



MINUTES

KITSAP COUNTY BOARD OF COMMISSIONERS November 10, 2008 – 7:00 p.m.

The Board of Commissioners met on the above-stated date. Present were Chair Steve Bauer, Commissioner Josh Brown, Commissioner Jan Angel, County Administrator Nancy Buonanno Grennan and Clerk of the Board Opal Robertson. *(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).*

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

#1) [Resolution](#) proclaiming Saturday, November 15, 2008 as *America Recycles Day* in Kitsap County. **Staff Contact:** Vicki Bushnell, 337-4678.

Vicki Bushnell, Public Works, gave an overview of the America Recycles Day program and introduced the following poster contest winners: O. Erickson, L.Hood; A. Hurely, L. Fowler; S. Williams; R. Abrams; A. Cabacungan; C. Wilcher; M. Fagan; F. Morrow; G. Smith; and D. Dibley.

Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board adopts [Resolution No. 207-2008*](#) proclaiming Saturday, November 15, 2008 as *America Recycles Day* in Kitsap County. Motion carries.

#2) [Resolution](#) supporting and encouraging the "*Eat Local for Thanksgiving*" campaign. **Staff Contact:** Debbie Austin, 337-7097.

N. Johansson and J. Aitchinson spoke in support of the proposed resolution.

Discussion is held, comments received and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board adopts [Resolution No. 208-2008*](#) supporting and encouraging the "*Eat Local for Thanksgiving*" campaign. Motion carries.

- #3)** Presentation by the *WA Association of Sewer & Water Districts*. **Staff Contact:** Debbie Austin, 337-7097.

Lee Caldwell and Marcus Hoffman spoke in support of the *Sewer & Water District Program* and the announced the recipient, Debbie Thomas.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD ON REGULAR BUSINESS AGENDA, INCLUDING CONSENT AGENDA & GENERAL ISSUES:

TOTAL TIME LIMITED TO 15 MINUTES

(Please limit individual comments to **3 minutes**. Written comments may also be submitted to the Board, if this timeframe is insufficient.) Comments on items slated for public hearing will be deferred until the hearing.

1. Paul Nuchims addresses the Board with concerns about the county budget/expenses and the Eat Local resolution campaign.
2. Judge Dan Phillips spoke on his recent retirement from the County.

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 Brown and seconded by Chair Bauer that the Board approves the Consent Agenda. Motion carries.

1) MISCELLANEOUS ITEMS:

- B. Approve Minutes of October 27, 2008.
- C. Approve Warrant Nos. 3388566 - 3389265 in the amount of \$2,067,591.52.
- D. Approve Payroll Warrant Nos. 661744 – 661828 in the amount of \$1,925,718.36.
- E. Refer to the Prosecutor's Office and Risk Manager: 1) Claim for Damages filed by L. Crowley; and 2) Claim for Damages filed by J. Schurd; 3) Civil-Criminal Motions Calendar filed by M. Oldrich.
- F. Formal Decision of the Board – Re: Bergquist/Harris Shoreline Substantial Development Permit, Commissioner Dist. #3

2) DEPARTMENT OF PERSONNEL & HUMAN SERVICES:

- A. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the Interlocal [agreement](#) with the **Kitsap County Health District (KC-352-08)** providing funding for El Centro de la Familia prevention services education about domestic violence and related issues for the period of September 1, 2008 - June 30, 2009. **Fiscal Impact:** \$4,342 is 100% Grant Funded by WA State CTED. **Staff Contact:** Mary Ellen de la Pena, 337-4878. Motion carries.
- B. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the contract [amendment](#) with the **Central Kitsap School District (KC-353-08A)** adding one high school and four elementary schools located on the eastside of Central Kitsap School District to the Teen Mentor Program and increasing the contract amount by \$4,000 during the 2008-2009 school year. **Fiscal Impact:** \$4,000 is 100% Grant Funded by DSHS Funds. **Staff Contact:** Mary Ellen de la Pena, 337-4878. Motion carries.
- C. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the [Contract](#) with the **Dispute Resolution Center (KC-402-08)** providing ombudsman services and a Parent Advocacy Program for the period of October 1, 2008 – March 31, 2009. **Fiscal Impact:** \$63,350 is 100% Grant Funded by DSHS. **Staff Contact:** Anders Edgerton, 337-4886. Motion carries.
- D. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board adopts [Resolution](#) No. **209-2008*** amending the Policy and Procedures Manual for assisting veterans in need in Kitsap County. **Staff Contact:** Leif Bentsen, 337-4883. Motion carries.
- E. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the Revenue Contract [amendment](#) with **WA State Dept of Social & Health Services (KC-021-08A)** enabling the Juvenile Services Kitsap Adolescent Treatment Program to bill for Title XIX outpatient treatment services for Medicaid eligible clients with an updated fee schedule. **Fiscal Impact:** \$30,000 is 100% Grant Funded by DSHS. **Staff Contact:** Betsy Bosch, 337-4880. Motion carries.
- F. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the Revenue Contract [amendment](#) with **WA State Dept of Social & Health Services (KC-447-07A)** enabling the Kitsap Recovery Center to bill for Title XIX outpatient treatment services for Medicaid eligible clients with an updated fee schedule. **Fiscal Impact:** \$80,000 is 100% Grant Funded by DSHS. **Staff Contact:** Betsy Bosch, 337-4880. Motion carries.

- G. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the Revenue Contract [amendment](#) with **WA State Dept of Social & Health Services (KC-230-07C)** decreasing the contract amount by \$8,525 for services with local Kitsap County Developmental Disabilities Board approved agencies. **Fiscal Impact:** -\$8,525 is 100% Grant Funded by DSHS. **Staff Contact:** Kelly Oneal, 337-4624. Motion carries.
- H. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the [Contract](#) with the **Port Gamble S'Klallam Tribe (KC-290-08)** providing improved mental health services to local Native American communities for the period of April 1, 2008 – December 31, 2009. **Fiscal Impact:** \$21,400 is 100% Grant Funded by DSHS. **Staff Contact:** Anders Edgerton, 337-4886. Motion carries.

3) DEPARTMENT OF PARKS & RECREATION:

- A. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the Purchase and Sale agreement [amendment](#) with **Trust for Public Lands (KC-134-08A)** extending the closing date to November 26, 2008 and clarifying title exception regarding easement on the Pilot Point property. **Fiscal Impact:** \$5,000 County's Share of Closing – Parks Capital Project Fund. **Staff Contact:** Chip Faver, 337-5355. Motion carries.
- B. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the [Deed of Right](#) with **WA State Recreation and Conservation Office (KC-427-08)** for acquisition of the Kingston Village Green property (Dist #1) in perpetuity for recreational purposes. **Fiscal Impact:** \$328,233 in Grant Funding by RCO. **Staff Contact:** Matt Keogh, 337-5345. Motion carries.
- C. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the Restrictive Covenant [agreement](#) with the **Department of Ecology (KC-436-08)** ensuring the Pilot Point property provides wetland habitat value in keeping with the intent of the Dept of Ecology Grant agreement. **Staff Contact:** Chip Faver, 337-5355. Motion carries.

4) DEPARTMENT OF PUBLIC WORKS:

- A. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the Septic effluent line easement [request](#) submitted by *Dorothy Gordon* through and across the right of way known as Lake Shore Drive North Kitsap, Commissioner District #1. **Fiscal Impact:** \$200 – Paid by Petitioner. **Staff Contact:** Suzie Pride, 337-5777 x3638. Motion carries.
- B. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the Interlocal [agreement](#) with the **Kitsap**

County Health District (KC-375-08) allowing for implementation of the District's Business Pollution Prevention Program and Small Quantity Generator Program related activities. **Fiscal Impact:** \$35,000/yr –Solid Waste Fund. **Staff Contact:** Pat Campbell, 337-4626. Motion carries.

- C. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board adopts [Resolution No. 210-2008*](#) confirming the final assessment roll for Utility Local Improvement District #8 located in South Kitsap, Commissioner Dist #2. Staff Contact: Stella Vakarcs 337-3660. Motion carries.
- D. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the [Contract](#) with **WA State Dept of Transportation (KC-423-08)** for the State Route 304 downtown Bremerton Pedestrian/Bremerton Transportation Center Improvement project indemnification. **Staff Contact:** Randy Casteel, 337-5777 x4866. Motion carries.
- E. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the contract [amendment](#) with the **NAVFAC Northwest/U.S. Navy (KC-456-06B)** for solid waste disposal services for the period of October 1, 2008 – September 30, 2009. **Fiscal Impact:** \$794,377 – Transfer Station/Solid Waste Fund. **Staff Contact:** Pat Campbell, 337-4626. Motion carries.
- F. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the [Contract](#) with the **Transportation Improvement Board (KC-396-08)** appropriating federal funding for construction of the Bremerton Tunnel Project. **Fiscal Impact:** \$5,900,000 is 100% Funded by WA State TIB. **Staff Contact:** Jon Brand, 337-4893. Motion carries.

5) **DEPARTMENT OF ADMINISTRATIVE SERVICES:**

- A. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the Intergovernmental agreement [amendment](#) with **Puget Sound Partnership (KC-176-08A)** extending the contract end date to July 31, 2009 and increasing the contract amount by \$35,000. **Fiscal Impact:** \$35,000 – Puget Sound Partnership. **Staff Contact:** Marilyn Osborn, 337-4639. Motion carries.

6) **CENTRAL COMMUNICATIONS DEPARTMENT:**

- A. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the [Contract](#) with **Intergraph (KC-419-08)** to provide a software program (DECCAN) that allows fire departments to review how they deploy their resources and how they can make changes for responses on 911 calls. **Fiscal Impact:** NTE \$220,000 – E911 Fund. **Staff Contact:** Richard Kirton, 307-5800. Motion carries.

- B. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the Revenue contract [amendment](#) with **Navy Region Northwest (KC-437-07A)** to provide 911 call receipt and transfer for Navy Jackson Park housing area. **Fiscal Impact:** \$16,202, – DFAS/Cleveland Center. **Staff Contact:** Richard Kirton, 307-5800. Motion carries.

7) **DEPARTMENT OF COMMUNITY DEVELOPMENT:**

- A. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the Final Plat for *Apple Tree Point Phase I* in North Kitsap, Commissioner District #1. **Staff Contact:** Jim Barnard, 337-4336. Motion carries.
- B. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the Final Plat for *Blackstone aka Puget Highlands East* in South Kitsap, Commissioner District #2. **Staff Contact:** Jim Barnard, 337-4336. Motion carries.
- C. A **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves and executes the contract [amendment](#) with **Mason Conservation District (KC-225-08A)** increasing the contract amount by \$11,000 and extending the contract end date to December 31, 2008 for the Chico Creek In-stream Restoration Project in Central Kitsap Commissioner District #3. **Fiscal Impact:** \$11,000 – Terry Hussman Grant/Salmon Recovery Funding Board. **Staff Contact:** Susan Donahue, 337-4557. Motion carries.

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

- A. Discussion is held and **motion** is made by Chair Bauer and seconded by Commissioner Brown that the Board adopts [Resolution No.211-2008*](#) appointing **Donald Fisher** (District #1) to the *Board of Equalization* completing a 3-year term ending February 28, 2011. **Staff Contact:** Jan Koske, 337-4650. Motion carries.
- B. Discussion is held and a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board adopts [Resolution No. 212-2008*](#) appointing **Hayward Dunn** to the *Veterans Advisory Board* for completing a term ending December 3, 2009 and will be eligible for re-appointment at that time. **Staff Contact:** Jan Koske, 4650. Motion carries.
- C. Discussion is held and **motion** is made by Chair Bauer and seconded by Commissioner Brown that the Board adopts [Resolution No. 213-2008*](#) appointing **Katie McDevitt Niva** (District #1) to the *Arts Board* completing a 3-year term ending December 31, 2009. **Staff Contact:** Jan Koske, 4650. Motion carries.

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 3 minutes per person.**

A) Public hearing to consider the following Open Space Applications:

Joint public meeting with Bainbridge Island City Council members; Bill Knobloch, Kim Brackett and Kjell Stoknes held via telephone.

Steve Morse, Bainbridge Island Planning Department, gave a brief overview of the proposed applications.

#1 Application filed by **Peter DeGroot** for Current Use Assessment -Timberland on 19.16 acres of a 20.16 acre parcel located at 10808 Miller Road on Bainbridge Island in North Kitsap, Commissioner District No. 1. **Staff Contact:** Stephen Morse, (206) 842-2845.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the application. Motion carries.

#2 Application filed by **Bainbridge Island Land Trust** for Current Use Assessment - Timberland for an 18.97 acre parcel located at 10808 Miller Road Drive on Bainbridge Island in North Kitsap, Commissioner District No. 1. **Staff Contact:** Stephen Morse, (206) 842-2845.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the application. Motion carries.

#3 Application filed by **William Carlson** for Current Use Assessment -Timberland for 4.5 acres located at 10415 Arrow Point Drive NE on Bainbridge Island in North Kitsap, Commissioner District No. 1. **Staff Contact:** Stephen Morse, (206) 842- 2845.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the application. Motion carries.

#4 Application filed by **Dewitt and Frances Griffin** for Current Use Assessment Open Space-General on 6.99 acres of 11.99 acres in one parcel located at 15364 Euclid Avenue on Bainbridge Island in North Kitsap, Commissioner District No. 1. **Staff Contact:** Stephen Morse, (206) 842-2845.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the application. Motion carries.

#5 Application filed by **Thomas von Schrader** for Current Use Assessment Open Space-General on 7.75 acres of 10 acres located at 5260 Old Mill Road on Bainbridge Island in North Kitsap, Commissioner District No. 1. **Staff Contact:** Stephen Morse, (206) 842-2845.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board approves the application. Motion carries.

B) Continuation of the public hearing to consider enacting [Ordinances](#) related to the **Phase II Code Development** process, specifically Titles 17 (Zoning) and 18 (SEPA-Environment). **Staff Contact:** Eric Baker, 337-4495.

Discussion is held by the Board and a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board enacts **Ordinance No. 415-2008*** as presented for public testimony on October 27, 2008 revising Title 17 (Zoning) of Kitsap County Code with the following amendments: **1)** amending Section 143 of the Ordinance to allow “personal services – skin care, massage, manicures, hairdresser/barber” as a Conditional Use in the Urban Cluster zone (subject to Footnote 28); and **2)** amending Section 145 of the Ordinance to reflect changes to uses within the Rural Historic Town zones as shown in the November 2, 2008 “Revisions to Rural Historic Town Use Table” document.

Discussion is held by the Board and a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board enacts **Ordinance No. 416-2008*** as presented for public testimony on October 27, 2008 revising Title 18 (SEPA-Environment) of Kitsap County Code. Motion carries.

C) Public hearing to consider a [Resolution](#) adopting the **2009 Annual Road Program**. **Fiscal Impact:** \$16,470,000 – State, Federal, Impact Fees & Local Fees. **Staff Contact:** Jon Brand, 337-5777 x4893.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board adopts **Resolution No. 214-2008*** adopting the **2009 Annual Road Program**. **Fiscal Impact:** \$16,470,000 – State, Federal, Impact Fees & Local Fees n. Motion carries.

D) Public hearing to consider a [Resolution](#) adopting the year **2009 - 2014 Six-Year Transportation Program** in accordance with RCW 36.81 and WAC 136-14. **Fiscal Impact:** \$89,770,000 – State, Federal, Impact Fees & Local Fees. **Staff Contact:** Jon Brand, 337-5777 x4893.

Discussion is held, comments called for and hearing no objection, a **motion** is made by Commissioner Brown and seconded by Chair Bauer that the Board adopts **Resolution No. 215-2008*** adopting the year **2009 - 2014 Six-Year Transportation Program** in accordance with RCW 36.81 and WAC 136-14. Motion carries.

- 9) **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.)
- 10) **COUNTY ADMINISTRATOR’S COMMENTS:**
- 11) **BOARD OF COMMISSIONER’S COMMENTS:**

Public meeting adjourned at 8:10 pm.

**BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY WASHINGTON**

STEVE BAUER, CHAIR

JOSH BROWN, COMMISSIONER

JAN ANGEL, 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:

11/10/08	2:00 p.m.	Admin Briefing-Port Blakely Conf Room
	7:00 p.m.	BOCC Public Meeting – BOCC Chambers
11/11/08	8:00 a.m.	Office Closed – Veterans Day Observance

11/12-14/08		<i>WA State Association of Counties Conference-Yakima</i>
11/17/08	10:00 a.m.	Admin Briefing-Port Blakely Conf Room
	12:00 p.m.	Lunch with Port of Brem. Commissioners @ Gino's
	2:00 p.m.	Admin Briefing-Port Blakely Conf Room
11/18/08	8:00 a.m.	KCCHA/Transit/CenCom Board Meetings
	2:00 p.m.	Admin Briefing-Port Blakely Conf Room
	3:15 p.m.	Hold for possible budget meeting
11/19/08	8:30 a.m.	Work Study- Port Blakely Conf Room
	12:30 p.m.	HCCC Meeting – Silverdale Beach Hotel
	7:00 p.m.	CKCC Meeting – Silverdale Water District
11/20/08	2:15 p.m.	KRCC Joint Transp Advisory/Policy Mtg, Bremerton

(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 **November 24, 2008 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)

NOVEMBER 24, 2008: