



A G E N D A

KITSAP COUNTY BOARD OF COMMISSIONERS

May 9, 2005

NOTE: ITEMS MARKED WITH AN ASTERISK (*) ARE CONSIDERED ROUTINE BUSINESS AND MAY BE ACTED UPON TOGETHER BY ONE MOTION AS CONSENT ITEMS. IF YOU WISH TO HAVE A PARTICULAR ITEM DISCUSSED AND ACTED UPON SEPARATELY, PLEASE NOTIFY THE CLERK OF THE BOARD BEFORE THE MEETING STARTS. (THE BOARD OF COMMISSIONERS' PUBLIC MEETINGS AND PUBLIC HEARINGS ARE AUDIO AND VIDEO TAPED).

DRAFT NO. 3 ~~ 5/4/05 9:25 AM ~~SUBJECT TO CHANGE:

10:00 AM) Meeting Called to Order with Pledge of Allegiance.

PROCLAMATIONS/RESOLUTIONS/RECOGNITION:

- 10:00 – 1** Recognition of "Employee of the Month for May". **Staff Contact:** Erin Neff, 337-4447.
- 10:00 – 2** **Resolution** proclaiming the third week in May of each year as *National Public Works Week* in Kitsap County. **Staff Contact:** Randy Casteel, 337-5777 x4866.
- 10:00 – 3** **Resolution** proclaiming the month of May as *National Foster Parents Appreciation Month* in Kitsap County. **Staff Contact:** Kathy Brown, 337-4426.

ITEMS SET FOR TIME CERTAIN:

- 10:00) A** Public hearing to consider a **Resolution** approving the **Kitsap County Coordinated Water System Plan Regional Supplement, 2004 Revision**, identifying the County's role in water management. This plan is a revision of the Coordinated Water System Plan approved in 1992. The 2004 revision updates service area boundaries, addresses changes to State laws governing water supply and resource management, and modifies the regional water supply strategy to better reflect the current understanding of

available water supply options. Upon approval, the plan will be forwarded to the Washington State Dept. of Health for final review and adoption pursuant to WAC 246-293-300. **Staff Contact:** Jim Bolger, 337-7165.

OPPORTUNITY FOR PUBLIC COMMENTS ON AGENDA ITEMS ONLY:

(Please limit comments to 3 minutes or less. Written comments may also be submitted to the Board if 3 minutes is insufficient.)

OTHER BUSINESS AND CONSENT ITEMS:

1) MISCELLANEOUS ITEMS:

- * A. Approve Minutes of April 25 and 27, 2005.
- * B. Approve Warrant Nos.
- * C. Refer the following to the Prosecutor's Office and Risk Management: 1) Claim for Damages filed by Boyd Phillips; 2) Claim for Damages filed by Linda Colcan; 3) Claim for Damages filed by Esther Pilch; 4) Notice of Complaint filed by Donald Earl; 5) Notice of Claim filed by Cynthia Novotny on behalf of Dawn Brighton; 6) Claim for Damages filed by William Johnson; 7) Claim for Damages filed by Qwest; 8) Claim for Damages filed by Qwest; and 9) Summons and Complaint for Monetary Damages filed by Kent and Mary Kass.
- * D. Formal Decision of the Board of Commissioners regarding the McCormick North Application.

2) DEPARTMENT OF ADMINISTRATIVE SERVICES:

- * A. Interlocal agreement with **Pacific County (KC-255-05)** for cooperation between governmental agencies to jointly bid the acquisition of goods and services where possible in order to take advantage of cost savings and avoid the unnecessary expenses and time delays of duplicative competitive bidding. **Total Fiscal Impact:** N/A. **Source of Funds:** N/A. **Staff Contact:** R'lene Orr, 337-4410.

3) SUPERIOR COURT:

- * A. Purchase and Sale agreement with the **Levare, Inc (KC-254-05)** for the purchase of "Center Court", an administrative court calendaring software application for Superior and Juvenile Courts. **Total Fiscal Impact:** \$32,865 in initial year (includes 6-months maintenance/support); \$2,700 each year thereafter for annual software maintenance/support; \$10,000 in grant funds from the Foundation for WA State Courts. **Source of Funds:** General Fund – WA State Courts Grant. **Staff Contact:** Frank Maiocco, 337-3305.

4) **DEPARTMENT OF PERSONNEL AND HUMAN SERVICES:**

- * A. **Resolution** reclassifying positions in Dept of Community Development and the Prosecutor's Office and providing severance pay to a CENCOM employee. **Total Fiscal Impact:** 1) None. 2) Approximately \$4,887 for 2004/2005 including salary, out of class pay and associated benefit costs; \$4,570 for 2006 including salary and associated benefits costs; 3) Approximately \$2,586 for 2005 including salary and associated benefits costs; \$2,903 for 2006 including salary and associated benefits costs; and 4) Approximately \$2,842. **Source of Funds:** 1) N/A; 2) Submitted and approved in 2005/2006 budget; 3) Submitted and approved in 2005/2006 budget; and 4) Current budget. **Staff Contact:** Lynn Flanig, 337-7185 x3536.

- * B. Contract amendment with **WA State Dept of Community, Trade and Economic Development (KC-247-04A)** increasing the contract amount by \$100,000 providing services to eligible welfare recipients in Clallam, Jefferson and Kitsap counties for the period of July 1, 2004 through June 30, 2005. **Total Fiscal Impact:** \$100,000 is 100% Grant Funded. **Source of Funds:** Temporary Assistance to Needy Families Federal Grant. **Staff Contact:** Bob Potter, 337-4873.

- * C. Workforce Investment Act agreement with **Olympic Consortium and Workforce WA Association (KC-120-05)** for the "Rapid Response Additional Assistance Program" for the period of February 1, 2005 through June 30, 2005. **Total Fiscal Impact:** \$175,398 is 100% Grant Funded. **Source of Funds:** Workforce Investment Act. **Staff Contact:** Bob Potter, 337-4873.

5) **DEPARTMENT OF FACILITIES, PARKS, RECREATION:**

- * A. Contract amendment with **Adcomm Engineering Company (KC-132-02B)** for additional compensation and extending the contract end date to December 31, 2005 for construction of the CenCom Facility. **Total Fiscal Impact:** \$50,000. **Source of Funds:** CenCom Facility Capital Project Fund. **Staff Contact:** Carolyn Siems, 337- 4412.

- * B. Contract with **Viking Fence Company (KC-244-05)** to provide various types of fencing at the Kitsap County Fairgrounds & Special Event Center. **Total Fiscal Impact:** \$98,448. **Source of Funds:** Special Event Center Project Fund. **Staff Contact:** Carolyn Siems, 337- 4412.

- * C. Contract with **Silverdale Electric (KC-193-05)** to provide electrical services at the radio communication facility on Gold Mountain in South Kitsap Commissioner District #2. **Total Fiscal Impact:** \$51,466. **Source of Funds:** 1999B LTGO Bond Fund. **Staff Contact:** Carolyn Siems, 337- 4412.

- * D. Contract with **A. M. James Company (KC-185-05)** to re-roof the sheep barn at the Kitsap County Fairgrounds & Special Event Center. **Total Fiscal Impact:** \$61,359. **Source of Funds:** Special Event Center Project Fund. **Staff Contact:** Paul McCoy, 337- 5708.

6) **CLERK'S OFFICE:**

- * A. Contract with **Thomas Weaver Law Firm (KC-249-05)** regarding legal representation of indigent persons charged with homicide in the Kitsap County Superior Court for the period of April 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * B. Ratify contract with **Olsen & McFadden Law Firm (KC-425-05)** regarding legal representation of indigent persons charged with homicide in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * C. Ratify contract with **Crawford, McGilliard, Peterson, Yellish & Dixon Law Firm (KC-129-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** \$330,320. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * D. Ratify contract with **Thomas E. Weaver Law Firm (KC-218-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * E. Ratify contract with **Paul D. Thimons Law Firm (KC-217-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * F. Ratify contract with **Thomas S. Olmstead Law Firm (KC-216-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** \$330,320. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * G. Ratify contract with **Stephen T. King Law Firm (KC-215-05)** regarding legal representation of indigent persons charged with crimes of offenses in the

Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.

- * H. Ratify contract with **Henderson, Jones & Short Law Firm (KC-214-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * I. Ratify contract with **Eileen S. Fox Law Firm (KC-213-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * J. Ratify contract with **Tracey S. Flood Law Firm (KC-212-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * K. Ratify contract with **Alyse R. Law Firm (KC-210-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County District Court for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * L. Ratify contract with **Crawford, McGilliard, Peterson, Yellish & Dixon Law Firm (KC-135-05)** regarding legal representation of indigent persons charged in Adult Court in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2005. **Total Fiscal Impact:** \$36,000. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * M. Ratify contract with **Wecker Hunko Bougher Law Firm (KC-137-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2005. **Total Fiscal Impact:** \$12,240. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * N. Ratify contract with **Stephen T. King Law Firm (KC-220-05)** regarding legal representation of persons detained in involuntary commitment cases and involuntary alcohol commitment cases involving patients who are residents at the time they are detained for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:**

General Fund. **Staff Contact:** Joanne Cruz, 337-7015.

- * O. Ratify contract with **Kerry Stevens Law Firm (KC-251-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2009. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * P. Ratify contract with **Thomas E. Weaver Law Firm (KC-131-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2009. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * Q. Ratify contract with **Paul D. Thimons Law Firm (KC-224-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2009. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * R. Ratify contract with **Thomas S. Olmstead Law Firm (KC-223-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2009. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * S. Ratify contract with **Stephen T. King Law Firm (KC-221-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2009. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * T. Ratify contract with **Henderson, Jones & Short Law Firm (KC-219-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2009. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * U. Ratify contract with **Case & Hemstreet Law Firm (KC-226-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * V. Ratify contract with **Crawford, McGilliard, Peterson, Yellish & Dixon Law Firm (KC-106-05)** regarding legal representation of indigent persons charged

in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2009. **Total Fiscal Impact:** \$4,274,775. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.

- * W. Ratify contract with **Alyse R. Law Firm (KC-227-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * X. Ratify contract with **Tracey S. Flood Law Firm (KC-228-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * Y. Ratify contract with **Eileen S. Fox Law Firm (KC-229-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * Z. Ratify contract with **Henderson, Jones & Short Law Firm (KC-230-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * AA. Ratify contract with **Stephen T. King Law Firm (KC-231-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * BB. Ratify contract with **Jeniece LaCrosse Law Firm (KC-232-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * CC. Ratify contract with **Greg S. Memovich Law Firm (KC-222-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court for the period of January 1, 2005 through December 31, 2009. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.

- * DD. Ratify contract with **James L. Reese Law Firm (KC-233-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * EE. Ratify contract with **Ryan Sells Law Firm (KC-234-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2005. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * FF. Ratify contract with **Kerry S. Stevens Law Firm (KC-250-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * GG. Ratify contract with **Paul D. Thimons Law Firm (KC-235-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.
- * HH. Ratify contract with **Thomas E. Weaver Law Firm (KC-236-05)** regarding legal representation of indigent persons charged with crimes of offenses in the Kitsap County Superior Court Juvenile Division for the period of January 1, 2005 through December 31, 2006. **Total Fiscal Impact:** Fee Schedule. **Source of Funds:** General Fund. **Staff Contact:** Joanne Cruz, 337-7015.

7) **PROSECUTOR'S OFFICE:**

- A. **Resolution** regarding the restrictions that will apply to Law & Justice Sales & Use tax, if such a tax is approved by the voters. **Total Fiscal Impact:** None. **Source of Funds:** None. **Staff Contact:** Russ Hauge, 337-7174.

8) **COMMISSIONERS/COUNTY ADMINISTRATOR'S OFFICE:**

- * A. Employment contract amendment with **Cristofer Gears (KC-101-05A)** to amend the right to reversion date (paragraph 8.d.) from April 30, 005 to May 31, 2005. **Staff Contact:** Bert Furuta, 337-7185.
- * B. Employment contract with **Bert Furuta (KC-178-05)** to serve as Director of the Department of Personnel & Human Services beginning May 1, 2005 through April 30, 2008. **Total Fiscal Impact:** Approximately \$88,702 including wages and benefits for 2005 and approximately \$128,310 including

wages and benefits in 2006. **Source of Funds:** 70% General Fund and 30% Grant Funded. **Staff Contact:** Cris Gears, 337-4403.

9) **CONTRACTS APPROVED BY COUNTY ADMINISTRATOR /OR DEPARTMENT DIRECTORS (Pursuant to Section 3.56.075 Kitsap County Code:**

* A. Summary report of contracts approved for the month of April.

10) **COUNTY DEPARTMENTS REPORT:**

A. Summary report from the Department of Community Development. **Staff Contact:** Cindy Baker, 337-7182.

11) **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD:**
(Please limit comments to 3 - 5 minutes. Written comments may also be submitted to the Board if this timeframe is insufficient.)

12) **BOARD OF COMMISSIONER'S COMMENTS:**

OTHER MEETINGS ATTENDED BY THE BOARD:

5/09/05	1:30 PM	Exec Session – (potential litigation) Bd Conf Rm
	2:00 PM	Admin Briefing – Commissioners Conference Room
	6:00 PM	Puget Sound Energy Dinner- Brem Conference Center
5/10/05	2:30 PM	CenCom Open House
	5:00 PM	Exec Session (employee performance review) Panda Inn
5/11/05	8:30 AM	Work Study – Public Works Conf Room 3 rd Floor
5/13/05	2:30 PM	Green Board Health Meeting-Brem Gov Center
5/16/05	8:00 AM	Admin Briefing – Commissioners Conference Room
	12:00 PM	Lunch with Elected Officials
	2:00 PM	Admin Briefing – Commissioners Conference Room
5/17/05	8:30 AM	Kitsap Executive Council – Brem Gov Center
5/18/05	8:30 AM	Work Study – Public Works Conf Room 3 rd Floor

(The Board of County Commissioners public meetings are televised on public access television BKAT (ComCast Ch.12 and Wave Broadband Ch. 3) Monday nights at 5 PM, Tuesdays at 8 PM and Wednesday at 1 AM).

NEXT BOARD OF COMMISSIONERS MEETING WILL BE HELD *May 23, 2005.*

Visit the County's website at www.kitsapgov.com

NOTE: KITSAP COUNTY DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY. INDIVIDUALS WHO REQUIRE ACCOMMODATIONS SHOULD CONTACT THE COMMISSIONER'S OFFICE AT (360) 337-7146 OR TDD (360) 337-7275 OR 1-800-816-2782. (PLEASE PROVIDE ONE-WEEK NOTICE FOR INTERPRETER SERVICES).

UPCOMING TIMED AGENDA ITEMS:

(PLEASE NOTE: These dates and times are tentative and subject to change)

MAY 23, 2005:

10:00) A