



MINUTES

**KITSAP COUNTY
BOARD OF COMMISSIONERS
January 23, 2006**

The Board of Commissioners met on the above-stated date. Present were Chair Jan Angel, Commissioner Chris Endresen, 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:

1) Recognition of "Employee Service Awards". **Staff Contact:** Erin Neff, 337-4447.

Congratulations and Certificates of Appreciation were presented to the following County Employees: Carol Bertapelle, Ronald Christiansen and Suzanne Boltz Auditor's Office; Gordon Starnes, Public Works and Jan Angel, Commissioners Office for their years of service to Kitsap County.

2) Resolution reappointing **Carl Johnson, Mary Earl, Carol Smiley** and **Kay Wilson** and appointing **Richard Shattuck and Robert Easton Jr.** to the Central Kitsap Community Council representing Central Kitsap Commissioner District #3. **Staff Contact:** Jan Koske, 337-4650.

Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Lent and seconded by Commissioner Angel that the Board adopts **Resolution No. 012-2006*** reappointing Carl Johnson, Mary Earl, Carol Smiley and Kay Wilson and appointing Richard Shattuck and Robert Easton Jr. to the Central Kitsap Community Council. Motion carries unanimously.

PUBLIC HEARINGS:

**** Please note that starting times are estimates and may be impacted by the amount of public input.**

10:00) Public hearing to consider a **Resolution** authorizing the County Treasurer to sell certain used equipment deemed surplus and excess to the needs of the Kitsap County Sheriff's Department, and the proceeds from the sale thereof credited to the Kitsap County Sheriff's Department. **Fiscal Impact:** (credit of auction proceeds to the Sheriff's Office). **Staff Contact:** Mark Stanisich, 337-5777 x4895.

Mark Stanisich, Public Works, gave a brief overview of the proposed resolution.

Discussion is held, comments called for and hearing no objection a **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board adopts **Resolution No. 013-2006*** authorizing the County Treasurer to sell certain used equipment deemed surplus and excess to the needs of the Kitsap County Sheriff's Department, and the proceeds from the sale thereof credited to the Kitsap County Sheriff's Department. Motion carries unanimously.

10:10) Public hearing to consider the following Open Space applications:

Karanne Gonzales, Community Development, gave a brief summary of the following open space applications stating the Planning Commission and staff recommends approval.

#1 Application filed by **Robert & Caroline Hoag** for Current Use Assessment - Open Space on approximately 6.4-acres zoned Rural Residential located at the SE Corner of the intersection of NE Twin Spits Road and Skunk Bay Road in North Kitsap, Commissioner District #1.

Discussion is held, comments called for and hearing no objection a **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board approves the application filed by Robert & Caroline Hoag for Current Use Assessment - Open Space; further that an Order be executed so stipulating. Motion carries unanimously.

#2 Application filed by **Robert W Hoag & Hoag Family Limited Partnership** for Current Use Assessment - Timber Open Space on approximately 19-acres zoned Rural Protection located at the NE corner of the Sidney Road and Heartwood Lane intersection in South Kitsap, Commissioner District #2; and on parcels approximately 24.39 acres zoned Rural Residential located at 10956 Lathrop Lane in Central Kitsap, Commissioner District #3.

Discussion is held, comments called for and hearing no objection a **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves the application filed by Robert Hoag & Hoag Family Limited Partnership for Current Use Assessment - Open Space Timber; further that an Order be executed so stipulating. Motion carries unanimously.

#3 Application filed by **Mark Elgot & Bernadette Henzi** for Current Use Assessment–Open Space on approximately 5.17-acres zoned Rural Residential located at 5599 Peterson Road SE in South Kitsap, Commissioner District # 2.

Discussion is held, comments called for and hearing no objection a **motion** is made by Chair Angel and seconded by Commissioner Lent that the Board approves the application filed by Mark Elgot & Bernadette Henzi for Current Use Assessment - Open Space; further that an Order be executed so stipulating. Motion carries unanimously.

#4 Application filed by **John Chittenden** for Current Use Assessment–Open Space on approximately 4.87-acres zoned Urban Low located 3762 Tracyton Beach Road NW in Central Kitsap, Commissioner District # 3.

Discussion is held, comments called for and hearing no objection a **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves the application filed by John Chittenden for Current Use Assessment - Open Space; further that an Order be executed so stipulating. Motion carries unanimously.

#5 Application filed by **Erik Prestegaard** for Current Use Assessment–Open Space on approximately 13-acres zoned Rural Protection located off Larson Lane in Central Kitsap, Commissioner District # 3.

Discussion is held, comments called for and hearing no objection a **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves the application filed by Erik Prestegaard for Current Use Assessment - Open Space; further that an Order be executed so stipulating. Motion carries unanimously.

#6 Application filed by **Hood Canal Salmon Enhancement Group** for Current Use Assessment–Open Space on approximately 18-acres zoned Rural Protection located on an unnamed easement road approximately ¼ mile north of NW Cats Paw Lane on the east side of Seabeck Holly Road NW approximately 1/4/ mile on the north side of an unnamed easement in Central Kitsap, Commissioner District # 3.

Discussion is held, comments called for and hearing no objection a **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves the application filed by the Hood Canal Salmon Enhancement Group for Current Use Assessment - Open Space; further that an Order be executed so stipulating. Motion carries unanimously.

PUBLIC COMMENTS ON REMAINING 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. Mike Eliason addresses the Board with concerns about agenda items 5.A and 5.C and asked to have item 8.A taken off the Consent agenda.

CONSENT ITEMS AND OTHER BUSINESS:

Note: Unless otherwise noted, all expenditures for the remaining agenda items have been included in the 2006 Biennial Budget.

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves the Consent Agenda except item 8.A. Motion carries unanimously.

1) **MISCELLANEOUS ITEMS:**

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

- B. Approves Minutes of January 9, 2006.
- C. Approves Warrant Nos. 3216944 through 3218001 in the amount of \$2,943,649.01.
- D. Approves Payroll Warrant Nos.
- E. Refer the following to the Prosecutor's Office and Risk Management: 1) Claim for Damages filed by CMR/QWEST.

Motion carries unanimously.

2) **DEPARTMENT OF PUBLIC WORKS:**

- A. Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board approves and executes the contract with **WA State Dept of Ecology (KC-029-06)** providing \$319,677 to assist with the Solid Waste Division to implement activities identified in the Kitsap County Comprehensive Solid Waste Mgmt Plan (2006-07 Coordinated Prevention Grant). **Fiscal Impact:** \$106,559 in grant revenue to the Solid Waste Fund. **Staff Contact:** Gretchen Olsen, 337-4626. Motion carries unanimously.
- B. Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board adopts **Resolution No. 014-2006*** establishing connection fees for sewer facilities constructed for the State Route 3/303 Interchange Project. **Fiscal Impact:** \$916,328 in connection fees to be deposited into the Sewer Construction Fund. **Staff Contact:** Barry Lovless, 337-5777 x3659. Motion carries unanimously.
- C. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the interlocal agreement with the **City of Bremerton (KC-596-05)** for bridge inspection and reporting. **Fiscal Impact:** all costs are reimbursed to the Road Fund. **Staff Contact:** Jon Brand, 337-4893. Motion carries unanimously.
- D. Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board

adopts **Resolution No. 015-2006*** implementing an *Adopt-A-Road* program for city and county roads. **Fiscal Impact:** \$24,000 to be paid from the Solid Waste Fund. **Staff Contact:** Gretchen Olsen, 337-4626. Motion carries unanimously.

3) DEPARTMENT OF PERSONNEL AND HUMAN SERVICES:

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract amendment with **Olympic Consortium and WA State Employment Security Dept (KC-052-05A)** revising the budget expenditure schedule for the period of February 1, 2005 through June 30, 2006. **Fiscal Impact:** None, housekeeping issue only. **Staff Contact:** Bob Potter, 337-4873. Motion carries unanimously.
- B. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract amendment with **WA State Dept of Social & Health Services (KC-465-05A)** decreasing the contract by \$8,804 for the period of July 1, 2005 through June 30, 2006. **Fiscal Impact:** 100% grant funded through the Dept of Social & Health Service. **Staff Contact:** Linda Hanna, 337-7068. Motion carries unanimously.

4) COUNTY CLERK'S OFFICE:

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract amendment with **Crawford, McGilliard, Peterson, Dixon and Yellish (KC-444-05A)** for legal representation of indigent persons. **Fiscal Impact:** extends contract date only. **Staff Contact:** Joanne Cruz, 337-7015. Motion carries unanimously.
- B. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract with **Tyner, King & Thimons (KC-041-06)** for legal representation of indigent persons for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$5,520 to be paid from the General Fund. **Staff Contact:** Joanne Cruz, 337-7015. Motion carries unanimously.
- C. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract with **James L. Reese Law firm (KC-043-06)** for legal representation of indigent persons for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$5,520 to be paid from the General Fund. **Staff Contact:** Joanne Cruz, 337-7015. Motion carries unanimously.
- D. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract with **Eileen S. Fox Law Firm (KC-046-06)** for legal representation of indigent persons for the period of January 1, 2006 through December 31, 2009. **Fiscal Impact:** Based on a fee schedule to be paid from the General Fund. **Staff Contact:** Joanne Cruz, 337-7015. Motion carries unanimously.

- E. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract with **Monte E. Hester, Inc P.S. (KC-047-06)** for legal representation of indigent persons charged with homicide in Kitsap County Superior Court for the period of December 13, 2005 through December 31, 2006. **Fiscal Impact:** Based on a fee schedule to be paid from the General Fund. **Staff Contact:** Joanne Cruz, 337-7015. Motion carries unanimously.

5) DEPARTMENT OF COMMUNITY DEVELOPMENT:

- A. Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the Contract with **Jones & Stokes (KC-073-06)** for consulting services on the 10-Year review and update of the Kitsap County Comprehensive Plan. **Fiscal Impact:** \$308,909 for Phase I to be paid from the General Fund. **Staff Contact:** Jim Bolger, 337-7165/Cindy Baker, 337-5683. Motion carries unanimously.
- B. Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board approves and executes the Contract with **WA State Department of Community, Trade & Economic Development (KC-028-06)** to update the *Buildable Lands Report*. **Fiscal Impact:** \$60,000 in Grant revenue from WA State Dept Community, Trade & Economic Dev plus \$95,000 in-kind services provided by Kitsap County. **Staff Contact:** Scott Diener, 337-4966. Motion carries unanimously.
- C. Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the Contract with **Jones & Stokes (KC-072-06)** for consulting services on the Silverdale Sub-Area Plan. **Fiscal Impact:** \$67,723 to be paid from General Fund carryover from 2005. **Staff Contact:** Scott Diener, 337-4966/Cindy Baker, 337-5683. Motion carries unanimously.

6) DEPARTMENT OF ADMINISTRATIVE SERVICES:

- A. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board adopts **Resolution No. 016-2006*** establishing the 2006 Workers Compensation Operating Fund Rates. **Fiscal Impact:** No direct cost. **Staff Contact:** Mark Abernathy, 337-4408. Motion carries unanimously.
- B. A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board adopts **Resolution No. 017-2006*** establishing the 2006 Supplemental Pension Assessment and Asbestos Fund Assessment Rates. **Fiscal Impact:** No direct cost. **Staff Contact:** Mark Abernathy, 337-4408. Motion carries unanimously.

7) **CONTRACTS APPROVED BY COUNTY STAFF (Pursuant to Section 3.56.075 Kitsap County Code:**

- A. Summary report of contracts approved by the County Administrator or Directors for the month of December (No action required by the Board).

8) **PROSECUTOR'S OFFICE:**

- A. Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board approves Authorization and approval of the Settlement Agreement, Release of All Claims, and Hold Harmless in connection with the action pending in United States District Court for the Western District of Washington, at Tacoma, Case No. C04-5843RJB. **Staff Contact:** Jacquelyn Aufderheide, 337-4973. 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 if this timeframe is insufficient.)

- A. Vivian Henderson addresses the Board regarding the open space applications on today's agenda and item 5.A.
- B. Jim Sommerhauser addresses the Board regarding the open space applications on today's agenda.
- C. Mike Eliason addresses the Board regarding the open space applications on today's agenda, item 8.A, resignation of Cindy Baker and the Buildable Lands Report.

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

- A. Commissioner Lent said she attended/participated in or will be attending the following: WSAC Board, Executive Council, Seabeck Community Club meeting, Central Kitsap Community Council, Legislative Rally and MLK Celebration.
- B. Commissioner Endresen said she attended/participated in or will be attending the following: Kingston Town Hall Meeting, Legislative Rally and WSAC Board.
- C. Chair Angel said she attended/participated in or will be attending the following: Kitsap Youth Mentoring Program, Legislative Rally, Manchester Community Council, and do press release regarding the resignation of Cindy Baker.

Public meeting adjourned at 11:30 AM.

**BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY WASHINGTON**

JAN ANGEL, CHAIR

CHRIS ENDRESEN, COMMISSIONER

PATTY LENT, COMMISSIONER

ATTEST:

OPAL ROBERTSON
CLERK OF THE BOARD

DATE APPROVED

* See Resolution Journal Volume No. 61

** See Ordinance Journal Volume No. 15

OTHER MEETINGS ATTENDED BY THE BOARD:

1/23/06	12:00 PM	Lunch
	2:00 PM	Admin Briefing – BOCC Conference Room
1/24/06	9:30 AM	Natural Resources Meeting- BOCC Conference Room
	12:00 PM	Lunch w/Dave Greetham, Employee of the Month
1/25/06	8:30 AM	Work Study Session-Public Works Conf Room 3 rd Floor
1/26/06	7:30 AM	Kitsap Economic Development Council Breakfast
1/30/06	10:00 AM	Admin Briefing – BOCC Conference Room
	12:00 PM	Lunch w/Elected Officials – Cosmos Restaurant, Port Orchard
	2:00 PM	Admin Briefing – BOCC Conference Room
2/01/06	8:30 AM	Work Study Session-Public Works Conf Room 3 rd Floor
	6:30 PM	Urban County Caucus - Olympia
2/06/06	10:00 AM	Admin Briefing – BOCC Conference Room
	2:00 PM	Admin Briefing – BOCC Conference Room
2/07/06	8:00 AM	Regional Coord Council/Health District Board Meetings
2/08/06	8:30 AM	Work Study Session-Public Works Conf Room 3 rd Floor
2/10/06	11:30 AM	KC Housing Authority Luncheon – Harborside, Bremerton

(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 Public Meeting will be held **February 13, 2006**.

NOTE: Kitsap County does not discriminate on the basis of disability. Individuals who require accommodations should contact the Commissioners Office at (360) 337-7146 or TDD (360) 337-7275 or 1-800-816-2782. (Please provide five business days notice for interpreter services).

UPCOMING TIMED AGENDA ITEMS:

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

February 13, 2006:

- 10:05)** Public hearing to consider enacting an **Ordinance** setting a speed limit of 35 MPH on the section of Sandy Hook Road NE from State Route 305 to 300 feet north of NE Dock Street in North Kitsap, Commissioner District #1. Staff Contact: Steve Johnson, 337-3114.
- 10:10)** Public hearing to consider enacting an **Ordinance** reducing the speed limit from 50 MPH to 45 MPH on a portion of NE Lincoln Road between 500 feet east of Stottlemeyer Road NE and Port Gamble Road NE in North Kitsap, Commissioner District #1. Staff Contact: Steve Johnson, 337-3114.
- 10:15)** Public hearing to consider enacting an **Ordinance** reducing the speed limit from 40 MPH to 35 MPH on a portion of Glenwood Road SE between SW Sedgwick Road and Sidney Road SW in South Kitsap, Commissioner District #2. Staff Contact: Steve Johnson, 337-3114.
- 10:20)** Public hearing to consider enacting an **Ordinance** setting a speed limit of 25 MPH on the portion of Colchester Drive East entering unincorporated Manchester from the south, extended to 300 feet south of the north intersection of Puget Drive East in South Kitsap, Commissioner District #2. Staff Contact, Steve Johnson, 337-3114.
- 10:25)** Public hearing to consider enacting an **Ordinance** setting a speed limit of 35 MPH on the portion of NW Newberry Hill Road beginning 600 feet west of Dickey Road NW and continuing east for 6,530 feet to Chico Way NW and setting a speed limit of 45 MPH on a portion of NW Newberry Hill Road beginning 600 feet west of Dickey Road NW and continuing west for 10,678 feet to Seabeck Highway NW in Central Kitsap, Commissioner District #3. Staff Contact, Steve Johnson, 337-3114.
- 10:30)** **Closed Record** hearing to consider an appeal filed by David Moss on behalf

of Dianne Munroe and Donene Munroe of the Hearing Examiner's decision to grant subject to conditions the request for a **Shoreline Substantial Development Permit (Stolle Dock)** allowing for construction of a 200-foot long, 8-foot wide, single use pier, ramp and floating dock located at 15972 Virginia Point Road in North Kitsap, Commissioner District #1. **Staff Contact:** Patty Charnas, 337-4967.

10:45) **Closed Record** hearing to consider an appeal filed by John Taylor, Robert Schneider, Ellen Schupay and J.R. Worthington of the Hearing Examiner's decision to approve subject to conditions the **Conditional Use Permit** application filed by **Harrison Memorial Hospital** for a 400-square foot ground level heliport zone on grasscrete with a 90-foot clear zone near the southwest corner of the Silverdale Hospital site in Central Kitsap, Commissioner District #3. The facility will provide a safe landing area for emergency medical flights to transport patients to regional trauma centers. **Staff Contact:** Jeff Smith, 337-7022.

10:55) Public hearing to consider adoption of a **Resolution** amending the **2005-2006 Kitsap County Biennial Budget**. If approved, the resolution will increase expenditures in fund 286 (LTGO Bond Fund 2002A – PFD) in the amount of \$500,000 in 2006. Cash balances in the Public Facilities District (PFD) Stabilization Fund cover these expenditures. **Staff Contact:** Arley Bright, 337-4787.