



MINUTES

**KITSAP COUNTY
BOARD OF COMMISSIONERS
February 13, 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 of the Month" for February (Richard Gauthier, George Thompson, David Lind and Dennis Thorne, Public Works). **Staff Contact:** Erin Neff, 337-4447.

Congratulations and Certificates of Appreciation were presented to the following employees on being selected *Employees of the Month* for February: Richard Gauthier, George Thompson, David Lind and Dennis Thorne, *Public Works Department*.

2) **Resolution** appointing **Sharon Kuepfer** (representing District #3) and **Mallory Jackson** (representing District #2) to the Art Advisory Board. **Staff Contact:** Jan Koske, 337-4650.

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 adopts **Resolution No.019-2006**** appointing **Sharon Kuepfer** (representing District #3) and **Mallory Jackson** (representing District #2) to the Art Advisory Board. Motion carries unanimously.

3) **Resolution** appointing **Donald Martin** (representing District #2) to the Park & Recreation Advisory Board. **Staff Contact:** Jan Koske, 337-4650.

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 adopts **Resolution No. 020-2006*** appointing **Donald Martin** (representing District #2) to the Park & Recreation Advisory Board. Motion carries unanimously.

4) Resolution reappointing **Jim Rye** and appointing **Wendy Davis** to the Kitsap County Fair Board. **Staff Contact:** Jan Koske, 337-4650.

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. 021-2006*** reappointing **Jim Rye** and appointing **Wendy Davis** to the Kitsap County Fair Board. Motion carries unanimously.

PUBLIC HEARINGS:

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

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.

Steve Johnson, Public Works, gave a brief summary of the proposed Ordinance stating it is the result of traffic complaints from residents south of NE Dock Street. He said a traffic study was conducted on the entire length of Sandy Hook Road and it indicated that a large majority of the motorist ignored the 25 MPH speed limit from State Route 305 to Dock Street. He said since January of 2000, there has only been one collision involving a DUI with no evidence of speed being involved. Johnson said a traffic issues meeting was held with residents in June of 2004 that resulted in a survey being mailed to approximately 150 residents. He said the department received 52 responses: 11 wanted the speed limit to remain the same or lowered, 39 wanted the speed limit raised and 2 surveys were returned. He said for a speed limit to be effective it must reflect the behavior of the majority of motorist.

Discussion is held between the Board and staff regarding the date the survey was actually taken, when the traffic issues meeting was held, when the traffic survey was mailed, possible speed bumps in the area and a traffic count in the area.

Robert Hawkins, Sandy Hook Road resident, said a majority of the residents in the area were quite concerned about an increased speed limit on the first portion of the road. He also has concerns about large vehicles that use the road particularly the casino buses and the heavy-duty trucks that do not come close to corresponding with the current posted speed limit.

Lisa Gsellman, Sandy Hook Road resident, said speeding on this road makes it unsafe for her and her family to walk along the roadway. She said just because people speed on the road doesn't mean that the street is designed for that speed.

Wendy Phillips, area resident, said excessive speeding on this road has been a problem for quite some time. She submitted a petition to the Board requesting that the

speed limit remain at 25 MPH. Phillips said she went door-to-door and spoke with the residents in the impacted area and only one other resident besides her had received the traffic survey sent out by Public Works. She said 100% of the residents she spoke with did not support the speed limit increase and believes this is a matter of public safety. She said she would love to have speed bumps installed in order to get cars to slow down.

Shane Phillips, area resident, said roadway design is a fairly standardized procedure required by county code and based on WA State Department of Transportation guidelines. He said this portion of road is a safety issue and will be exacerbated by increasing the speed limit. Phillips also had concerns about the grade of the road, the intersection and insufficient shoulder width. He urges the Board to vote no on the speed limit increase.

Vivian Henderson said she does not live in the area but did not believe that speed bumps would be the solution to the problem.

Dusty Wiley said there are plans to pave the Arrowhead Road approach.

A **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board continues this matter to March 13, 2006; said matter for decision only.

Commissioner Endresen read for the record a response received from WA State Department of Transportation regarding State Hwy 305 and Sandy Hook Road intersection.

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.

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 enacts an **Ordinance No. 354-2006**** 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. Motion carries unanimously.

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.

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 enacts **Ordinance No. 355-2006**** 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. Motion carries unanimously.

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.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Chair Angel and seconded by Commissioner Endresen that the Board enacts **Ordinance No. 356-2006**** 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. Motion carries unanimously.

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.

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 enacts **Ordinance No. 357-2006**** 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. Motion carries unanimously.

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.

Patty Charnas, Community Development, gave a brief overview of the proposed Shoreline Substantial Development Permit application stating that on December 23, 2004, Joan and Michael Stolle applied for a shoreline substantial development permit for construction of a dock located at their resident on Virginia Point Road in North Kitsap. She said the proposed dock's overall length would be 210 feet and that staff initially recommended denial of the permit application based on the availability and feasibility of joint use of an existing 200-foot dock owned by one of the applicants and located directly adjacent to the property. Charnas said the applicant's representative presented new information regarding the transfer of the existing dock from Michael and Joan Stolle to their son Jon Stolle. She said at which time Jon Stolle issued a statement regarding his intent to use the existing dock for moorage for

his vessel for use by visiting guests, business associates and clients and therefore did not desire to enter into a joint use agreement. Charnas said based on review of this information, staff recommended approval of the shoreline substantial development permit for the proposed dock on September 14, 2005 and issued a memorandum to the Hearing Examiner to that effect. On October 18, 2005, the Hearing Examiner issued his decision approving the permit application and on November 1, 2005, Dianne Munroe and Donene Munroe filed a timely appeal. The Monroes' appeal contends that the decision to approve the permit did not consider that the applicant's son was interested in using the dock for what appeared to be commercial and business purposes and further the Monroes dispute several contentions of the joint use dock presented the threat of litigation and that overall the construction of another single-use dock would present cumulative adverse impacts to both the shoreline environment as well as navigation.

Discussion is held between the Board and Charnas regarding the number of docks in the area, how many are joint use docks and the average length of the docks.

Chair Angel explains the closed record appeal hearing process.

Terry Brink, Attorney representing Michael & Joan Stolle, said staff mentioned that Ms Stolle's conveyance of her property to her son included her husband but that is incorrect in that it is Ms Stolle's separate property and she had given it to her son as a gift. Brink said there were some facts omitted from the appeal regarding the reversal of position by staff and there were good reasons to reverse the recommendation, one being the transfer of property from mother to son who chose not to share his dock, which is his choice. Brink said in the Shoreline Hearings Board case (*Atchinson v. King County*), the Hearings Board makes it clear that they would not force people to share docks if they did not want to. Relative to protection of the rural environment, Brink said there are three Kitsap County Code sections that specifically allow for docks in this zone. Relative to the dock being used in violation of relevant zoning, Brink said this is about a dock that is not yet constructed and the appellants are referencing the existing dock that will be used by the son of one of the applicants, he did not believe it had anything to do with this application. Brink said relative to a joint use dock not being feasible, the Hearings Board stated it would not force individuals to be partners in joint dock use if they did not want to share. He said he knows of no litigation that could evolve from this application and that the argument seems to be between the Jon Stolle dock and the appellants who are the adjacent property owners. Brink also said that the appellants had a survey done that proved that the Cadranells' dock was the encroaching dock and not Jon Stolle's dock but that they chose not to sue the Cadranells to force a relocation of their dock.

David Moss, Attorney representing the Dianne and Donene Munroe, said the shoreline should be judged with increase scrutiny and if there are already too many docks in the area, maybe the zoning should be changed. He said there is a 200 plus foot dock going in and when it is loaded with boats it will change the way the shoreline works as well as cause an adverse impact. Relative to potential violation of relevant zoning, Moss said Jon Stolle could not load his dock with clients or business associates because it appears to be a primary and major use, which is not allowed. He said these are family parcels and it seems

ridiculous that they cannot share especially if they take away the proposed commercial and business use.

Dianne Monroe, Appellant, said she is the legal owner of the said parcel and that she has not appeared before this Board previously. She said the original application was for Joan and Michael Stolle and that she has never met these individuals. Monroe said she is not one to try to manage other people's property but did want everyone to have a fair opportunity to use their parcel. She did not believe the code intended the docks to be loaded for business associates use. Monroe said when there are 6-10 boats lined up on either side of the dock it makes her waters un-navigable for fear of hitting other boats. She said she likes for individuals to share docks.

Donene Monroe, Appellant, clarifies that she is the individual referenced by Brinks stating that she did not have a problem with Stolle's dock and that her problem was with the Cadranells. She said when she attended the meeting before the Hearing Examiner (September 8, 2005) she was under the impression that Joan and Jon Stolle were the applicants for the new proposed dock and found out that the property had been deeded to their son to mitigate having a share used dock.

Terry Brink states there is no legal reason that would justify denying this permit, the Hearing Examiner has approved it, the Prosecutor's Office has approved it, staff has recommended approval and so has the Department of Fish and Wildlife. He said he is unaware of anything that Jon Stolle has said or written stating he was going to "load up" the south side of the dock. Brink said at the previous hearing Donene Monroe indicated that she was representing the Monroe family and she did say the things he mentioned earlier and he does not understand how anything has changed since that hearing relative to what is causing their problem. Brink said there is nothing in the record that states that there was any rejection of this application at anytime.

David Moss said he does not believe that Brinks background nor the fact that the Department of Fish and Wildlife has approved this permit has any bearing on these issues or whether it will have an adverse impact on the shoreline and whether a joint use dock is feasible.

Discussion is held between the Board and staff regarding whether there are restrictions on use of the docks for personal or commercial use and whether there is a limit to the number of boats that can be moored on a residential dock.

Chair Angel closes the public comment portion of this hearing.

Commissioner Endresen states the county will be updating the Shoreline Master Plan and hope that citizens will give input during that time. She states she has concerns about the access to the Monroe property and that it is not blocked but that issue is not a part of the appeal and neither is it in the record and therefore cannot be addressed. Commissioner Endresen states in order for the Board to reverse the Hearing Examiner's decision, it must find that the Hearing Examiner erred on the criteria as mentioned earlier by Chair Angel.

She said there no evidence in the appeal or the record to suggest any errors.

A **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board deny the appeal and uphold the decision of the Hearing Examiner. Motion carries unanimously.

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.

Chair Angel states that this is a closed record hearing and explains the process.

Jeff Smith, Department of Community Development, gave a brief summary of the proposed Conditional Use Permit application stating that on September 8, 2005 a public hearing was held before the Kitsap County Hearing Examiner regarding a Conditional Use Permit for Harrison Hospital to operate a heliport at its Central Kitsap facility. He said the proposed project would provide a safe landing area day or night for emergency medical flights transporting individuals to regional trauma centers. He said currently emergency providers use the Silverdale Mall as a heliport. Smith said a public need was created due increased traffic at the mall and the difficulty for the emergency providers to cordoned off a landing area. He also said according to county code, heliports are permitted in all zones but are conditionally approved by the Hearing Examiner. Smith said the area would be 40 x 40 for the grasscrete with a 90-foot clear zone that would have 40-watt, recessed in-ground lights that would only be in operation during transporting. He said Air Lift Northwest would be the primary provider and that the flights would arrive and depart over the regional commercial zone in the area. He said staff made a determination of non-significance that if the facility operates at the levels of service as operated at the mall there should be no significant impact. Smith states the Hearing Examiner issued a decision of conditional approval on September 12, 2005 and on September 27, 2005 the above appellants submitted a timely appeal of that decision. Smith said the appellants appeal issues included the following: public notice to surrounding property owners was incomplete, helicopters will constitute a nuisance to neighborhoods and a public safety hazard, the heliport will create offensive noise vibrations, dust and bright lights, the fence is not adequate to address public safety, heliports belong on rooftops, the number of flights will increase over time, it will be a major impact on the community, the heliport will create traffic with a chance of crashing into a multi-family development and Harrison Hospital failed to demonstrate the need for a new hospital site. Smith said part of the proposal is to install a 6-foot, site-obscuring fence along Ridgetop Blvd to prevent pedestrians from entering the transport area.

Discussion is held between the Board and Smith regarding the "fly-over" area, the amount

of time for the helicopters to land and take off, land use approval timeline, whether the heliport plan was included in the original hospital master plan, how close the heliport is located to residences, expanded use of the heliport and whether there is mixed use in the regional zone.

Robert Baglio, NL Olsen & Associates and speaking on behalf of the applicant, said there are two probable flight paths with the residential area indicated as a no-fly zone. Relative to zoning, Baglio said the location of the heliport to the closest house is 171 feet across Ridgetop Boulevard.

Don Thornton, Harrison Medical Center, said Harrison was contacted by Emergency Medical Services approximately three years ago indicating that the mall operation was dangerous and that there was a need to find a permanent alternative. He said this site was chosen not because it was the least expensive but because it is the best site. He said Harrison does not plan to use this as a commercial helipad but it is an essential patient care need.

David Ketchum, Airside, said for 29 years his business has been dedicated to designing hospital heliports and providing consultation regarding those facilities. He said one reason this site works well is due to it being directly adjacent to the emergency department. He said in following the logic, currently where the helicopters are landing is illogical from a safety standpoint and it is logical to move to the nearest medical facility because the medical facility is often times where patients are stabilized prior to being flown to another facility. He said what the hospital is attempting to do makes a logical sense.

Ken Burdette, Central Kitsap Fire & Rescue, said where the helicopters are currently landing is extremely dangerous and he has witnessed "near" accidents. He said they cannot control the mall parking lot, they have been looking for an alternative location and is pleased that the hospital has located a site that they can use for landing.

John Taylor, Appellant, said he lives near Harrison Hospital in Silverdale and asked that written testimony dated November 23, 2005 and previously submitted be made a part of today's hearing by reference. Taylor emphasizes that there were many inconsistencies in the Hearing Examiner's decision that gives cause for the Board's reconsideration to the location of this heliport. He said the proposed location is a major change from the original county-approved site plan and it is an accident and personal injury scenario waiting to happen. He is concerned for the safety of the students that walk to school in that area. Taylor said he is not opposed to the heliport and recognizes the support and the need for such a facility. He said he objects to the proposed location based on the safety and peaceful enjoyment of his property and extreme distractions caused by the heliport will be undeniable and will surely set a pre-existing condition for a traffic accident. He asked that the heliport be located as indicated in the original plan, on the north side of the parking lot.

Rob Schneider, Appellant, said they are strong supporters of first responders and Airlift Northwest efforts in providing emergency helicopter transport throughout the Pacific Northwest, however the problem is, this is the wrong site. He said the proposed site is 32-

feet from a public walk area which will not be controlled during this process. Schneider has concerns about the arrival and departure of the helicopters in that even at several hundred feet in the air, a large orange and white aircraft with flashing warning lights and whirling rotors is not something that drivers will be expecting to see. He said he would support the site as outlined in the original plan, which is located to the north of the building further away from the intersection and sidewalks. Schneider said this is irresponsible use of the public trust and is money that is being used by Harrison Hospital to solve a problem of the taxpayers in Central Kitsap. He further believes Central Kitsap residents should be paying for the location of this helipad site since it is for Central Kitsap responders.

Chair Angel closes the public comment portion of the hearing.

Discussion is held between Board and staff regarding how many heliport sites are located in the county, the flight time length for each departure/arrival, the amount of time the helicopter is in the area, the no-fly path, the six-foot obscuring fence and how the residential areas would be affected at night.

A **motion** is made by Commissioner Lent and seconded by Commissioner Endresen that the Board continues this matter to March 13, 2006; said matter for decision only. Motion carries unanimously.

10:55) Public hearing to consider adopting a **Resolution** amending the **2005-2006 Kitsap County Biennial Budget** to 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. **(Note: At request of staff, this matter is continued to the March 13, 2006 public meeting)**

Chair Angel continues this matter to March 13, 2006.

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.)

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.

1) MISCELLANEOUS ITEMS:

B. Minutes of January 23, 2006.

C. Warrant Nos. 322023 through 3221218 in the amount of \$1,964,646.17.

- D. Payroll Warrant Nos. 637050 through 637170 in the amount \$1,692,954.05.
- E. Refer the following to the Prosecutor's Office and Risk Management: 1) Claim for Damages filed by Kenneth C Lassiter and Alpha D Lassiter; 2) Claim for Damages filed by Nicholas James; 3) Claim for Damages filed by Craig Lawrence Moore and 4) Claim for Damages filed by Bruce Yoder and Victoria Yoder.

Motion carries unanimously.

2) DEPARTMENT OF PUBLIC WORKS:

- 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 **Northern Con Agg Inc (KC-032-06)** for culvert replacement on JM Dickensen Road SW in South Kitsap Commissioner District #2. **Fiscal Impact:** \$74,346 to be paid from the Road Fund. **Staff Contact:** Dick Dadisman, 337-5777 x3556. 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 approves and executes the contract with **Northern Con Agg Inc (KC-033-06)** for culvert replacement on Big Valley Road NE in North Kitsap Commissioner District #1. **Fiscal Impact:** \$70,862 to be paid from the Road Fund. **Staff Contact:** Dick Dadisman, 337-5777 x3556. 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 **Five Rivers Construction Inc (KC-066-06)** for culvert replacement on Olalla Valley Road SE in South Kitsap Commissioner District #2. **Fiscal Impact:** \$321,510 to be paid from the Road Fund. **Staff Contact:** Dick Dadisman, 337-5777 x3556. 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. 022-2006*** initiating county road projects in Central and South Kitsap County (Lund Avenue Bridge, Dewatto Road W, Silverdale Way/Anderson Hill and Stavis Bay Road Bridge). **Fiscal Impact:** Minimal. **Staff Contact:** Dick Dadisman, 337-5777 x3556. Motion carries unanimously.
- E. 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. 023-2006*** initiating county road projects in North and South Kitsap County (JM Dickenson Road SW and Big Valley Road NE). **Fiscal Impact:** Minimal. **Staff Contact:** Dick Dadisman, 337-3556. Motion carries unanimously.
- F. 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. 024-2006*** initiating county road projects in North and South Kitsap County (Aspen Street SE and Augusta Ave). **Fiscal Impact:** Minimal. **Staff Contact:** Dick Dadisman, 337-5777 x3556. Motion carries unanimously.

- G. 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. 025-2006*** authorizing condemnation of private property needed for the Silverdale Way N Road project North Kitsap District #1. **Fiscal Impact:** No direct cost. **Staff Contact:** Molly Foster, 337-3686. Motion carries unanimously.
- H. Discussion is held, comments received and hearing no objection, a motion is made by Chair Angle and seconded by Commissioner Endresen that the Board adopts **Resolution No. 026-2006*** transferring tax title lands (located in the Plat of Olalla Gardens) to the Dept of Public Works in South Kitsap District #2. **Fiscal Impact:** No direct cost. **Staff Contact:** Molly Foster, 337-3686. Motion carries unanimously.
- I. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the Drainage Easement agreement with WA State Dept of Transportation for roadway improvements associated with the State Route 3/303 interchange project. **Fiscal Impact:** Minimal staff time. **Staff Contact:** Suzie Pride, 337-3638. Motion carries unanimously.
- J. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board adopts **Resolution No. 027-2006*** transferring properties (three areas within the Howe Farm Park) between the Dept of Public Works and the Dept of Facilities, Parks & Recreation for roadway purposes. **Fiscal Impact:** \$16,000 of work provided by Public Works. **Staff Contact:** Robert McGinley, 337-3924. 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 **Kitsap Mental Health (KC-332-05A)** to expand outpatient treatment services (youth and adult) and increasing the contract amount by \$12,000 for the period of July 1, 2005 through June 30, 2007. **Fiscal Impact:** \$12,000 is 100% grant funded through the Dept of Social & Health Service. **Staff Contact:** Betsy Bosch, 337-4880. Motion carries unanimously.
- B. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the Interlocal agreement with the **Port Gamble S'Klallam Tribe (KC-014-06)** providing improved mental health services to local Native communities for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$7,150 is 100% grant funded through the Dept of Social &

- Health Service. **Staff Contact:** Anders Edgerton, 337-4886. 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 **Lower Elwha Klallam Tribe (KC-015-06)** providing improved mental health services to local Native communities for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$7,150 is 100% grant funded through the Dept of Social & Health Service. **Staff Contact:** Anders Edgerton, 337-4886. Motion carries unanimously.
- D. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the interlocal agreement with the **Quileute Tribe (KC-011-06)** providing improved mental health services to local Native communities for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$7,150 is 100% grant funded through the Dept of Social & Health Services. **Staff Contact:** Anders Edgerton, 337-4886. Motion carries unanimously.
- E. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board adopts **Resolution No. 028-2006*** creating or changing positions approved in the mid-year biennial 2005/2006 Budget review. **Fiscal Impact:** Defines positions only, does not authorize current funding. **Staff Contact:** Lynn Flanig, 337-3536. Motion carries unanimously.
- F. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract amendment with the **Dept of Social & Health Services (KC-174-05A)** amending the insurance language in the updated General Terms and Conditions section. **Fiscal Impact:** Housekeeping, no fiscal impact. **Staff Contact:** Gay Neal, 337-4879. Motion carries unanimously.
- G. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract amendment with the **Dept of Social & Health Services (KC-381-05A)** increasing the contract amount by \$19,500 for alcohol and other drug prevention and treatment services for the period of July 1, 2005 through June 30, 2007. **Fiscal Impact:** \$19,500 is 100% grant funded through the Dept of Social & Health Services. **Staff Contact:** Betsy Bosch, 337-4880. Motion carries unanimously.
- H. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the Collective Bargaining agreement amendment with the **Teamsters Local 589, Facilities, Parks & Recreation (KC-514-03D)** incorporating positions of Volunteer Coordinator and Office Specialist I into the Collective Bargaining unit. **Staff Contact:** Rob Gudmundson, 337-4484. Motion carries unanimously.
- I. A motion is made by Commissioner Lent and seconded by Commissioner Endresen

that the Board approves and executes the contract amendment with the **Cascade Recovery Center (KC-331-05B)** providing one outpatient treatment slot and a half time out-stationed counselor and increasing the contract amount by \$30,372 for alcohol and other drug prevention and treatment services for the period of July 1, 2005 through June 30, 2007. **Fiscal Impact:** \$30,372 is 100% grant funded through the Dept of Social & Health Services. **Staff Contact:** Betsy Bosch, 337-4880. Motion carries unanimously.

- J. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract with the **Dept of Social & Health Services (KC-581-05)** providing funds for family support activities for individuals with severe developmental disabilities and their families for the period of July 1, 2005 through June 30, 2006. **Fiscal Impact:** \$19,510 is 100% grant funded through the Dept of Social & Health Services. **Staff Contact:** Doug Washburn, 337-4872. 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 with **Rovang Fong & Associates (KC-042-06)** 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.
- B. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes contract amendment with **Ryan Sells Uptegraff (KC-234-05A)** extending the contract end date for legal representation of indigent persons through December 31, 2006. **Fiscal Impact:** Housekeeping revision. **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 **Crawford, McGilliard, Peterson, Yelish and Dixon (KC-096-06)** for legal representation of indigent persons for the period of January 1, 2006 through December 31, 2007. **Fiscal Impact:** \$86,000 to be paid from the General Fund. **Staff Contact:** Joanne Cruz, 337-7015. Motion carries unanimously.

5) SHERIFF'S DEPARTMENT:

- A. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract with the **City of Bremerton (KC-069-06)** for gun range rental to conduct firearms training for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$500 per year of training to be paid from the Sheriff's Patrol Fund. **Staff Contact:** Dennis Bonneville, 337-3211. 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 **Pierce County (KC-132-04B)** for services to repair or maintain the communications systems program for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$90 per hour to be paid from the General Fund. **Staff Contact:** Dennis Bonneville, 337-3211. Motion carries unanimously.

6) DEPARTMENT OF ADMINISTRATIVE SERVICES:

- A. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the contract with **Kitsap Peninsula Visitor & Convention Bureau (KC-059-06)** for promoting tourism and convention industry in Kitsap County for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$100,006 to be paid from the Lodging Tax Fund. **Staff Contact:** Ben Holland, 337-4504. 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 **Kitsap Humane Society (KC-071-06)** for animal control and licensing services in Kitsap County for the period of January 1, 2006 through December 31, 2006. **Fiscal Impact:** \$547,199 to be paid from the General Admin & Operations Fund. **Staff Contact:** Ben Holland, 337-4504. Motion carries unanimously.

7) DEPARTMENT OF COMMUNITY DEVELOPMENT:

- A. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board approves and executes the interlocal agreement amendment with the **City of Port Orchard (KC-463-05A)** extending the contract (revenue sharing for Sub-area Plan/EIS) end date to June 30, 2006. **Staff Contact:** James Weaver, 337-4543. Motion carries unanimously.
- B. Discussion held, comments received and hearing no objection, a motion is made by Commissioner Endresen and seconded by Commissioner Lent that the Board approves the Binding Site Plan for the Twelve Trees Business Park, Division 5 in North Kitsap, Commissioner District #1. **Staff Contact:** Jim Barnard, 337-3636. Motion carries unanimously.

8) DEPARTMENT OF FACILITIES, PARKS & RECREATION:

- 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 the **Kitsap Sun (KC-589-05)** for naming rights to the Kitsap Pavilion. **Staff Contact:** Frank Abbott, 337-5375. 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 Purchase and Sale agreement with **Pacific Northwest Communities, LLC (KC-096-06)** for the purchase of the Kingston Navy Housing property. **Fiscal Impact:** \$1,750,000 to be paid from the Parks Capital Improvement Fund. **Staff Contact:** Mark Mauren, 337-4252. Motion carries unanimously.

9) TREASURER'S OFFICE:

- A. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board adopts **Resolution No. 029-2006*** authorizing the write off of uncollectible personal property taxes. **Fiscal Impact:** \$15,613 is the county's portion of the total amount being written off. **Staff Contact:** Allen Richardson, 337-4936. Motion carries unanimously.

10) AUDITOR'S OFFICE:

- A. A motion is made by Commissioner Lent and seconded by Commissioner Endresen that the Board adopts **Resolution No. 030-2006*** authorizing the closure of the Sheriff's Department Imprest Checking Account (Special Investigative Unit) in the amount of \$75,000. **Staff Contact:** Lillian Shierk, 337-4909. Motion carries unanimously.

11) CONTRACTS APPROVED BY COUNTY STAFF:

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

12) 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. Mike Eliason addresses the Board regarding a possible Permitting Process Facilitator, a possible political signage advisory committee and invites the Board to an upcoming judicial forum.
- B. Stuart Walton, WA Cash Coordinator, introduced himself and spoke briefly about this program for low-income individuals.

13) BOARD OF COMMISSIONER'S COMMENTS:

- A. Chair Angel announces that the Board would recess into executive session from 1:00-2:00 PM to discuss pending litigation pursuant to RCW 42.30.110 (i) and would recess into a second executive session from 3:15-4:30 PM to evaluate the qualifications of a candidate for appointment to elective office pursuant to RCW 42.30.110 (h) and that the Board would possibly reconvene to take action on the matter.

Public meeting recesses at 12:50 PM

Public meeting reconvenes at 4:33 PM.

Discussion is held, comments received and a **motion** is made by Commissioner Endresen and seconded by Commissioner Lent that the Board appoints Stephen Holman as District Court Judge, Position 4. Motion carries unanimously.

Chair Angel announces that there will be no public meeting on February 27, 2007.

Public meeting adjourns at 4:45 PM.

**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:

2/13/06	1:00 PM 2:00 PM 5:00 PM	Exec Session- BOCC Conf Rm (pursuant to RCW 42.30.110(i) Admin Briefing – BOCC Conference Room Meeting with the City of Port Orchard (tentative)
2/15/06	8:30 AM 10:30 AM 1:30 PM 6:30 PM	Work Study Session-Public Works Conf Room 3 rd Floor Exec Session- PW Conf Rm (pursuant to RCW 42.30.110(i) Hood Canal Coord Council, <i>Oyster Bay</i> , Bremerton Urban Co. Caucus, <i>Mercatos Restaurant</i> , Olympia
2/20/06		Office Closed in Observance of Presidents Day

2/21/06	8:00 AM	Housing/Transit/Emerg Mgmt meeting
2/22/06	8:30 AM	Work Study Session-Public Works Conf Room 3 rd Floor
	12:00 PM	Lunch with Employee of the Month
	5:00 PM	Meeting with the City of Port Orchard (tentative)
2/23/06	8:00 AM	KC Supervisors Certification "Kick Off"
	2:30 PM	Regional Coord Council Transpol, Mayor's Ofc, 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 **March 13, 2006.**

(Due to lack of quorum, there will be no public meeting on February 27, 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)