# BOARD OF YAKIMA COUNTY COMMISSIONERS

**Weekly Agenda Meeting**  
**Tuesday, July 16, 2019 at 10:00 AM**  
**City Council Chambers, 129 North 2nd Street, Yakima, Washington**

- **PRESENT:** Chairman Mike Leita, Vice-Chairman Norm Childress, Commissioner Ron Anderson, Legal Counsel Don Anderson, Clerk of the Board Melissa Paul
- **PUBLIC COMMENT:** None
- **CONSENT ITEMS:** Approved as Presented

<table>
<thead>
<tr>
<th>DEPARTMENT</th>
<th>ITEM</th>
<th>DESCRIPTION</th>
<th>FUNDING LEVEL</th>
<th>ACTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Auditor</td>
<td>RESO 211-2019</td>
<td>Change in Auditing Officers for Specific Funds:</td>
<td>B</td>
<td>APPROVED</td>
</tr>
<tr>
<td>Charles Ross, Auditor</td>
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<tr>
<td>Commissioners</td>
<td>Voucher/Warrant</td>
<td>Certification of Claims Clearing Warrant No. 668042 through 669129 in the net amount of $3,026,788.80</td>
<td>A</td>
<td>APPROVED</td>
</tr>
<tr>
<td>Michael D. Leita, Chairman</td>
<td>Minutes</td>
<td>Approve Agenda Minutes of 7/9/19:</td>
<td>A</td>
<td>APPROVED</td>
</tr>
<tr>
<td>Corporate Counsel</td>
<td>RESO 212-2019</td>
<td>Denial of Claim No. 34-2019 As Filed By William Morris:</td>
<td>A</td>
<td>APPROVED</td>
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<tr>
<td>Don Anderson, Chief Civil</td>
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<td>County Roads</td>
<td>RESO 214-2019</td>
<td>Denial of Claim No. 43-2019 As Filed By Teresa Sparks:</td>
<td>A</td>
<td>APPROVED</td>
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<tr>
<td>Matt Pietrusiewicz, County</td>
<td>RESO 215-2019</td>
<td>Improving Ekelman Road from Mieras Road to School Road; C3693:</td>
<td>B</td>
<td>APPROVED</td>
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<tr>
<td>Engineer</td>
<td>RESO 216-2019</td>
<td>Replacing the North Fork Road Bridge No. 109; C3708:</td>
<td>B</td>
<td>APPROVED</td>
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<tr>
<td>Facilities Services</td>
<td>Agreement</td>
<td>Public Works Contract with M Sevigny Construction for Kitchen Wall Repair</td>
<td>B</td>
<td>APPROVED</td>
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<tr>
<td>Brian Griff, Director</td>
<td>BOCC 203-2019</td>
<td>Project at the Yakima County Corrections Center:</td>
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<td>Financial Services</td>
<td>Agreement</td>
<td>Agreement with The Public Surplus Group, LLC to</td>
<td>A</td>
<td>APPROVED</td>
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<tr>
<td>Craig Warner, Director</td>
<td>BOCC 204-2019</td>
<td>Provide the County with a Platform to Auction Items That Have Been</td>
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<td>Declared Surplus:</td>
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<td>Public Services</td>
<td>RESO 217-2019</td>
<td>Constructing a Building at the Terrace Heights</td>
<td>C</td>
<td>APPROVED</td>
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<tr>
<td>Lisa Freund, Director</td>
<td></td>
<td>Landfill for Educating the Public About Recycling; C3702:</td>
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<td>Purchasing</td>
<td>RESO 218-2019</td>
<td>Setting the Date for a Closed Record Public Hearing to Consider the</td>
<td>A</td>
<td>APPROVED</td>
</tr>
<tr>
<td>Sue Ownby, Director</td>
<td>Agreement</td>
<td>Hearing Examiner's Recommendation on the Preliminary Long Plat known as</td>
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<td>BOCC 205-2019</td>
<td>&quot;Shields Mapleway Subdivision&quot;:</td>
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<td>Approving Pesticide Contractor Agreement with FMF Corporation:</td>
<td>B</td>
<td>APPROVED</td>
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<tr>
<td>Sheriff</td>
<td>Agreement BOCC 206-2019</td>
<td>First Amendment to Modify Agreement with Spectrum Communications for Radio Maintenance Services</td>
<td>B</td>
<td>APPROVED</td>
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</tbody>
</table>

Approved this 23rd day of July 2019.

Michael D. Leita, Chairman

Norm Childress, Commissioner

Ron Anderson, Commissioner

Linda Kay O’Hara, Deputy Clerk of the BCC
BOARD OF YAKIMA COUNTY COMMISSIONERS
PUBLIC HEARING

Date: July 16, 2019
Re: Closed Record Public Hearing to Consider the Recommendation Issued by the Yakima County Hearing Examiner for the Proposal to Rezone 6.15 Acres from R-10/5 to AG. Parcel Number 181432-13441 (ZON2019-00001):

Time: 10:05 A.M.
Location: City Council Chambers, 129 North Second St, Yakima, Washington
Present: Chairman Mike Leita
Commissioner Norm Childress
Commissioner Ron Anderson
Corporate Counsel Don Anderson
Clerk of the Board Melissa Paul

Record of Proceedings

The public hearing was tabled from July 9, 2019 due to lack of quorum and is continued today. Commissioner Anderson recused.

Dinah Reed from the Yakima County Planning Department summarized the Hearing Examiner’s recommendation of denial of the proposal to rezone this property. It was noted that the Planning Department had recommended the rezone request be approved.

The petitioner Jim Curtice stated that he did not feel the Hearing Examiner’s finding is correct.

Dinah Reed clarified that the rezone, if approved, could create future encumbrances on adjacent properties with regards to setback requirements and administrative review and fees associated with future development.

Commissioner Childress moved to accept the findings and recommendations of the Hearing Examiner. Chairman Leita seconded. The motion was passed.

Approved this 23rd day of July 2019.

Excused

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Michael D. Leita, Chairman

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Norm Childress, Commissioner

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Ron Anderson, Commissioner

Linda Kay O’Hara, Deputy Clerk of the Board

Audio/Video transcription of this hearing accompanies this Record of Proceedings
BOARD OF YAKIMA COUNTY COMMISSIONERS
PUBLIC HEARING

Date: July 16, 2019
Re: Closed Record Public Hearing to Consider the Recommendation Issued by the Yakima County Hearing Examiner for the Proposal to Rezone 522+ Acres from Agricultural to Remote-Extremely Limited Public Development Potential. (ZON2018-00001):

Time: 10:15 A.M.
Location: City Council Chambers, 129 North Second St, Yakima, Washington
Present: Chairman Mike Leita
Commissioner Norm Childress
Commissioner Ron Anderson
Corporate Counsel Don Anderson
Clerk of the Board Melissa Paul

Record of Proceedings

Dinah Reed from the Yakima County Planning Department summarized the Hearing Examiner’s recommendation to approve the proposal to rezone the subject property to the Remote Extremely Limited Public Development Potential District. A State Environmental Policy Act Review finding of non-significance (SEPA 2018-0005) was issued on April 29, 2019.

An open record public hearing was conducted on May 30, 2019 and subsequent recommendation for approval was made by the Hearing Examiner. The recommendation emphasized two areas of substantiating reasons for the rezone:
Criteria G – The Public Need for the Proposed Change – Horizon 2040 Recreation Policies Number 2.12 for creation of non-traditional recreation activities. The petitioner demonstrated that this property use history demonstrates a need for ORV.
Criteria H – A Substantial Change in Circumstances to Warrant Changes – the history and popularity of ORV events at this site as well as use and improvements over time constitutes sufficient change in circumstances to warrant consideration of the rezone request.

Public comment in opposition to the rezone request was received from Lori Geffrey citing lack of code enforcement and traffic concerns. Eric Anderson was also opposed and expressed concerns about the flooding and illegal filling of a stream bed, fire hazards presented by events, and disregard for upland conservation areas in the hearing examiner’s recommendation. Mr. Anderson also questioned if the rezone would limit future public comment to Yakima County regarding permit approval for events at the subject property.

In support of the rezone approval was James Carmody on behalf of the applicant. Mr. Carmody noted the rezone is a separate issue from the events permitting process and the rezone conditions have been met or are being met and are appropriate and consistent with recommendations from Yakima County staff and the Hearing Examiner. Each item of the process for use permits are open for public comment. Mr. Carmody asked the Board of County Commissioners to approve the minor rezone request today and tackle the ORV issue when appropriate in the permitting process.

Commissioner Childress moved to accept the findings and recommendations of the Hearing Examiner. Commissioner Anderson seconded the motion.

Commissioner Childress commented the resolution of the rezone is just the first of many public processes and is not an approval of future land uses. He stressed there will be plenty of opportunity for further public comment.

Commissioner Leita remarked this rezone is one step of a two-step process with regards to considering future special events requests and he suggested those with concerns regarding fire hazard, flooding, accidents and other public safety issues document and provide specific evidence to support their position. Yakima County has a renewed emphasis on code enforcement. Commissioner Leita said he supports this minor rezone as the first step of a process.

Motion passed.
Approved this 23rd day of July 2019.

Excused

Michael D. Leita, Chairman

Norp Childress, Commissioner

Ron Anderson, Commissioner

Audio/Video transcription of this hearing accompanies this Record of Proceedings

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BOARD OF YAKIMA COUNTY COMMISSIONERS
PUBLIC HEARING

Date: July 16, 2019
Re: Public Hearing to Consider Dissolution of Yakima County Diking Improvement Districts No. 4 and 5:
Time: 10:40 A.M.
Location: City Council Chambers, 129 North Second St, Yakima, Washington
Present: Commissioner Norm Childress
Commissioner Ron Anderson
Corporate Counsel Don Anderson
Clerk of the Board Melissa Paul

Record of Proceedings

Joel Freudenthal Yakima County Water Resources and Public Services Department summarized Diking Districts No. 4 and No. 5 contain very little private property and should be dissolved. No public comment has been received regarding this issue.

No public comment was received during the hearing.

Commissioner Childress moved to proceed with a resolution to dissolve Yakima County Diking Districts No. 4 and 5. Commissioner Anderson seconded. The motion was passed.

Approved this 23rd day of July 2019.

Excused

Michael D. Leita, Chairman

Norm Childress, Commissioner

Ron Anderson, Commissioner

Audio/Video transcription of this hearing accompanies this Record of Proceedings.