



## MINUTES

### KITSAP COUNTY BOARD OF COMMISSIONERS December 5, 2007 – 7:00 p.m.

The Board of Commissioners met on the above-stated date. Present were Chair Josh Brown, Commissioner Jan Angel, Commissioner Steve Bauer, County Administrator Nancy Grennan, Clerk of the Board Opal Robertson and Clerk of the Board Pro Tem Pat Lawson. *(The Board of Commissioners' public meetings is audio and video taped. By signing in or speaking at this meeting, you grant your permission to be taped. Minutes of this public meeting are posted on Kitsap County's webpage).*

[\(Public meeting rescheduled from Dec 3, 2007 to Dec 5th due to emergency weather conditions\)](#)

**7:00 PM)** Meeting Called to Order with Pledge of Allegiance.

#### **PROCLAMATIONS/RESOLUTIONS/RECOGNITION:**

**#1** Recognition of Employee of the Month for December. **Staff Contact:** Erin Neff, 337-4447.

Congratulations to Jon Brand, Dusty Wiley, Jim McCready and all of the crew of the South End Road Shed on being selected employees of the month for December. Certificates of Appreciation will be distributed to the crew next week.

**#2** [Proclamation/Resolution](#) recognizing and honoring Larry Keller for his many years of service to Kitsap Mental Health. **Staff Contact:** Debbie Austin, 337-7097.

Discussion is held, comments received and hearing no objection, **a motion** is made by Commissioner Angel and seconded by Commissioner Bauer that the Board adopts **Resolution No. 235-2007\*** recognizing and honoring Larry Keller for his many years of service to Kitsap Mental Health. Motion carries unanimously.

The Board presents a Certificate of Appreciation to Keller.

#### **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD:**

(Please limit comments to **3 minutes**. Written comments may also be submitted to the Board if this timeframe is insufficient.)

- A. Sherry Eaton from Emu Composting Facility addresses the Board concerning burning alternatives for Kitsap County by making use of a compost recycling center for organic waste.

**CONSENT ITEMS AND OTHER BUSINESS:**

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

- A. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves the Consent Agenda. Motion carries unanimously.

**1) MISCELLANEOUS ITEMS:**

- B. Approve Minutes of November 26, 2007.
- C. Approve Warrant Nos. 656737 – 780807 in the amount of 1,913,135.37.
- D. Approve Payroll Warrant Nos.
- E. Refer to the Prosecutor’s Office and Risk Manager: 1) Claim for Damages filed by K. Chittenden.
- F. Formal Decision of the Board, Re: Appeal of Director’s Interpretation Manchester Village Commercial #2.

**2) DEPARTMENT OF PUBLIC WORKS:**

- A. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the contract [amendment](#) with **Perteet (KC-188-06B)** for improvements to Bucklin Hill/Tracyton Blvd in Central Kitsap, Commissioner District #3. **Fiscal Impact:** \$117,960 – County Road Fund. **Staff Contact:** Dick Dadisman, 337-3556. Motion carries unanimously.
- B. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the Interlocal agreement with the **Port of Bremerton (KC-413-07)** providing for cooperation between the county and the port for the State Route 3/State Route 16 corridor traffic impacts. **Fiscal Impact:** \$75,000 – Transportation Fund. **Staff Contact:** Greg Cioc, 337-4660. Motion carries unanimously.
- C. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the Interlocal agreement amendment with the **Port of Bremerton (KC-424-05B)** providing for cooperation between the county and the port for Phase II design of a new access point and roadway along State Route 3 within county limits and right-of-way and or WA State Dept of Transportation right-of-way in South Kitsap Commissioner District #2. **Fiscal Impact:** \$30,000 –

Transportation Fund. **Staff Contact:** Greg Cioc, 337-4660. Motion carries unanimously.

**3) DEPARTMENT OF PARKS & RECREATION:**

- A. Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the Statutory Warranty Deed **(KC-480-07)** conveyance to Great Peninsula Conservancy and Friends of Miller Bay for the Cowling Creek property purchased by Kitsap County. **Staff Contact:** Chip Faver, 337-5355. Motion carries unanimously.

**4) DEPARTMENT OF CENTRAL COMMUNICATIONS:**

- A. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the contract [amendment](#) with the **U.S. Coast Guard Rescue 21 (KC-264-05B)** to lease space on CENCOM's Gold Mountain Tower. Fiscal Impact: Related revenue of \$30,933 paid by U.S. Coast Guard Rescue 21. **Staff Contact:** Ron McAfee, 307-5800. Motion carries unanimously.
- B. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the contract [amendment](#) with the **Intergraph (KC-148-03G)** for the annual software maintenance agreement for the CENCOM Computer Aid Dispatch System for the period of January 1, 2008- December 31, 2008. **Fiscal Impact:** \$95,184 – CenCom Operations Fund. **Staff Contact:** 037-5900. Motion carries unanimously.

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

- A. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves the Collective Bargaining Agreement/Memorandum of Understanding [amendment](#) with **WA State Council of County and City Employees, Local 1308, Courthouse Employees (KC-040-07K)** per request placing Dianne Lyle on Step 4, Pay Grade A13 instead of Step 5 as stated in Resolution 160-2007. Fiscal Impact: Cost savings of \$795 for 2007 (includes salary and associated benefits). **Staff Contact:** Lynn Cole, 337-3537. Motion carries unanimously.
- B. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the revenue [Contract](#) with **Multi-Service Center (KC-402-07)** for the 2007-2008 Long Term Care Ombudsman services for the period of July 1, 2007 through June 30, 2008. **Fiscal Impact:** \$43,636 is 100% Grant Funded by WA State CTED Ombudsman Program. **Staff Contact:** Paul Urlic, 337-7068. Motion carries unanimously.

- C. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the contract [amendment](#) with **Kitsap Home Care Services (KC-303-06A)** increasing the contract amount by \$20,206 for the Title XIX/COPEs, Respite and Chore in-home personal care services for the period of July 1, 2006 through June 30, 2008. **Fiscal Impact:** \$20,206 is 100% Grant Funded by DSHS. **Staff Contact:** Linda Hanna, 337-7068. Motion carries unanimously.
- D. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board approves and executes the Revenue Contract [amendment](#) with **WA State Department of Social & Health Services (KC-317-07A)** increasing the contract amount by \$341,300 for aging and disability services for the period of July 1, 2007 through June 30, 2008. **Fiscal Impact:** \$341,300 is 100% Grant Funded by DSHS. **Staff Contact:** Linda Hanna, 337-7068. Motion carries unanimously.

**6) DEPARTMENT OF COMMUNITY DEVELOPMENT:**

- A. Discussion is held, comments received and hearing no objection, a **motion** is made by Chair Brown and seconded by Commissioner Bauer that the Board approves and executes the Purchase and Sale Agreement with **Robison & Robison Green, LLC (KC-439-07)** for purchase of a 4.56 acre parcel of land along Chico Creek in Central Kitsap, Commissioner District #3. **Fiscal Impact:** \$220,000 – Salmon Recovery Funding Board/Suquamish Tribe. **Staff Contact:** Susan Donahue, 337-4557. Motion carries unanimously.

**7) COMMISSIONERS OFFICE:**

- A. A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board ratifies **Resolution No. 234-2007\*** declaring an emergency disaster in Kitsap County due to severe weather conditions. **Staff Contact:** Nancy Grennan, 337-1746. Motion carries unanimously.

~~Public Meeting Break (5 Minutes)~~

**PUBLIC HEARINGS:**

**\*\* Please note that start times are estimates and may be impacted by the amount of public input. Unless otherwise announced by the Chair of the Board, public comments will be limited to 3 minutes per person.**

**7:20 pm) NOTE: Said matter for decision only:** Continuation of the Closed Record Appeal filed by **William Broughton** on behalf of **Douglas and Cerissa Holme** of the Hearing Examiner's "*Remand*" decision to grant the site plan review for the **Colchester Commons Mixed Use Development**, a proposal to develop a four-story building, including

underground parking as one floor, approximately 4,980 square feet of commercial space on the ground floor and two upper floors consisting of 12 condominium units on a 0.57-acre parcel in the central commercial area of the **Manchester Village**. The proposed project is located on the southeast quadrant of the intersection of East Main Street and Colchester Drive in South Kitsap, Commissioner District #2. **Staff Contact:** Dennis Oost, 337-7027.

Commissioner Angel states she believes the Hearing Examiner erred in his findings of compatibility and with County code restrictions.

A **motion** is made by Commissioner Angel and seconded by Chair Brown that the Board upholds the Appeal and reverses the Hearing Examiner's decision. Motion carries unanimously.

**7:25 pm) NOTE: Said matter for decision only:** Continuation of the Closed Record Appeal filed by **James Schufreider** of the Hearing Examiner's decision to grant subject to conditions the request for a **Shoreline Substantial Development Permit (Misery Point Boat Launch)** to allow replacement of an on-grade, concrete, boat launch ramp with a 27-foot wide, 230-foot long, elevated ramp together with accessory improvements at the Misery Point Boat Launch located between 10400 and 10424 Misery Point Loop Road NW in Central Kitsap, Commissioner District #3. **Staff Contact:** David Greetham, 307-4225.

Chair Brown states he believes the Hearing Examiner erred in his interpretation of the County Code.

Discussion is held and a **motion** is made by Chair Brown and seconded by Commissioner Bauer that the Board upholds the Appeal as it relates to the safety and functionality of the boat launch and reverses the decision of the Hearing Examiner. Motion carries unanimously.

**7:30 pm) NOTE: Said matter for decision only:** Continuation of the Closed Record Appeal filed by **Thornton and Elaine Percival** of the Hearing Examiner's decision to grant subject to conditions the request for a **Shoreline Substantial Development Permit (Suquamish Dock)** allowing for construction of an approximately 526-foot long dock consisting of a 434-foot long, 6-foot wide pier; 80-foot long, 6-foot wide gangway and a 100-foot long, 12-foot wide floating concrete dock at the shoreline terminus of Parkway Street in the Suquamish Village located in North Kitsap, Commissioner District #1. **Staff Contact:** David Greetham, 307-4225.

Commissioner Bauer states the dock offers many benefits to the tribes and the community as well as removes environmental hazards from the area; however there is a concern about noise.

The Commissioners recesses into executive session at 7:50PM.

The public meeting resumes at 8:00PM.

A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board denies the appeal and approves the project subject to the following conditions: 1) There will be no noise from internal combustion engines (generators or boat engines) from boats that moored or tied to the dock between the hours of 10:00PM and 7:00AM and 2) there will be no use of the dock by non-tribal commercial vessels between the hours of 10:00PM and 7:00AM on Sundays through Thursdays, and between the hours of 11:00PM and 7:00AM on Fridays and Saturdays except for special events. Motion carries unanimously.

**7:35 pm)** Public hearing to consider a **Resolution** approving the Kitsap County proposed 2008 General Property Tax levy, County Road property tax levy, Conservation Futures property tax levy, and the voted on Poulsbo Library Capital Facilities Dist Bond levy. **Staff Contact:** Ben Holland, 337-4504.

Ben Holland, Director of Administrative Services, reviews the property tax levy increases for 2008, including 1) our current expenses which includes the General Fund, Mental Health Services and Veterans Relief Services (\$262,783), 2) the County Road Fund (227,250), 3) the County Conservation Futures Fund (10,967), and 4) the Library Capital Facilities District (150,000). He said that by approving the resolution, this levy provides a 1% increase over last year's levy rate. He said the proposed resolution also includes an estimate for new construction levy monies: \$788,585 for current expenses, \$608,527 for the Road Fund and \$32,837 for the Conservation Futures Fund. He said the Library Capital Facilities District would remain the same. Holland said there are approximately 114,000 -115,000 tax parcels in Kitsap County.

Commissioner Brown opens the meeting for public comments.

Jim Sommerhauser, resident of Central Kitsap, comments on how the county determines their property tax rates.

Art Castle, Home Owners Association, congratulates staff for having a partial recognition of some of the new funds that new construction provides.

Commissioner Brown closes the public hearing.

A **motion** is made by Commissioner Bauer and seconded by Commissioner Angel that the Board adopts **Resolution No. 236-2007\*** establishing property tax levies for 2008, including the County General Levy, the County Road Levy, the Conservation Futures Levy and the Poulsbo Library Capital Facilities District Levy. Motion carries unanimously.

**7:40 pm)** Public hearing to consider testimony on the matter of approving the **Kitsap County 2008 Preliminary Budget**. **Staff Contact:** Ben Holland, 337-4504.

Ben Holland, Director of Administrative Services, gave a Power Point presentation on the balanced 2008 preliminary budget. He said this was a very public process. He said

that the Board asked all departments to make cuts and the resulting budget reflects 106 balanced funds totaling approximately \$328,000,000. He said the General Fund was balanced without using the County's cash reserves. Holland states staff has identified some possible new revenue sources and the County will not be funding over 27 employee positions. He said the Department of Community Development has been removed from the General Fund and made into an Enterprise Fund.

Chair Brown opens the public hearing.

Chief Ned Newlin, Chief Corrections Officer for the Sheriff's Office, reads a letter from Sheriff Boyer describing the impact to the Sheriff's office due to the budget cuts this year. Chief Newlin states the Sheriff's Office stands ready to help find ways to provide for adequate sustainable funding for our law enforcement services in Kitsap County.

Jim Sommerhauser, Central Kitsap residence, states that the County budget has no money set aside for a disaster and no means to add to savings.

Comments were made by the Commissioners regarding this year's budget process.

Chair Brown states that the record will be kept open to receive written testimony on the budget until the close of business December 7, 2007. Vote on the 2008 budget will occur at the public meeting on December 17, 2008.

**7:45 pm)** Continuation of the public hearing to consider an [Ordinance](#) amending Kitsap County Code Chapter 11.22 relating to **Kitsap County Road Standards**. **Staff Contact:** Jon Brand, 337-4893.

Jon Brand, Public Works, reviews the changes to the County standards for low volume low access roads. He states all of the definitions within the Road Standards were reviewed and references added where needed.

Chair Brown reminds the audience that the hearing is still open for public comment.

Art Castle, Home Builders Association, comments that it is time to finalize the County Road Standards.

Commissioner Brown closes the public hearing.

A **motion** is made by Chair Brown and seconded by Commissioner Angel that the Board enacts **Ordinance No. 404-2007\*\*** approving the revisions to the Kitsap County Road Standards. Motion carries unanimously.

**7: 50 pm)** Public hearing to consider a [Resolution](#) setting rates for sewer service for the Central Kitsap Sewer System, the Kingston Sewer System, the Suquamish Sewer System and the Manchester Sewer System. **Fiscal Impact:** Related revenue of \$462,527 into the Wastewater Utility Fund. **Staff Contact:** Barry Loveless, 337-3659.

Barry Loveless, Department of Public Works, gave an overview of the sewer fees and how they are collected. He said this resolution proposes that the rate be increased in an amount that is equal to the consumer price index increased from mid year 2006 to mid year 2007 which is approximately 3.9% effective January, 2008. He explains that sewer rates are a set flat rate rather than on a water consumption rate because of the many water districts and private systems that exist in Kitsap County.

Chair Brown opens the public hearing for comment.

Allen Houghen, North Kitsap residence, said he has never seen the sewer rate increases rejected and believes the Public Works staff has never been questioned as to the need for rate increases. Houghen states there is no paperwork to justify the increases.

Michael Fiola, Central Kitsap resident, does not believe that paying double the commercial sewer rates is fair and questions why should a family of two pay the same as a family of ten?

Chair Brown closes the public hearing.

Loveless states the average consumer rate is based on 800 cubic feet of waste per month which equates to \$.04 per cubic foot. He said the commercial rate is \$.055 per cubic foot.

Discussion is held between the Board and staff a **motion** is made by Commissioner Bauer and seconded by Commissioner Angel to adopt **Resolution No. 237-2007\*** increasing the monthly sewer charges by approximately 3.9% beginning January 1, 2008 striking section seven. Motion carries unanimously.

**9) OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD:**

(Please limit comments to **5 minutes**. Written comments may also be submitted to the Board if this timeframe is insufficient.)

Pastor Charles Dick, Central Kitsap resident, urges the Commissioners to open access to the roads that were damaged in the December 2007 storm.

Bob Tucker comments that the bridge washout on Taylor Road has left 9 homes isolated to emergency vehicles in the event they are needed. He would like alternate access to the homes at the end of Taylor Road and showed the Commissioners how that might be possible. He states that it is hard to get permission from The Department of Fisheries to remove dangerous storm debris in the creek.

Jon Brand, Public Works, states that an engineer has assessed the bridge and a contractor has been hired to make the repairs.

Mike Eliason, Kitsap County Association of Realtors, comments on the preliminary budget process and how smooth the process has been.

Jim Sommerhauser, Central Kitsap resident, comments about road problems with 100 year floods and that providing flood plain notice on the notice to title should be instigated

**10) COUNTY ADMINISTRATOR’S COMMENTS:**

A. Nancy Buonanno Grennan thanks the County staff for their extraordinary efforts during the last few days due to the December 2007 storm.

**11) BOARD OF COMMISSIONER’S COMMENTS:**

A. Commissioner Angel reminds constituents to call the Department of Emergency Management by Friday, December 7, 2007 in order to report any flood damage to their property.

Public Meeting adjourned at 9:44 p.m.

**BOARD OF COUNTY COMMISSIONERS  
KITSAP COUNTY WASHINGTON**

\_\_\_\_\_  
JOSH BROWN, CHAIR

\_\_\_\_\_  
JAN ANGEL, COMMISSIONER

\_\_\_\_\_  
STEVE BAUER, COMMISSIONER

**ATTEST:**

\_\_\_\_\_  
OPAL ROBERTSON  
Clerk of the Board

\_\_\_\_\_  
DATE APPROVED

\* See Resolution Journal Volume No. 62

\*\* See Ordinance Journal Volume No. 16

**OTHER MEETINGS ATTENDED BY THE BOARD:**

12/03/07	2:00 p.m.	Admin Briefing - Port Blakely Conf Rm
	7:00 p.m.	BOCC Public Business Meeting – Board Chambers
12/04/07	8:00 a.m.	Kitsap Regional Coord Council/Health Board Mtgs
	2:00 p.m.	Budget Meeting- Port Blakely Conf Rm

12/05/07	8:30 a.m.	Work Study Session - Port Blakely Conf Rm
	12:30 p.m.	Chico Estuary Celebration Ceremony
12/06/07	9:00 a.m.	Home Builders Assoc Housing Summit-N.D. Gov Center
12/07/07	8:00 a.m.	Ferry Summit-Norm Dicks Gov Center
	5:00 p.m.	Farewell Party – Carolyn Siems- Gino’s Restaurant
12/10/07	10:00 a.m.	Admin Briefing - Port Blakely Conf Rm
	2:00 p.m.	Admin Briefing - Port Blakely Conf Rm
12/11/07	7:30 a.m.	Kitsap Economic Dev Alliance Mtg – Olympic College
	9:00 a.m.	All Hands Meeting – Presidents Hall
12/12/07	8:30 a.m.	Work Study Session - Port Blakely Conf Rm
	12:25 p.m.	Lunch with Employee of the Month
	2:00 p.m.	Supervisors Certification Graduation

**(The Board of County Commissioners public meetings are televised on public access television BKAT (ComCast Ch.12 and Wave Broadband Ch. 3) Mondays at 7:00 PM and Tuesdays at 11:00 AM and 1:00 AM).**

Next regular Board of Commissioners public meeting will be held **December 17, 2007 at 7:00 p.m. in the Board of Commissioners Chambers.**

**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)

**DECEMBER 17, 2007:**

**7:20 pm)** Public hearing to consider a **Petition to Vacate** a portion of Maple Avenue lying south of Dock Road filed by **Robert & Sharon Woodworth** in Central Kitsap, Commissioner District #3. **Staff Contact:** Molly Foster, 337-3686.

**7:25 pm)** Continuation of the public hearing to consider amendments to the **Manchester Community Plan** and corresponding changes to the Kitsap County Zoning Code. **Staff Contact:** Katrina Knutson, 337-4201.