



MINUTES

KITSAP COUNTY BOARD OF COMMISSIONERS

June 6, 2005

The Board of Commissioners met on the above-stated date. Present were Chair Chris Endresen, Commissioner Jan Angel, Commissioner Patty Lent, County Administrator Cris Gears and Clerk of the Board Opal Robertson. (THE BOARD OF COMMISSIONERS' PUBLIC MEETINGS AND PUBLIC HEARINGS ARE AUDIO AND VIDEO TAPED).

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

PROCLAMATIONS/RESOLUTIONS/RECOGNITION:

10:00 – 1 Recognition of "Employee of the Month" (**Kris Merringer**, Juvenile Services). **Staff Contact:** Erin Neff, 337-4447. (**Note:** This item is continued to June 13, 2006).

10:00 – 2 Resolution appointing **Dorothea Lintz and Lois Hoell** to the **Peninsula Regional Support Network** to 3-year terms ending May 31, 2008. **Staff Contact:** Jan Koske, 337-4650.

Discussion was held, comments called for and hearing no objection, a **motion** is made by Commissioner Angel and seconded by Commissioner Lent that the Board adopts **Resolution No. 103-2005*** appointing **Dorothea Lintz and Lois Hoell** to the **Peninsula Regional Support Network** to 3-year terms ending May 31, 2008. Motion carries unanimously.

10:00 – 3 Resolution appointing **Kimberly Selving** and reappointing **Patrick Mus, Alan Miller, Andria Houghton and Gregg Kanyer** to the **East Kitsap Salmon Habitat Restoration Committee** to 3-years term ending June 30, 2008. **Staff Contact:** Jan Koske, 337-4650.

Discussion was held, comments called for and hearing no objection, a **motion** is made by Chair Endresen and seconded by Commissioner Angel that the Board adopts **Resolution No. 104-2005*** appointing **Kimberly Selving** and reappointing **Patrick Mus, Alan Miller, Andria Houghton and Gregg Kanyer** to the **East Kitsap Salmon Habitat Restoration Committee** to 3-years term ending June 30, 2008. Motion carries

unanimously.

ITEMS SET FOR TIME CERTAIN:

10:00) A Public hearing to consider enacting an **Ordinance** amending Chapter 9.44 of the Kitsap County Code, Relating to the Kitsap County Fair. The amendment corrects terminology and changes the number of fair board representatives and areas of expertise to reflect current needs. **Total Fiscal Impact: Source of Funds: Staff Contact:** Jan Koske, 337-4650.

John Chittenden, Kitsap County Fair Board, spoke in support of the proposed Ordinance amendment.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board enacts **Ordinance No. 337-2005**** amending Chapter 9.44 of the Kitsap County Code, Relating to the Kitsap County Fair. Motion carries unanimously.

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.)

- A. Andrea Sherman, Jordan Hensley, Jasmine Biondi, Katalina Biondi and Sierra Biondi of Peninsula Dog Fanciers presented a check in the amount of \$10,000 to Kitsap County towards improvements to the "sheep barn" at the Kitsap County fairgrounds.

OTHER BUSINESS AND CONSENT ITEMS:

1) MISCELLANEOUS ITEMS:

A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board:

- A. Approves Minutes of May 23, 2005.
- B. Approves Warrant Nos. 3181911 through 3182785 in the amount of \$4,456,332.59.
- C. Approves Kitsap County Net Pay Authorization in the amount of \$1,679,210.87.
- D. Refer the following to the Prosecutor's Office and Risk Management: 1) Claim for Damages filed by Qwest; and 2) Citation, Election Contest Petition, Certificate of Service, Notice of Deposition and Subpoena Duces Tecum filed by Timothy Borders, et al.

Motion carries unanimously.

2) **AUDITOR' OFFICE:**

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the contract with **Low Income Housing Institute (KC-175-05)** to provide funding for project expenses for the development of the *Serenity Court* project in North Kitsap Commissioner District #1. **Total Fiscal Impact:** \$150,000. **Source of Funds:** Housing Affordability Fund. **Staff Contact:** Anna Wilderbuer, 337-5688. Motion carries unanimously.

3) **CLERK'S OFFICE:**

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the contract with **Steve Tyner Law Firm (KC-304-05)** regarding legal representation of indigent persons charged with crimes or offenses in the Superior Court of Kitsap County 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. Motion carries unanimously.

4) **DEPARTMENT OF PUBLIC WORKS:**

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the Inter-agency agreement with the **Dept of Ecology (KC-291-05)** for community litter clean-up program for the period of July 1, 2005 through June 30, 2007. **Total Fiscal Impact:** \$85,300 in revenue. **Source of Funds:** Solid Waste Fund. **Staff Contact:** Rick Gagnon, 337-3659. Motion carries unanimously.
- B. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board adopts **Resolution No. 105-2005*** transferring vehicles/equipment owned by various county departments into the ER&R Fund as contributed capital. **Total Fiscal Impact:** \$0. **Source of Funds:** N/A. **Staff Contact:** Mark Stanisich, 337-5777 x4895. Motion carries unanimously.
- C. Discussion was held, comments called for and hearing no objection, a **motion** is made by Chair Endresen and seconded by Commissioner Angel that the Board approves and executes the contract with **Trimaxx Construction (KC-295-05)** for improvements to Hansville Road NE in North Kitsap Commissioner District #1. **Total Fiscal Impact:** \$215,278. **Source of Funds:** Road Fund. **Staff Contact:** Jerry Hauth, 337-4891. Motion carries unanimously.

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

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board adopts **Resolution No. 106-2005*** reclassifying three positions in Public Works, Wastewater and Construction Division. **Total Fiscal Impact:** all three

positions cost approximately \$10,240 for 2005 including salary and associated benefits. **Source of Funds:** Approved in 2005/2006 budget. **Staff Contact:** Lynn Flanig, 337-7185 x3536. Motion carries unanimously.

- B. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the contract amendment with **Cares of Washington (KC-344-03A)** to provide services for approximately 49 individuals with developmental disabilities. **Total Fiscal Impact:** \$61,000 is fully grant funded. **Source of Funds:** Dept. of Social & Health Services. **Staff Contact:** Doug Washburn, 337-4872. Motion carries unanimously.
- C. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the contract amendment with **Holly Ridge Center (KC-388-03A)** to provide services for approximately 67 adults and 96 infants with developmental disabilities. **Total Fiscal Impact:** \$78,479 is fully grant funded. **Source of Funds:** Dept. of Social & Health Services. **Staff Contact:** Doug Washburn, 337-4872. Motion carries unanimously.
- D. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the contract amendment with **Easter Seals (KC-332-03A)** to provide services for approximately 51 individuals with developmental disabilities. **Total Fiscal Impact:** \$91,205 is fully grant funded. **Source of Funds:** Dept. of Social & Health Services. **Staff Contact:** Doug Washburn, 337-4872. Motion carries unanimously.
- E. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the contract amendment with **Communitas (KC-331-03A)** to provide services for approximately 14 individuals with developmental disabilities. **Total Fiscal Impact:** \$18,180 is fully grant funded. **Source of Funds:** Dept. of Social & Health Services. **Staff Contact:** Doug Washburn, 337-4872. Motion carries unanimously.
- F. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the contract amendment with **Kitsap Applied Technologies (KC-339-03A)** to provide services for approximately 77 individuals with developmental disabilities. **Total Fiscal Impact:** \$60,000 is fully grant funded. **Source of Funds:** Dept. of Social & Health Services. **Staff Contact:** Doug Washburn, 337-4872. Motion carries unanimously.
- G. Discussion was held, comments called for and hearing no objection, a **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the Interlocal agreement with the **University of WA (KC-268-05)** for participation in the Clinical Trials Network for chemical dependency treatment for the period of January 1, 2005 through December 31, 2005. **Total Fiscal Impact:** \$25,000 is Grant Funded. **Source of Funds:** UW from the National Institute of Drug Abuse. **Staff Contact:** Betsy Bosch, 337-4880. Motion carries

unanimously.

- H. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board adopts **Resolution No. 107-2005*** reclassifying a position (Community Resources Coordinator) in Commissioners/County Administrator's Office. **Total Fiscal Impact:** Cost approximately \$6,557 for 2005 including salary and associated benefits. **Source of Funds:** Approved in 2005/2006 budget. **Staff Contact:** Lynn Flanig, 337-7185 x3536. Motion carries unanimously.

6) **FACILITIES/ PARKS /RECREATION:**

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board approves and executes the contract with **United Pacific Structures (KC-294-05)** for construction of a 30 x 36 steel storage building at the Kitsap County Fairgrounds Athletic Complex. **Total Fiscal Impact:** \$56,472. **Source of Funds:** Kitsap Special Event Center Project Fund. **Staff Contact:** Paul McCoy, 337-5708. Motion carries unanimously.
- B. Discussion is held, comments received and a **motion** is made by Chair Endresen and seconded by commissioner Lent that the Board approves and executes the Interlocal Agreement amendment with the **City of Bainbridge Island (KC-465-04A)** providing additional funding for the acquisition of Prichard Park by the City located in North Kitsap Commissioner District #1. **Total Fiscal Impact:** \$850,000. **Source of Funds:** Parks Capital Improvement Fund. **Staff Contact:** Joseph Coppo, 337-5361. Motion carries. Commissioner Angel votes no.

7) **DEPARTMENT OF ADMINISTRATIVE SERVICES:**

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board adopts **Resolution No. 108-2005*** establishing a Worker's Compensation's Revolving Checking Account in the Risk Management Fund. **Total Fiscal Impact:** N/A. **Source of Funds:** \$0. **Staff Contact:** Becky Froelich, 337-4406. Motion carries unanimously.
- B. A **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board adopts **Resolution No. 109-2005*** approving an amendment to an existing Contingent Loan Agreement with the Kitsap County Consolidated Housing Authority acknowledging a change of planned ownership of a portion of the Bremerton Government Center from a Federal Agency (U.S. Navy) to a local agency (Bremerton Housing Authority). **Total Fiscal Impact:** \$ 0. **Source of Funds:** N/A. **Staff Contact:** Arley Bright, 337- 4787. Motion carries unanimously.

8) **PROSECUTOR'S OFFICE:**

- A. Authorize the Prosecuting Attorney to file an action in superior court naming David N. Smith and Clayton E. Longacre requesting declaratory judgment and

injunctive relief to determine questions under chapters 40.14 and 40.16 RCW and chapter 9.73 RCW. **Staff Contact:** Jacqueline Aufderheide 337-4973. (**Note:** see Agenda Item 11).

- B. Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board adopts **Resolution No. 110-2005*** regarding a proposed ballot measure on the September 20, 2005 Ballot authorizing a one point five tenths (0.15) of one percent sales and use tax for Law and Justice purposes. **Staff Contact:** Shelley Kneip 337-4975. Motion carries unanimously.
- 9) **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.)
- A. Steve Boyer, Kitsap County Sheriff, gave a brief update on the Correction Division's "McTakeOver" Event held at the local McDonald's restaurant to help raise monies for the "Shop with a Cop" program used for shopping with under-privileged children.

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

- A. Commissioner Lent said she attended/participated in or will be attending the following meetings: WA State Tax Consultants, West Sound Technical School Tourism Class Graduation Ceremony, County Arts Walk, Clear Creek Trail work, Western Region WA Association of Counties Conference and the Blue Jackets Baseball Game.
- B. Commissioner Angel said she attended/participated in or will be attending the following meetings: WA International Trade Week and the Counties Legislative Institute.
- C. Commissioner Endresen said she attended/participated in or will be attending the following meetings: Girl Scout Leadership Fundraiser, Western Interstate Region Annual meeting, Hansville Community meeting on the Homestead Development and the Blue Jackets Baseball Game.

11) **BOARD OF COMMISSIONER'S EXECUTIVE SESSION:**

11:00 AM - Chair Endresen announced the Board would adjourn to executive session estimated to last approximately 15 minutes, to discuss Agenda item 8.A, a matter of potential litigation pursuant to the provisions of RCW 42.30.110 (1) (i). She states the Board plans to act on this matter.

Public meeting reconvenes:

A **motion** is made by Commissioner Angel and seconded by Commissioner Lent that the Board authorizes the Prosecuting Attorney to file an action in superior court naming David N. Smith and Clayton E. Longacre requesting declaratory judgment and injunctive relief to determine questions under chapters 40.14 and 40.16 RCW and chapter 9.73 RCW. **Staff Contact:** Jacqueline Aufderheide 337-4973. Motion carries unanimously.

The executive session ended at 11:15 AM.

Public meeting adjourns at 11:25 AM.

**BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY WASHINGTON**

CHRIS ENDRESEN, CHAIR

JAN ANGEL, COMMISSIONER

PATTY LENT, COMMISSIONER

ATTEST:

OPAL ROBERTSON
CLERK OF THE BOARD

DATE SIGNED

* See Resolution Journal Volume No. 60

** See Ordinance Journal Volume No. 14

OTHER MEETINGS ATTENDED BY THE BOARD:

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|---------|----------|--|
| 6/06/05 | 12:00 PM | Lunch with Elected Officials |
| | 2:00 PM | Admin Briefing Commissioners Conf Room |
| 6/07/05 | 8:00 AM | Kitsap Executive Council-Brem Gov Center |
| 6/08/05 | 8:30 AM | Work Study – Public Works Conf Room 3 rd Floor |
| | 10:00 AM | Exec Session - Public Works Conf Room 3 rd Floor RE: Labor relations |

12:00 PM Exec Session – Mary Mac’s Restaurant, Port Orchard
RE: Conditions of employment w/individual employee
2:30 PM Travel time to Kelso for Assoc of Counties Conference
6/9-10/05 8:00 AM WA Assoc of Counties Conference – Kelso, WA

(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 June 13, 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)

JUNE 13, 2005:

- 10:00) A** Public hearing to consider enacting an **Ordinance** temporarily reducing the speed limit to 30 MPH on a portion of **NW Newberry Hill Road** during major road construction located in Central Kitsap Commissioner District #3. **Staff Contact:**

- 10:00) B** Public hearing to consider enacting an **Ordinance** reducing the speed limit to 30 MPH on a portion of **Hood Canal Drive NE** located in North Kitsap Commissioner District #1. **Staff Contact:**