



Board of Commissioners Work Study Session Minutes

8:30 AM Wednesday – September 22, 2010
Port Blakely Conference Room

Attending:

County Commissioners: Josh Brown, Steve Bauer, Charlotte Garrido
County Administrator: Nancy Buonanno-Grennan
Commissioners Office: Dana Daniels, Deanna Erstad, Autumn Salamack, Rebecca Pirtle
Community Development: Larry Keeton, Patty Charnas
Personnel: Steve Frazier
Parks & Recreation: Jim Dunwiddie
Information Services: Bud Harris
Strategic Financial Planning: Amber D'Amato
Public Works: Randy Casteel
Cencom: Richard Kirton
Prosecutor: Russ Hauge
Citizens: Vivian Henderson, Wade Larson

1. **Agenda Review for 9/27/10 Meeting**

Action:

Item 3A, Contract with Gary Lindsey and Mike Brown, (KC-364-09-A) to provide consulting services for the Harborside Condominium Project. Commissioner Bauer moved to approve the contract and Commissioner Garrido seconded. Motion carried unanimously. This contract will be ratified in the 9/27/10 public meeting.

Item 5D Contract with Cascade Design Collaborative (KC-325-06-B) was removed from the consent agenda.

Item 7A, Memorandum of Understanding with Clallam County (KC-359-10) to receive the Public Safety Interoperability Communications Grant Funds. Commissioner Bauer moved to approve and Commissioner Garrido seconded. Motion carried unanimously. This contract will be ratified in the 9/27/10 public meeting.

2. **Information Sharing**

Larry Keeton

- Larry presented a plaque from Unites State Census Bureau to the Board along with a letter thanking the County for their dedication to this process. He said Holly Parker-Harden was the driving force for the county in this process and did a great job.

Bud Harris

- He handed out a listing of when the budget meetings will be available for viewing on BKAT. When they finish completing a couple pieces of this, it will also be posted to the front page of

the County website. Commissioner Bauer commented that the set up for televising these meetings was a lot of work and thanked Bud and his staff. He said we should find a way to recognize them when this is done. Commissioner Garrido added that it is a very nice format for them to discuss a serious topic.

- Now that the window replacement project is complete at the Courthouse the remodel is back on track.

Jim Dunwiddie

- Playground dedication for Angeline Park is scheduled for this coming Saturday afternoon.
- He announced that two people are leaving his department: Elizabeth Ratliff is leaving tomorrow to return to Texas and Martha Drodge will also be leaving to take a job with the National Park Service.

Autumn Salamack

- Puget Sound Clean Air Action Agency contacted us and worked with Randy Casteel to retrofit 14 of our dump trucks. They are paying for the complete purchase and installation of these retrofits of diesel oxygenization catalyts which are expected to reduce particulate matter emissions by 20-50%.

Randy Casteel

- Stavis Creek culvert project should be complete by next Wednesday, weather permitting.

Richard Kirton

- Cencom Policy Board adopted the budget yesterday as well as adopting the Stabilization Fund Policy and Equipment Replacement Fund Policy.

Commissioner Bauer

- He read through the Emergency Management Drill plan and there is nothing in there that addresses the roles and responsibilities of the Commissioners during the drill today. After this is over we need to sit down with Phyllis and review.

Commissioner Brown

- He commended Amber and her staff for their work on scheduling the budget meetings.

Russ Hauge addressed the Board about comments made in the public meeting on 9/13/10 and the filing of the action against The Kitsap Rifle & Revolver Club. He explained the process of this issue.

Commissioner Bauer said the question was "What is the role of the Board and what are the options available to the Board.", and the Board did not express an intention to stop this lawsuit.

Commissioner Garrido said they were asked to stop it but we just want to know what their role is or isn't.

Russ explained that it is the result of a department that is under the management of the Board. Steve Mount has worked very hard and very thoroughly on this issue for a number of years and that his office didn't become involved until nine months ago. When the Prosecuting Attorney started looking into this after being approached by some citizens he found probable cause to believe there were safety issues., not in the management of the club but in the layout., After several requests to the management of the club for their cooperation in resolving these issues and getting no response, they then decide to move forward to seek enforcement of the county code. From objective information, observations from aerial photographs and first hand witnesses it is clear that the operation of the club has expanded greatly beyond its grandfathered use. In that status, it then implicates a whole series of requirements for range design, some of which are specified in the Kitsap County Code. He said they felt that added a sense of urgency. In June a resident who was a very skilled experienced range designer went to the club to look into membership and in his professional sense was alarmed that an organization that size was not organized or laid out as industry standards would mandate. The lawsuit was filed in Pierce County for convenience and the fact that local judges would most likely excuse themselves.

This was a known violation of county code and it was the Prosecutors job to investigate. The goal is to work things out so it didn't have to go to court, but this just wasn't happening. Filing action is the next step when they receive no cooperation.

Commissioner Bauer said there is a very fine line here. The Commissioners all get involved in issues of code compliance in their districts and work hard with DCD to resolve. The ultimate goal is to get compliance. This case stood out differently because the lawsuit got filed with no notice to the Board. Neil had put the Board on notice, but what didn't happen this time was that he didn't come back to them and let them know what was happening. They were caught off guard. The Board should have been in the position of saying "We know about it, here are the issues and we support it". Because they were caught off guard, they missed the opportunity to really explain to the public

Russ apologized to the Board and said they will endeavor to do things differently in the future.

Commissioner Brown said he would like to have heard about it before he read it in the newspaper.

Commissioner Bauer said we need to all be seen as on the same team especially on high profile issues like this. It is important for the public to understand how we got to this point and why we had to take this step.

Commissioner Brown asked about the County's liability if Russ hadn't taken action. Russ replied that it is extremely unlikely for anyone to get hurt, however if that happened, they would get hurt very badly. In absence of Kitsap County taking aggressive action to enforce its own codes, its own rules and regulations, the County could be drawn into any litigation.

Russ added that morale is very low and employees feel threatened due to comments made in public meeting.

The Board thanked Russ for coming to talk to them about this issue.

Adjourned

Submitted by Deanna Erstad
Commissioners Office