



MINUTES

KITSAP COUNTY BOARD OF COMMISSIONERS January 12, 2009 – 7:00 p.m.

The Board of Commissioners met on the above-stated date. Present were Chair Charlotte Garrido, Commissioner Josh Brown, Commissioner Steve Bauer, 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) Elect Chair of the Board of Commissioners for 2009. **Staff Contact:** Nancy Grennan, 337-4403.

Discussion is held and a **motion** is made by Commissioner Bauer and seconded by Commissioner Brown that the Board elects Commissioner Charlotte Garrido to serve as Chair of the Board for the 2009. Motion carries unanimously.

#2) **Resolution** proclaiming Monday, January 19, 2009 as **Rev. Dr. Martin Luther King Jr. Day of Celebration** in Kitsap County. **Staff Contact:** Opal Robertson, 337-4428.

Discussion is held and a **motion** is made by Commissioner Bauer and seconded by Commissioner Brown that the Board adopts **Resolution No. 001-2009*** proclaiming Monday, January 19, 2009 as Rev. Dr. Martin Luther King Day Celebration in Kitsap County. Motion carries unanimously.

**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. Vivian Henderson addresses the Board and questions where is the science in Puget Sound Partnership's action agenda?
2. Paul Nuchims congratulates Commissioner Garrido. He states he has had difficulties finding policies/information on what is in the pipeline regarding tax information and the county budget.

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 Commissioner Bauer that the Board approves the Consent Agenda. Motion carries unanimously.

1) MISCELLANEOUS ITEMS:

- B. Approve Minutes of December 23, 2008.
- C. Approve Warrant Nos. 3395844 – 3396580 in the amount of \$2,493,506.07.
- D. Approve Payroll Warrant Nos. 662514 – 662578 in the amount of \$1,935,971.97.
- E. Refer to the Prosecutor's Office and Risk Manager: 1) Claim for Damages filed by M. Page; 2) Claim for Damages filed by R. Johnson and 3) Claim for Damages filed by J. Tibbs.

2) DEPARTMENT OF PERSONNEL & HUMAN SERVICES:

- A. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the revenue [contract amendment](#) with **WA State Department of Social & Health Services (KC-364-07C)** modifying the number of beds from 0 to 1 bed for end of the contract for public mental health services in Kitsap, Jefferson and Clallam counties. **Fiscal Impact:** 100% grant funded by DSHS. **Staff Contact:** Anders Edgerton, 337-4886. Motion carries unanimously.
- B. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the [Contract amendment](#) with **Henderson, Jones & Short, PLLC (KC-072-08A)** extending the contract through March 31, 2009 to allow for the completion of the required Request for Proposal process. **Fiscal Impact:** \$7,875 is 100% grant funded by DSHS. **Staff Contact:** Linda Hanna, 337-7068. Motion carries unanimously.
- C. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the [Contract amendment](#) with **Bremerton Services Association (KC-070-08B)** extending the contract through March 31,

2009 to allow for the completion of the required Request for Proposal process. **Fiscal Impact:** \$9,138 is 100% grant funded by DSHS. **Staff Contact:** Linda Hanna, 337-7068. Motion carries unanimously.

- D. A **motion** is made Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the [Contract amendment](#) with **Kitsap Mental Health Services (KC-071-08A)** extending the contract through March 31, 2009 to allow for the completion of the required Request for Proposal process. **Fiscal Impact:** \$88,952 is 100% grant funded by DSHS. **Staff Contact:** Linda Hanna, 337-7068. Motion carries unanimously.
- E. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the [Contract amendment](#) with **Olympic Education Services District #114 (KC-352-07B)** decreasing the contract amount by \$12,000 due to lack of referrals after discontinuance of child care services. **Fiscal Impact:** -\$12,000 is 100% grant funded by DSHS. **Staff Contact:** Betsy Bosch, 337-4880. Motion carries unanimously.
- F. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the [Memorandum of Understanding](#) agreement amendment with the **Operating Engineers, Local 302; Teamsters, Local 589; IAM & AM, District 160, Local 282; and Laborers Union, Local 252 collectively known as the “Council”, Public Works Roads Employees Union (KC-257-08B)** for the addition of the Guardrail Machine and Salt Brine Applicator to Article 9.1, Appendix D. **Fiscal Impact:** Depends on the frequency of use. **Staff Contact:** Fernando Conil, 337-4484. Motion carries unanimously.

3) DEPARTMENT OF PUBLIC WORKS:

- A. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board adopts [Resolution No. 002-2009*](#) initiating County Road Projects – 2561; 3627; 1570; 2562; 2563; 2564 and 1571 in all commissioner districts. **Fiscal Impact:** PW Road Fund. **Staff Contact:** Jon Brand, 337-4893. Motion carries unanimously.
- B. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board adopts [Resolution No. 003-2009*](#) initiating County Road Projects – 1568, 2557, 2558, 1569, 2559 and 2560 in Commissioner Districts 1 and 2. **Fiscal Impact:** PW Road Fund. **Staff Contact:** Jon Brand, 337-4893. Motion carries unanimously.

4) DEPARTMENT OF ADMINISTRATIVE SERVICES:

- A. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the [Interlocal agreement](#) with the **Snohomish County Housing Authority (KC-448-08)** for consultation services

through December 31, 2009. **Fiscal Impact:** Not to exceed \$5,000 – GA&O Fund. **Staff Contact:** Shawn Gabriel, 337-4504. Motion carries unanimously.

5) DEPARTMENT OF COMMUNITY DEVELOPMENT:

- A. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the [Contract amendment](#) with **Quadrant Homes (KC-488-07A)** for one full-time Building Inspector position to inspect Quadrant Homes for calendar year 2009. **Fiscal Impact:** \$95,057 – Quadrant Homes. **Staff Contact:** Jeff Rowe-Hornbaker, 337-4816. Motion carries unanimously.
- B. A **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board adopts [Resolution No. 004-2009*](#) recognizing Olympic Property Group's withdrawal of its permit application and formally withdrawing the County's permit approval, thereby enabling settlement of the Shorelines Hearing Board Appeals in North Kitsap, Commissioner Dist #1. **Staff Contact:** Lisa Lewis, 337-4967. Motion carries unanimously.

6) COMMISSIONERS OFFICE/COUNTY ADMINISTRATOR:

- A. Discussion is held and a **motion** is made by Commissioner Brown and seconded by Commissioner Bauer that the Board adopts [Resolution No. 005-2009*](#) reappointing **Mary Earl, Richard Shattuck, Carol Smiley** and **Kay Wilson** to the *Central Kitsap Community Council* (Dist #3) for 3-year terms ending December 31, 2011. **Staff Contact:** Jan Koske, 337-4650. Motion carries unanimously.
- B. Discussion was held and a **motion** is made by Chair Garrido and seconded by Commissioner Brown that the Board adopts [Resolution No.006-2009*](#) reappointing **Jim Kathan** to the *Substance Abuse Advisory Board* for a 3-year term ending January 11, 2012. **Staff Contact:** Jan Koske, 337-4650. Motion carries unanimously.

7) DEPARTMENT OF JUVENILE SERVICES:

- A. A **motion** was made by Commissioner Brown and seconded by Commissioner Bauer that the Board approves and executes the [Interagency agreement amendment](#) with **Olympic Educational Services District #114 (KC-109-08A)** increasing the contract amount by \$40,000 for the Kitsap Transitional School, a program that provides educational services to adjudicated youth that have been suspended or expelled from school and are at risk for further delinquent behavior. **Fiscal Impact:** \$40,000 – KC Jail/ Juvenile Sales Tax. **Staff Contact:** William Truemper, 3375406. Motion carries unanimously.

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) Continuation of the public hearing to consider enacting an [Ordinance](#) adding a new Section 2.26.030 to the Kitsap County Code setting administrative fees for copying of autopsy reports. **Staff Contact:** Greg Sandstrom, 337-5602. **(Note: At request of Staff this matter has been continued to January 26, 2009).**

B) Public hearing to consider enacting an [Ordinance](#) imposing a moratorium on the acceptance of new applications for development within the area of the **Waaga Way Extension and proposed Connector Roads**, (Pursuant to Kitsap County Ordinance N0. 417-2008 adopted on November 17, 2008). **Staff Contact:** Eric Baker, 337-4495.

Eric Baker, Special Projects Commissioners Office, gave a brief overview/update of the Waaga Way extension and proposed connector roads.

Public hearing opens for comments.

Wade Green and Bob Saenz conceded their time to Tom Wells.

Tom Wells asked the Board to take a more refined reproach to assure that as a community a viable economic opportunity was not missed. He requests the boundary of the moratorium be amended to eliminate the area south of Waaga Way so that a viable and real project may proceed on schedule, a project which is consistent with the County's desire and decision to construct Waaga Way.

Robert Galloway states he has been an active participant in the connector road project and believes the connector road construction could not begin without cooperation of adjacent property owners. He said connector roads on a "piece meal" basis would not be economically feasible and may be physically impossible. He said lifting the moratorium will encourage "spot development" and subdivision of properties. Galloway asks the Board to continue with the moratorium until such time as a comprehensive master plan can be adopted for the area.

Steve Ruggiero, First American Properties Inc, states the encouragement of spot development, which the lifting of all or part of the moratorium will produce and will directly result in a recreation of the sporadic and haphazard development seen along Waaga Way in Bremerton. He said he is in favor of maintaining the moratorium as written until a master plan can be established within which a series of properly thought out and well place connector roads will be an integral part.

Sam Rosenwald, Black Equities Group Ltd, said 1) he supports continuing the moratorium in its entirety through its natural termination of May 17, 2009; 2) directing

staff to develop a master plan for this area that identifies buildable and unbuildable areas, creating a road plan to serve the buildable areas, plans an integrated system of utilities and stormwater facilities to serve all the properties and identifies a fair and equitable way of allocating cost and benefits for the road, utilities and stormwater facilities among all the owners; and 3) developing a dialog with the Central Kitsap School District encouraging it to dispose of its surely surplus 15 acres in the Waaga Way area for the benefit of the citizens of the area.

Jon Johnson, Poulsbo resident, states Rosenwald has painted a beautiful picture of how he wants to cooperate to the benefit of the county to bring together a master plan. Johnson encourages the Board to speak with the contractors who built the road who stated that Rosenwald refused to allow them to cross his property thus causing a delay in construction. He asks the county to consider moving the access point 50 feet to the west.

Jim Sommerhauser, Central Kitsap resident, addresses the Board with concerns about the delay in continuing forward with road design and road location was for both reasons and not solely road location. He suggests the Board continue with the moratorium.

Mark Dices, MDC Partners, said he supports the moratorium on the north portion as it relates to the connector roads but do not quite understand where the master plan concept is coming from as it relates to the submitted pre-application site plan v. tonight's discussion... the two matters do not seem to add up.

Chair Garrido closes the public hearing on this matter.

Discussion is held, comments called for and a **motion** is made by Commissioner Bauer and seconded by Commissioner Brown that the Board enacts Ordinance No. 442-2009** retaining the moratorium on the **Waaga Way Extension and proposed Connector Roads**, (Pursuant to Kitsap County Ordinance No. 417-2008 adopted on November 17-2008). Motion carries unanimously.

8) 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.)

1. Ken Troup, Local 589, addresses the Board with concerns about the proposed 2% employee pay increases for 2009. He said the locals he represents believes the Commissioners and Department Heads have taken unwarranted pay increases while asking employees to sacrifice. He ask the Board to give back their recent pay increases for 2009 and rescind their pay increases for the years going forward or at least offer the employees the same 4-year package voted for themselves.
2. Jim Sommerhauser states he is pleased the Planning Commission public meetings will be held in the evenings.

9) COUNTY ADMINISTRATOR'S COMMENTS:

10) BOARD OF COMMISSIONERS COMMENTS:

- A. Commissioner Brown wishes everyone a Happy New Year.
- B. Commissioner Bauer comments on the elected officials salaries and how the system works for their salary/pay increases.
- C. Chair Garrido wishes all a Happy New Year. She thanks the Public Work Road crew for all of their time and hard work during recent snowstorms. She also extended an invitation to the public to attend the Washington State Ferry Plan and South Kitsap School District Rally meetings.

Public meeting adjourned at 8:26 p.m.

**BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY WASHINGTON**

CHARLOTTE GARRIDO, CHAIR

JOSH BROWN, COMMISSIONER

STEVE BAUER, COMMISSIONER

ATTEST:

OPAL ROBERTSON, Clerk of the Board

DATE APPROVED

* See Resolution Journal Volume No. 64

** See Ordinance Journal Volume No. 18

OTHER MEETINGS ATTENDED BY THE BOARD:

01/12/09	2:00 p.m.	PM Briefing – Port Blakely Conf Room
	7:00 p.m.	BOCC Public Meeting – BOCC Chambers
01/13/09	11:00 p.m.	New Market Tax Credit Mtg - KCCHA, Silverdale

01/14/09 8:30 a.m. Work Study- Port Blakely Conf Room

01/19/09 8:00 a.m. Dr. Martin Luther King Jr. Holiday – Office Closed

01/20/09 8:00 a.m. KCCHA/Transit/DEM Board Meetings

01/21/09 8:30 p.m. Work Study- Port Blakely Conf Room
12:30 p.m. Hood Canal Coordinating Council– Silverdale Beach Hotel

01/23/09 8:00 a.m. *Tentative* Board Retreat

01/26/09 12:00 p.m. Lunch with Elected Officials – Gino’s Restaurant
2:00 p.m. PM Briefing – Port Blakely Conf Room
7:00 p.m. BOCC Public Meeting – BOCC Chambers

(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 **January 26, 2009 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).