

44 then suggested the courthouse entrances be reduced to one entrance with a metal
45 detector and guard as they do in Thurston County. He explained that some counties
46 hire a private security firm through a professional services contract for armed or
47 unarmed guards and the cost is much lower than someone on staff. Another reason an
48 entity might prefer contracting with a security firm is that the security firm carries the
49 insurance to cover liability risk rather than the county. Attorney Gecas will continue
50 researching the topic to find out how other counties handle courthouse security. He has
51 a sample agreement he will provide to the board for review.

52

53 Attorney Gecas discussed details of a pending public records request and relayed
54 concerns he had about the situation. The auditor requested an agreement with Zillow to
55 be able to charge for property images the county has. This would generate some
56 revenue back to the county for the images used.

57

58 Joe Poulin discussed several maintenance items he and staff are working on at the
59 fairgrounds such as mowing and populating the as-built. He discussed his observations
60 regarding the bathroom work that was discussed yesterday. He did not go over the
61 repair of the broken toilets with the contractor. Commissioner Hover replied that the
62 project manager should have ensured the county received proper training for winterizing
63 the bathroom. There are five broken toilets that will need replaced. Mr. Poulin estimated
64 each one would cost around \$300 each. Commissioners asked him to order those.

65

66 Commissioner Hover explained that the Call for Bids for the new well at the fairgrounds
67 will need to be published next week. Bids are to be received by May 30, 2018. The
68 commissioners went over the Call for Bids specifications and offered some additions
69 before the notice was published. They asked that specific measurements for the control
70 vault be expressed as well as the need to tie into the existing irrigation system and keep
71 domestic water lines isolated from the old domestic and irrigation lines.

72

73 Commissioner Hover explained the request that was discussed with the roller hockey
74 group. An hourly rate was requested to be incorporated into the fairgrounds fee
75 schedule so the board could consider renting the Arts & Craft building at the fairgrounds
76 less than a full day. The group was interested in using the space for two hours at a time
77 which would amount to around \$200 per month. The group also offered to help prepare
78 the space. The space would be for summertime use as it was assumed an actual ice
79 rink would be created for winter use by the group. Director Huston recommended a
80 threshold for the hourly rate be set for a minimum of 4 hours or something to leave little
81 room for abuse. He discussed the challenges that would present if a minimum rate and
82 time are not set and additionally it could generate a fair amount of scheduling problems.
83 Commissioner Hover replied that he had a conversation with Doug Adams regarding the

84 Berg Trust funds. He said he explained the ideas of the county for uses of the fund to
85 create more covered space which could then generate income for the grounds. Director
86 Huston will generate some hourly rates for commissioners' consideration.

87
88 Joe Poulin explained that Public Works asked if maintenance staff could mow around
89 the public works shops. It was suggested as an in-kind exchange of services for
90 equipment repairs, but Director Huston explained why it was problematic.

91
92 Dan Higbee explained the Town of Riverside lost their building inspector some time
93 ago. He said the town only has around 2-3 inspections per year, so it would not be a
94 burden for his office to help them out. He said he would send the Town a draft of the
95 agreement used for other towns in similar situations. Commissioner Hover replied he
96 doesn't want the towns to be dependent on the county for these things and would like to
97 relay this arrangement is temporary. The interlocal agreement may so inexpensive for
98 the town that it does not to hire an employee. Mr. Higbee said the city charges a fee that
99 is split between the county and the town, but the town retains the larger portion of the
100 fee. Commissioners agree there should be a term limit on the contract.

101
102 Emily Sisson, member of the public, arrived at 10:25 am to take notes.

103
104 **Update – Treasurer – Leah McCormack**
105 CANCELLED

106
107 **Public Hearing – Supplemental Appropriation – Fair Facilities**
108 Commissioner DeTro opened the hearing up for staff report.

109
110 Director Huston explained the reason for the supplemental was to bring the fairgrounds
111 budget under current expense. He explained the amount to be transferred from fund
112 127 would be slightly less than previously thought. He stated the board may wish to
113 amend the amounts in the resolution or leave as it is.

114
115 Commissioner DeTro opened up testimony to the public, seeing no public who wished
116 to testify, Commissioner DeTro closed public comment and opened up the hearing to
117 commissioners discussion.

118
119 **Motion Continued Public Hearing**

120 Commissioner Hover moved to continue the public hearing to 4:25 p.m. today for
121 continued consideration of the supplemental appropriation for Fair Facilities. Motion was
122 seconded, all were, in favor, motion carried.

123

124 **Update – Assessor Vehicle Purchase Discussion – Scott Furman-Dee Wood**

125 Assessor Scott Furman explained the process he used to secure three quotes for
126 purchase of a used vehicle for his department. The commissioners had previously
127 approved the vehicle purchase. Assessor Furman read from a copy of the county’s bid
128 policy, which the Clerk of the Board provided him before. He said because the vehicle
129 he intended to purchase was used the purchase price would not exceed \$25,000 which
130 is the county’s informal bid threshold.

131
132 Assessor Furman explained three dealerships were called for quotes, they were Sunrise
133 Chevrolet, Jess Ford, and Choice Auto. He said only one dealership provided him a
134 quote and that was from Jess Ford for a 2017 Dodge Journey for \$21,673.96 plus the
135 cost of the extended warranty.

136
137 Commissioners discussed whether the quote was responsive and reasonable and it
138 was.

139
140 **Motion Bid Award Assessor Vehicle Purchase Jess Ford**
141 Commissioner Hover moved to award the bid for the purchase of a 2017 Dodge
142 Journey to Jess Ford in the amount of \$21,673.96 plus the cost of the extended
143 warranty. Motion was seconded, all were in favor, motion carried.

144
145 **Update – Public Works – Josh Thomson & Ben Rough**
146 Kent Kovalenko

147
148 Ben Rough explained that Dan McCarthy coordinated a call with the Dept. of Ag for an
149 update on the Apple Maggot quarantine area. The Department of Ag will be on the
150 phone for that discussion.

151
152 Engineer Josh Thomson proved his agenda and discussed the items listed there.

153
154 *Maintenance and Road Conditions*

155 Engineer Josh Thomson updated the board on flooding issues. Salmon Creek, Beaver
156 Creek, and larger creeks are being watched.

157
158 He updated the board on the Elmway levee repairs. The vegetation was removed from
159 the dike and rocks and rip rap placed with the goal of completing the repairs by the
160 weekend.

161
162 The Engineer explained a guard rail repair bid award presented last week for signature
163 that was around \$60,000. He explained if the county owned a special tool for the guard

164 rail posts the county could make the repairs itself. When a post is broken off a special
165 tool is used to drill out the old post and makes room for the new post. Engineer
166 Thomson thought one should be budgeted for purchase in 2019 if the purchase is cost
167 effective as compared to bidding out the repair work.

168
169 The Similkameen trail washout was discussed. Repairs have not been approved yet.
170 BLM was apparently waiting for PUD to first approve the work, but approval has not
171 been received. The funding will need to be lined up before three quotes are obtained.

172
173 *SOS Scan Grant Award*
174 Engineer Thomson explained Public Works was awarded the grant so a contract will be
175 presented in the near future for that work.

176
177 Engineer Thomson explained a budget amendment would be needed. He presented the
178 Conconully Sewer Lift station repair project bid award and contract.

179
180 **Motion Bid Award Conconully Sewer Lift station repair project**
181 Commissioner Hover moved to award the bid for the Conconully Sewer Lift station
182 repair project to JA Wright Construction and authorized the Chairman to sign the
183 document. Motion was seconded, all were in favor, motion carried.

184
185 **Motion Contract Conconully Sewer Lift station repair project JA Wright**
186 Commissioner Hover moved to approve the contract with JA Wright Construction in the
187 amount of \$34,834.54 for the work on the Conconully Sewer lift station repairs and
188 authorized the chairman to sign. Motion was seconded, all were in favor, motion carried.

189
190 Engineer Thomson updated the board on the Edelweiss Sewer Force Main replacement
191 project and explained how costs are recouped.

192
193 *WATV Routes*
194 Engineer Thomson updated the board on the WATV signs and routes. Commissioner
195 Hover explained Forest Service can cross commission for land use enforcements on the
196 Forest Service property.

197
198 Engineer Thomson said the Colville Tribe did not wish to approve additional roads for
199 WATV use other than those already approved around the city of Okanogan such as a
200 portion of Rodeo Trail Drive and Cameron Lake Road. Engineer Thomson asked if the
201 commissioners wished for him to discuss this further with the tribe. Commissioner
202 DeTro thought that would be good, and asked that he also discuss speed limits.

203

204 Engineer Thomson asked if the commissioners had questions about anything on the
205 consent agenda this week. He explained the items to be approved. Engineer Thomson
206 was provided the original Certificate of Good Practice that was approved by CRAB at its
207 meeting on April 19, 2018.

208

209 *Dan McCarthy County Pest Control Agent*

210 *Amy Chloe Dept. of Agriculture*

211 Ben Rough explained this meeting was arranged to discuss what changes would be
212 expected to happen at the landfill. The county is applying for a special permit from the
213 Dept. of Ag in order to transport vegetative materials across the quarantine areas. In
214 order to move forward we need to decide whether or not to accept municipal wastes. As
215 a result the materials will have to be separated from other items being dumped. The
216 Contractor will also need to let their customers know of separation requirements. It will
217 be different for the community. Commissioner Hover asked if municipal waste is
218 garbage and municipal green waste is vegetation. Any dirt, grass clippings, wood chips,
219 and other vegetation will have to be separated from the garbage. Everyone within the
220 quarantine area will have to comply.

221

222 Mr. Kovalenko explained how the debris would be segregated at the landfill and what
223 the vision is. They would separate green waste from woody debris. Commissioner
224 Hover discussed the two pits sites over in the Methow area that would need
225 rehabilitation and suggested doing the material chipping on site then applying the
226 processed materials back on the pit site. Ben Rough explained he is receptive to ideas
227 for processing and treatment of the materials and thought processing it within the
228 quarantine areas.

229

230 Dan McCarthy did not have anything more to add. Ms. Cloe said her office is available
231 for assistance and DOA mailers would be used for outreach.

232

233 Ben Rough updated the board on open positions.

234

235 The resolution for temporary wages is on the consent agenda, and Mr. Rough explained
236 some conflicts with regard to the union contracts and temporary wages noted there.
237 There are no rates on the salary chart that wasn't already discussed with the board.

238

239 *DIVCO Annual Service Agreement*

240 The DIVCO annual service agreement is also noted on the consent agenda. That
241 contract increased a little. There was some concern about whether the Union was on
242 board with the CDL training program. The union has signed the MOU, but the original

243 has not been received yet. It will be presented to the board for signature once in hand.
244 He explained how the training would be provided and the costs recouped.

245

246 *Taber Land Purchase*

247 Dave Taber wants to purchase a portion of county property it is about .5 acre. A request
248 to the assessor on the value determination was made. A legal description will be done
249 too. Director Huston will administer the process to surplus of the property.
250 Commissioner Hover asked if the proper process would be applied. Director Huston
251 explained it is to the letter. This is not tax title property. It must be surplussed, a sealed
252 bid and/or auction established if the value is less than \$2,500. Mr. Rough explained that
253 Mr. Taber would like to build a road across the land if he purchases it.

254

255 Director Huston explained the meeting with the Colville Tribe regarding solid waste he
256 can be prepared to guide the discussion if the commissioner wish as he isn't sure what
257 level of preparation by staff was needed to be gathered for the meeting. Commissioner
258 Branch suggested a letter be sent to reply to the issues brought forth by Chairman
259 Marchand that would help set the tone for the discussion to avoid surprises.
260 Commissioners want to hear the Tribes point of view. Commissioner Branch replied
261 there are a couple things going to be represented and thought getting ahead of the
262 situation is preferred. Mr. Rough explained the pros and cons of gathering a nine
263 member board for a quorum. The existing number needed for a quorum is five. Lately
264 attendance levels have been up and the SWAC is happy with the composition.

265

266 Mr. Rough discussed the tipping fee data to the tribe with the caveat that if they
267 organize their SWAC then that might affect the data. Commissioner Branch explained
268 what he would like to relay to the tribe on the subject. What percentage of tonnage do
269 they inspire? Ben Rough replied it is around 7% or around 2500 tons per year just shy
270 of \$20,000. Commissioner Branch asked if the Tribe is taken care of more or less than
271 other customers. Mr. Rough replied with some differences for example the Tribe
272 provides recycling services where as other customers may not. Mr. Kovalenko
273 explained only some is generated by the central area of the reservation and how Ferry
274 County may be taking some to their landfill. Commissioner Branch offered to send a
275 draft letter for review.

276

277 **Board of Health Meeting – 1234 S. 2nd Ave., Okanogan**

278 Commissioners attended the Board of Health.

279

280 Member of the public, Emily Sisson stayed over the lunch hour and continued her note
281 taking in the afternoon.

282

283 **Update Human Resources / Risk Management – Tanya Craig and/or Debi Hilts**

284 Ms. Craig asked if Commissioner Hover had a date and time to attend the
285 compensation committee. He replied May 18.

286

287 Ms. Craig asked for time with the commissioners to go over the personnel manual. May
288 14 was selected.

289

290 Ms. Craig explained some space issues in the jail which necessitates the purchase of
291 additional bunks so tank A & B can be double bunked to reduce the space issues. The
292 cost is around \$350 each and is wall mounted. Commissioner Hover replied there are
293 the funds Douglas County paid extra to cover expenses such as this. The overall cost
294 will be over \$3,500. The commissioners were in favor of the purchase.

295

296 There is one candidate who is qualified for the food collection and litter control
297 coordinator position. Cost for the position is around \$43,000 for a full time position with
298 the function varying between food collection and litter control. Commissioner Hover
299 asked about the trailer used for this position whether it is working properly. Ms. Craig
300 stated the Sheriff would prefer to replace the trailer. She directed the board to speak to
301 the Jail Administrator for that information. Commissioners would like to speak to him
302 about it.

303

304 Ms. Craig stated the Jail Administrator will need to arrange in advance for Trustees for
305 the fair this year. Commissioner Hover stated it saves the county money to have them
306 over at the fair. It was thought they are more of a convenience at the landfill.
307 Commissioner Hover explained it would be good to have a trustee allocated to the
308 fairgrounds in order to save the county money. Ms. Craig will discuss this with the Jail
309 Administrator and ask what they are used for at the landfill. Ms. Craig explained that
310 inmates who can or qualify to be trustees actually don't want to work and we cannot
311 make them.

312

313 Douglas County Veterans Program has received many comments about the proposed
314 interlocal training program their county. Ms. Craig explained some noted concerns she
315 was made aware of regarding, does the board wish for her and Eric Fritts to continue
316 working with them. Commissioner Hover thought it would work well but if they have too
317 many concerns, Mr. Fritts has plenty of work here.

318

319 Ms. Craig asked for an executive session.

320

321

322

323 **Motion Executive Session RCW 42.30.110 (1)(g)**

324 Commissioner Hover moved to go into executive session at 3:24 p.m. for 10 minutes to
325 discuss the performance of a public employee and invited HR Director Tanya Craig.
326 Motion was seconded, all were in favor, motion carried.

327
328 Executive session ended at 3:34 p.m. no decisions were made.

329
330 **Discussion – Probation Office Space Request – District Court**

331 Judge Charles Short, Darla Schreckengost, Carrie Port, Dennis Rabidou

332
333 Judge Short would like the commissioner to move Probation to the WSU extension
334 office. Superior Court and District Court also wanted approval for use of the weed board
335 side as a jury holding areas so that they can hold prospective jurors there instead of a
336 courtroom. Then Superior Court would have the extra courtroom for calendars.
337 Attorneys could also meet with their clients in a room rather than in the hallways.
338 Commissioner Hover stated the board had already discussed the space. What about
339 courthouse security and how is that going to be addressed for space. MR. Rabidou
340 explained the front area there is a table there Judge Edwards's desk and big safe in that
341 areas. He suggested it be rearranged and make under the stairway a space for the
342 security. He thinks he envisioned that would work and suggested that maintenance
343 could build a kiosk. They are trying to coordinate another site assessment, and as those
344 happen it will help to make the determination on a single point entry. What about
345 lockers, are there any ideas for the current probation building. They'd like to move the
346 jury coordinator into the WSU area. He needs to move that position quickly somewhere
347 else. The commissioners were okay with the ideas as long as it met Superior Court
348 needs. Commissioner DeTro stated file storage is an issue county wide and suggested
349 people be creative. The commissioner suggested the file storage be placed in Probation
350 after they move into the old WSU office and a secure lock for the back door.

351
352 Mr. Rabidou stated some cabinets will need to be ripped out. Commissioner DeTro
353 stated the maintenance detertment is stretched thin. Commissioners would like a list of
354 items that maintenance would be requested to do. Judge Short commented about
355 establishing a single point entry and if that is the decision he has seen the negative
356 aspects of single point entry. More bang for the buck with security people and there is a
357 lot of academic research on the subject. Commissioner DeTro believed that it was
358 suggested for all new buildings to be equipped with a single point entry. Mr. Rabidou
359 explained that a single point entry would need to be monitored. A single point entry may
360 give a false sense of security. Security officers were felt to offer the best solution. As
361 public servants, we need to consider those accessing the public courthouse and supply

362 them the best and safest access not matter who needs to access the courthouse
363 services.

364
365 Mr. Rabidou will be getting certified soon and he will be able to certify others. He is
366 working on the committee's recommendation.

367 **Motion - Voucher Approval - Commissioners**

368 Vouchers certified and audited by the Auditing Officer as required by RCW 42.24.080
369 and those expense reimbursement claims certified as required by RCW 42.24.090 have
370 been recorded on a list, and made available to the Board. As of this date, the Board did
371 vote, by unanimous vote, to approve the regular vouchers in the amount of \$406,619.79
372 and Payroll vouchers in the amount of \$1,004,452.92. Warrant numbers as cited on the
373 attached blanket voucher list. Motion seconded and carried.

374

375 **Motion Public Health Voucher**

376 Commissioner moved to approve the Public Health Vouchers in the amount of
377 \$45,169.91 Warrant numbers as cited on the attached blanket voucher list. Motion was
378 seconded, all were in favor, motion carried.

379

380 Commissioner Hover moved to approve the Methow Valley EMS District voucher certifications
381 for the months of September, October, November and December 2017 at \$54,920.50 per month
382 and January, February, March, April, and May 2018 in the amount of \$55,550.50 per month and
383 approved the stated vouchers nunc pro tunc. Motion died for lack of a second.

384

385 **Motion Methow Valley EMS District**

386 Commissioner Hover moved to adjourn as the BOCC and reconvene as the Methow Valley
387 EMS District. Motion was seconded all were in favor, motion carried.

388

389 Commissioner Branch moved to approve the Methow Valley EMS District vouchers certifications
390 for the months of September, October, November, December 2017 at \$54,920.50 per month
391 and January, February, March, April, and May 2018 in the amount of \$55,550.50 per month and
392 approved today for then the listed vouchers. Motion was seconded, all were in favor, motion
393 carried.

394

395 Commissioner Branch moved to adjourn as the Methow Valley EMS and Reconvene as the
396 Oroville Rural EMS District. Motion was seconded all were in favor, motion carried.

397

398 **Motion Oroville Rural EMS District**

399 Commissioner Branch moved to approve the Oroville Rural EMS District vouchers in the
400 amount of \$9,980. Motion was seconded, all were in favor, motion carried.

401

402 There was a memo attached to an interlocal agreement for increased dispatch services
403 from Dispatch telling of the increase in from \$300 to \$5,100.

404 Commissioner Hover suggested the signing of the interlocal agreement for dispatch
405 services be delayed so that the board can participate in the meeting with the other
406 entities on May 23.

407

408 Commissioner Hover moved to adjourn as the Oroville Rural EMS and Reconvene as
409 the BOCC Motion was seconded all were in favor, motion carried.

410

411 Commissioner DeTro opened up the hearing for staff seeing none he closed and
412 opened up to commissioners' discussion.

413

414 **Continued Public Hearing Supplemental Appropriation Fairgrounds**

415 Commissioner Hover moved to approve resolution 42-2018 a supplemental
416 appropriation within fairgrounds facilities fund in the amount of \$151,004. Motion was
417 seconded, all were in favor, motion carried.

418

419 **Citizen Comment Period**

420 No citizens commented.

421

422 **Approve Consent Agenda**

423 Commissioner Hover moved to approve the consent agenda items 1-10, as presented.
424 Motion was seconded, all were in favor, motion carried.

- 425 1. Commissioners Proceedings April 30, 2018
- 426 2. Reappointment – LEOFF Board – Byron Braden
- 427 3. Homeland Security Grant – Department of Emergency Management
- 428 4. Purchase of Traffic Striping Materials – Alpine Products, Inc. – Public Works
- 429 5. Interlocal Agreement – Solid Waste Disposal System – City of Oroville – Public Works
- 430 6. Contract – HVAC Maintenance – DIVCO – Public Works
- 431 7. Contract Amendment #1 – RAP Funding for Cameron Lake Rd (MP 3.30-4.5) – Public Works
- 432 8. Contract – Professional Services – Columbia Salmon Recovery Board – Planning
- 433 9. Cattleguard Renewals – Charles Eder Jr., CGF#26-98 – Public Works
- 434 10. Resolution 41-2018 – Defining Wages for Public Works Temporary Positions

435 **Motion Fairgrounds Well Bid**

436 Commissioner Hover moved to direct staff to add appropriate language within the bid
437 notice for the plumbing and electrical details that were discussed earlier today and
438 directed the Clerk of the Board to publish the notice to be published in the May 16-17
439 edition of the county's legal newspaper of record. Motion was seconded, all were in
440 favor, motion carried.

441

442 **Discussion Jail Food Collector/Weed Crew-Noah Stewart**

443 Tanya Craig

444

445 Noah Stewart explained the trustee situation in the Jail. There have only been 2-3
446 trustees who sign up. Trustees must apply for work duties, but not many do. None
447 appear to want to work. He further explained the costs of food if there was no one to

448 collect the free donations. He collects over \$200,000 in free food and without that
449 position the food costs would increase exponentially. Noah Stewart explained the
450 history of the food collection services that were provided by Mr. Baggett for free prior to
451 now. His biggest concern is to save the county money and that the collection service is
452 less than buying the food. He just wants to ensure the commissioners are informed of
453 the situation. The litter crew costs are reimbursed by DOE.

454
455 The truck is currently being used but once it gets back he would like to know if the
456 position is authorized.

457
458 Commissioner Hover believes the position and a new trailer should be approved. The
459 commissioners need to discuss the trustee situation with the landfill employee to
460 determine their need versus the need at the fairgrounds which definitely saves the
461 county money. Mr. Stewart stated the litter crew does take precedence as when a crew
462 is available they go out every day. Commissioner Hover thought a schedule should be
463 created to give staff an idea of when it is their turn for extra trustee help. When trustee
464 sign up they do get good time added.

465
466 **Motion Authorize Purchase Food Collection and Litter Control Trailer**

467 Commissioner Hover moved to authorize the purchase of a seven ton trailer, in county,
468 that is sufficient for the litter crew needs with a maximum purchase price of \$5,500.
469 Motion was seconded, all were in favor, motion carried.

470
471 Ms. Craig asked where the expense would be paid from. Commissioner Hover
472 suggested the expense be paid from the Jail's small tools minor equipment line even
473 though there is only \$2,000 currently budgeted there. Quotes will be needed for
474 commissioners' consideration. Ms. Craig will make the calls. Commissioner DeTro
475 suggested calls be made to North 40, Washington Tractor, and Home Depot. He wants
476 specifications of the equipment and doesn't want a cheap version he wants junction
477 boxes and LED lights.

478
479 The collection position is already budgeted for this year. The position will incur benefit
480 costs on the food collection part, the benefits for litter crew work hours are paid for by
481 DOE grant.

482
483 **Public Hearing – OCC 17A.400 Water Availability – Perry Huston**

484 Commissioner DeTro opened the hearing up to staff.

485
486 Director Huston explained proposed language to be added to OCC 17A.400 as it
487 seemed most appropriate in the zone code and amended zone map. There was

488 discussion about the agenda which had a minor scrivener's error on the commissioners'
489 agenda regarding the label for this hearing. He explained DPA Gecas was consulted on
490 this matter and it appeared to be minor error. Director Huston explained it could be
491 advantageous to continue the hearing to another date and republish for that date.
492 Director Huston explained tonight the board will consider a text proposal which would
493 not change any other language already in the code rather it would add.

494
495 The proposed text was displayed via projector and was reviewed section by section.

496
497 In the water availability study area, you would still obtain a building permit but would
498 need to comply with instream flow rules or be in a water system. If applying for a
499 building permit and don't need water this would not apply. He read down the document
500 and offered points of clarity for the board.

501
502 Text doesn't designate the accrual area and that can be determined later. Section
503 17A400.130 is blank but reserved once the study area is developed. Director Huston
504 further stated this code would be recommended as an interim rules. He read from the
505 drafted text to be considered and discussed points for clarity.

506
507 The map was shown via the projector onto the screen so everyone could see the areas
508 discussed. Commissioner Branch thought we should be looking at this on a sub basin
509 basis.

510
511 WRIA 49 is in play right now as it doesn't regulated exempt wells, whereas WRIA 48
512 does.

513
514 Commissioner Hover asked if this public hearing was noticed correctly in the newspaper
515 of record. Director Huston stated yes. The Planning Commission process was
516 discussed as was the environmental review results. They passed it on to the
517 commissioners with their recommendation after a lot of discussion. Commissioner
518 Hover asked for the comments for and against and what the numbers were on the vote.

519
520 Commissioner DeTro noted two people indicated they wished to comment. He then
521 explained the time limits.

522
523 He called on Gina McCoy.

524
525 Ms. McCoy asked if was okay to testify as an individual rather than a Planning
526 Commission member since she has already participated at the Planning Commission

527 hearing. Director Huston stated there was no issue with that as an individual and would
528 be.

529
530 Ms. McCoy read from her prepared comment. She read the recent history on new rules
531 for exempt wells in Kittitas County and how they authorized a moratorium to further
532 consider whether or not to allow creation of new parcels on land that cannot support the
533 development. Already streams and wells supporting ag can no longer support those
534 uses.

535
536 HC Burkholder testified that is is a good thing the county gets involved in managing its
537 own water and doesn't want to give the wrong impression. He is concerned about how it
538 is done. He would be happy to talk about his logic that leads to the comment. He read
539 from his comment which he had already submitted. He believes if the commissioners
540 approve the additional code there will be a lawsuit as a result.

541
542 Director Huston explained Planning Commission member Phil Dart moved to submit
543 their recommendation to the board and all Planning Commission members were present
544 to do so. What the county is adopting is a process. The study area will be adopted at a
545 later date.

546
547 Commissioner Hover asked about the two year expiration date unless renewed by
548 ordinance. Director Huston stated the idea for two year reviews it would prevent it from
549 just being a process. It would allow specific renewal.

550
551 Commissioner Branch stated the implications of uncertainty of water availability in
552 certain sub basins could lead to denial of a subdivision proposal. Director Huston
553 explained a scenario as a response and how the code addressed that very specifically.
554 Commissioner Branch stated as issues are identified during the process, it will inform
555 the board. Director Huston stated much of that generated information would also be
556 included in the environmental review documents. There are provisions for building
557 permits but it does prevent him from taking application for subdivision.

558
559 Commissioner DeTro opened the hearing up for commissioner discussion.
560 Commissioner Hover stated the Planning Commission has great membership but he is
561 concerned about the two year review period. If the board proposed an amendment to
562 the ordinance would it go back to the Planning Commission for review but it depends on
563 the magnitude of the change it would be recommended they review. Commissioner
564 Hover discussed a scenario where money isn't realized, commissioners don't have the
565 info needed, so they decide to continue another two years, he would like to prohibit the
566 commissioners from extending it or put a timeline for that. He believes this hearing

567 should be continued to a time certain whether it is during the day or evening.
568 Commissioner DeTro commented on Mr. Burkholder's comment. 6091 referred to a
569 Hirst fix, because it was the best we had at the time and why the legislature moved
570 forward and approved it. He believes 6091 will be brought up again and again. In the
571 spirit of what the Planning Commission has handed down to the Board their unanimous
572 vote carries a lot of weight.

573

574 Commissioner Branch stated anyone intending to invest in a subdivision in a subbasin
575 of uncertain water supply should be made aware through this designation.

576

577 Make the opportunity available to hold off on the subdivision. Commissioner Hover
578 responded that this would allow other commissioners down the road to use it, and have
579 some sort of time limit bound to get something done. Commissioner Branch doesn't
580 challenge the timeline and has seen other entities with shorter timeframes. He believes
581 the county was in compliance with the public notice publication and the only issue was
582 the label on the commissioners' agenda. Commissioner Hover stated his reason for
583 continuing the hearing is because he is not ready to make the descion he wants to
584 understand more how it all works, not because of the error.

585

586 **Motion Continued Public Hearing OCC 17A.400 Water Availability**

587 Commissioner Hover moved to continue the public hearing leaving the record open for
588 public comments to Tuesday, May 29 at 2:00 p.m. Motion was seconded, all were in
589 favor, motion carried.

590

591 **Review Meeting Minutes**

592

593 The board adjourned at 4:50 pm.

594