportation for Manson Boulevard, Phase II, County Road Project No. 572, (CRP 572) 2007A5-275
 - c) Local Agency Federal Aid Project Prospectus between Chelan County and Washington State Department of Transportation for Manson Boulevard, Phase II, County Road Project No. 572 (CRP 572) 2007A5-275
2. **Resolutions**
- a) **(Pull)** Request for Proposals for On Call Services for 2008-2010
 - b) **(Added)** Adoption of **Resolution No. 2007 - 161** for the Enforcement by the City of Wenatchee for Public Parking in Chelan County Parking Areas
3. **Road Vacations**
- a) Adoption of **Resolution No. 2007 - 162** and Commissioners' Notice of Hearing for the Road Vacation of a Portion of County Road Right of Way for Bridge Street in Correlation with Chelan County Public Works Chiwawa Loop Road Improvement Project, County Road Project No. 559 (CRP 559) 2007H6-40
 - b) Petition for Vacation of County Road Submitted by Tuttle Property Management Co., LLC to Vacate a Portion of County Road Right of Way Known as a Portion of South Lakeshore Road Received and Forwarded to the Public Works Department for Action 2007V1-25
 - c) Intent to Vacate a Portion of County Road Right of Way Known as an Alley between Tracts 45 and 49 High Line Division No. 2 Petition for by John Sandstrom and Joseph Young 2007V1-26
 - d) Letter to the County Treasurer for Collection of Costs Incurred on the Road Vacation for an Alley between Tracts 45 and 49 High Line Division No. 2 Petition by John Sandstrom and Joseph Young 2007V1-26
4. **Grants for Signature**
- a) Washington Forest Highway Program Enhancement Project Proposal between Chelan County and U.S. Department of Transportation Federal Highway Administration for Chiwawa Loop Road 2007A2-5
 - b) Washington Forest Highway Program Enhancement Project Proposal between Chelan County and U.S. Department of Transportation Federal Highway Administration for Eagle Creek Road 2007A2-5
 - c) Washington Forest Highway Program Enhancement Project Proposal between Chelan County and U.S. Department of Transportation Federal Highway Administration for Upper Joe Creek Road 2007A2-5
5. **Miscellaneous**
- a) Michael Beem, Public Works, Temporary Help

10:15 A.M. COMMUNITY DEVELOPMENT
John Guenther, Director

DISCUSSION ITEMS

1. Continuance of Public Hearing for Jurisdictional Reference to Building Sewer Hook Up Inspections– Adoption of Resolution
2. Adoption of Resolutions for Food and Beverage; and Mineral Resource Lands Text Amendments

10:18:27 AM ACTION ITEMS:

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

1. Resolutions

- a) Adoption of **Resolution No. 2007 - 163** Revisions to Title III Building Regulations of the Chelan County Code Adoption of Part II Building Sewers. Sections 713 to 723 Tables 7-7 and 7-8
- b) Adoption of **Resolution No. 2007 - 164** Amendments to the Food and Beverage Section of the County Code
- c) Adoption of **Resolution No. 2007 – 165** Amendments to the Mineral Resource Land Section of the County Code

DISCUSSION CONTINUES:

2007C8-230

3. Leavenworth City Council and Board Discussion. Present are Council Members and Staff, Cathy Miller, Michael Molohon, Tibor Lak, Peter DeVries, Rob Eaton (Mayor Elect), Chris Rader, Connie Krueger, Lucky Moore, and Mayor Mel Wiles. A draft Memorandum of Understanding is reviewed in which the City and County will endeavor to share resources while identifying and developing urban and rural planning initiatives. The jurisdictions met to discuss the scope of work, deliverables, staff and financial resources, community outreach, and current and comprehensive planning impacts.
(Recording lost due to technical difficulties)

11:26:46 AM Recess

11:33:12 AM PUBLIC HEARING – Approval of Criminal Justice Tax

Commissioner Hawkins opens the public hearing. Present are Chelan County Prosecutor Gary Riesen, City of Wenatchee Mayor Dennis Johnson, City Administrator Allison Williams, Wenatchee City Councilman Frank Kuntz, Chelan County Financial Services Director Brad Posenjak, County Administrator Cathy Mulhall and Chelan County Treasurer Dave Griffiths.

Treasurer Dave Griffiths presents the document to the Board for review. The total bond funds are \$3,469,151.48 and a refund amount on the bonds is \$2,369,170.87 leaving a balance of \$1,099,980.61 in current funds for the amount the entities would have shared. The defeasement of bonds needs to be done to formalize the agreement to put that money into escrow. The cities will be notified of the change. It is not yet clear if there is a need by

the cities to adopt by resolution or ordinance to continue the sales tax rate.

2007C8-231

11:46:05 AM HEARING CLOSED

Commissioner Hawkins closes hearing for public comment: **Moved** by Commissioner Walter seconded by Commissioner Goehner and carried that the Board approve the following:

Resolution

- a) Adoption of **Resolution No. 2007 - 166** Providing for the Defeasance of certain outstanding limited tax general bonds of the county; and authorizing the appointment of an escrow agent, the execution of a defeasance agreement and the acquisition of certain securities to accomplish such defeasance. Outstanding
- b) Adoption of **Resolution No. 2007 - 167** Continuation of One Tenth of One Percent Sales Tax for Criminal Justice Expenses

11:47:41 AM PUBLIC HEARING – Approval of 2008 Chelan County Budget

Commissioner Hawkins opens hearing. No one from the public is present for comment. **Moved** by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board approve the following action items:

1. Resolution

- a) Adoption of **Resolution No. 2007 – 168** Chelan County 2008 Budget (including the 1% increase in property tax and new construction)

11:51:49 AM BOARD DISCUSSION:

- Jail Partnership Issues

11:56:47 AM RECESS

NOON

1:37:01 PM WENATCHEE VALLEY REGIONAL EVENTS CENTER UPDATE

Eric Granstrom and Robert Knowles Present for a Project Update and Economic Impact of Sporting Events

1:58:25 PM BOARD DISCUSSION

- Brad Kronschnabel of Nobel Truss Present to Discuss Permitting and Building Issues

2:18:07 PM RECESS

2:44:29 PM BOARD DISCUSSION:

- Result of Nobel Truss Discussion on Building/Permitting Issue – Building may be constructed in three sections separated by two fire walls without sprinklers.

2:46:28 PM LODGING TAX COMMITTEE MEETING WITH COMMISSIONERS

Treasurer Dave Griffiths presenting the Chelan County Lodging and Tax Advisory Committee proposal in response to the Chelan County Board of Commissioners' Proposal. Members present are Nancy Smith, Jerri Barkley, Hank Manriquez, Mike Steele and Paula Helsel. Also present are Jackie Tupling, Bob Christopher, Marsha and Roger Clute, Karl Ruether, Allison Williams, Bill Lynn. 2007C8-232

Commissioner Walter has concerns about the representation of the broad interest and changing the allocation without that representation.

Allison Williams of the City of Wenatchee, speaks on consideration of the original proposal by the Chelan County Board of Commissioners. The City of Wenatchee's plans for the Events Center and the Convention Center will be affected if the proposal presented by the Lodging Tax Advisory Committee is approved.

Mike Steele of Chelan Chamber of Commerce states that the generation of these funds is from the unincorporated areas of the County and is not intended to be distributed to the cities.

Commissioner Hawkins reminds the committee that the funds would be increased to the cities of Leavenworth and Chelan.

Nancy Smith shares that the Chambers want to continue the working relationships in the county. She adds the money is collected in the unincorporated areas and is not collected in Wenatchee. If the funding is increased to the Leavenworth Chamber and the Chelan Chamber, the group would be able to support the Cascade Loop with that additional funding.

Hank Manriquez shares that the growth in the area has been tremendous and the funds should come from another source for the convention center because they do not contribute to the fund.

Roger Clute of the Visitor and Convention Bureau states that the City of Wenatchee does have an effect on the tourism in the County areas. There is strong evidence that visitors to the Convention Center circulate throughout the county while visiting the City of Wenatchee.

Bob Christopher of the Lake Chelan Chamber of Commerce. The Center does not help the outlying areas as he sees it but rather the outlying cities help and support the City of Wenatchee.

Commissioner Keith Goehner feels that the funds should be reinvested in those areas that collect the funds. There is benefit for the County to be strong as an area and support the

Convention Center. He suggests a shorter agreement time to readdress the funds and to authorize the funds for the City of Wenatchee from the Commissioners' discretionary funds.

Commissioner Walter speaks to referrals to Leavenworth and Chelan and those groups are discounting the value of return visits to the area after an initial visit to Wenatchee or the Convention Center.

Commissioner Hawkins addresses the budget and the time frame for those entities that have already prepared their budgets. It is important to consider the impact on budgets that have been prepared and have placed this revenue source in their budget. He suggests that this Board and Committee adopt the Commissioners' proposal for one year and readdress the issue when all the parties of distribution are present.

Karl Ruether asks the Board to restate the proposed allocation by the County Commissioners which is re-stated as requested.

Mike Steele again speaks to the payment into the fund and the appropriateness of the City of Wenatchee receiving these funds.

Paula Helsel questions why the County would shorten the contract length for the City of Leavenworth and the City of Chelan and extend the funds to the City of Wenatchee for 10 years. Commissioner Hawkins responds that the County told the City of Wenatchee we will back them on the bondable revenue stream for ten years.

Karl Ruether questions what other funds might be available to the County. The response is that no funding would assure a bondable revenue stream.

Commissioner Walter shares his concern that the Committee is separating the area and that the benefit of the County as a whole is not being considered for mutual benefit.

Commissioner Goehner addresses a new scenario of increasing the percentages to the Chambers of Leavenworth and Chelan and assuring the funding from the discretionary funds for the City of Wenatchee for a ten year period and readdresses the issue in 2008 to insure funding is appropriate.

Moved by Commissioner Walter to extend the current contract for one year through 2008 and revisit the issue in the coming year, motion seconded by Commissioner Goehner. Commissioner Goehner and Commissioner Walter vote in the affirmative and Commissioner Hawkins votes in the negative. Motion passes with a 2-1 vote to adopt the following:

1. **Resolution**

a) Adoption of **Resolution No. 2007 – 169** for Distribution of Hotel/Motel Tax Funds Outlined Below

30% of Collected Revenue to the Lake Chelan Chamber of Commerce

30% of Collected Revenue to the Leavenworth Chamber of Commerce

20% of Collected Revenue to the City of Wenatchee
10% of Collected Revenue to the Cascade Loop Association
10% of Collected Revenue to the Discretion of the Board of Chelan County
Commissioners

Moved by Commissioner Goehner, seconded by Commissioner Walter, and carried unanimously that the Board recess until Wednesday, Dec 12 at 10:30 a.m. **Recess.**

WEDNESDAY, DECEMBER 12

10:38 A.M. EXECUTIVE SESSION – Jail Director Application Review

Commissioner Hawkins opens session with Commissioner Walter and the County Administrator Cathy Mulhall present. Commissioner Goehner will join session as soon as possible. Steve Nolen and Lynn Stokesbary of the Prothman Company are present with candidate information for the Chelan County Regional Justice Center Director Position.

10:40 A.M. Moved by Commissioner Walter, seconded by Commissioner Hawkins and carried that the Board move into 90 minute executive session pursuant to RCW 42.30.110(g) to evaluate the qualifications of an applicant for public employment.

(10:43 A.M. Commissioner Goehner arrives.)

(12:00 P.M. Commissioner Walter excused from session.)

12:10 P.M. REGULAR SESSION:

Board resumes regular session.

- Meeting with Prothman Company to Review Jail Operational Recommendations

12:18 P.M. ADJOURNMENT:

Moved by Commissioner Goehner, seconded by Commissioner Hawkins, and carried that the Board adjourn until Monday, December 17, 2007. Board adjourned.

Vouchers Approved for Payment

2007B4-167

Current Expense	\$100,848.46
All Other Funds	<u>600,160.77</u>
Total All Funds	\$701,009.23

BOARD OF CHELAN COUNTY COMMISSIONERS
BUELL HAWKINS, CHAIRMAN

JANET K. MERZ, Clerk of the Board