

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

FUNDING LEVEL: A=No Impact B=Under \$100,000 C=\$100,000- \$500,000 D=Over \$500,000

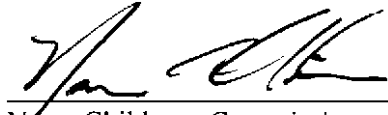
DEPARTMENT	ITEM	DESCRIPTION	FUNDING LEVEL	ACTION
Auditor Charles Ross, Auditor	RESO 211-2019	Change in Auditing Officers for Specific Funds:	B	APPROVED
Commissioners Michael D. Leita, Chairman	Voucher/Warrant	Certification of Claims Clearing Warrant No.668042 through 669129 in the net amount of \$: 3,026,788.80	A	APPROVED
	Minutes	Approve Agenda Minutes of 7/9/19:	A	APPROVED
Corporate Counsel Don Anderson, Chief Civil Deputy Prosecuting Attorney	RESO 212-2019	Denial of Claim No. 34-2019 As Filed By William Morris:	A	APPROVED
	RESO 213-2019	Denial of Claim No. 40-2019 As Filed By Richard Wilson:	A	APPROVED
	RESO 214-2019	Denial of Claim No. 43-2019 As Filed By Teresa Sparks:	A	APPROVED
County Roads Matt Pietrusiewicz, County Engineer	RESO 215-2019	Improving Ekelman Road from Mieras Road to School Road; C3693:	B	APPROVED
	RESO 216-2019	Replacing the North Fork Road Bridge No. 109; C3708:	B	APPROVED
Facilities Services Brian Griff, Director	Agreement BOCC 203-2019	Public Works Contract with M Seigny Construction for Kitchen Wall Repair Project at the Yakima County Corrections Center:	B	APPROVED
Financial Services Craig Warner, Director	Agreement BOCC 204-2019	Agreement with The Public Surplus Group, LLC to Provide the County with a Platform to Auction Items That Have Been Declared Surplus:	A	APPROVED
Public Services Lisa Freund, Director	RESO 217-2019	Constructing a Building at the Terrace Heights Landfill for Educating the Public About Recycling; C 3702:	C	APPROVED
	RESO 218-2019	Setting the Date for a Closed Record Public Hearing to Consider the Hearing Examiner's Recommendation on the Preliminary Long Plat known as "Shields Mapleway Subdivision":	A	APPROVED
Purchasing Sue Ownby, Director	Agreement BOCC 205-2019	Approving Pesticide Contractor Agreement with FMF Corporation:	B	APPROVED

FUNDING LEVEL: A=No Impact B=Under \$100,000 C=\$100,000- \$500,000 D=Over \$500,000.

DEPARTMENT	ITEM	DESCRIPTION	FUNDING LEVEL	ACTION
Sheriff Robert Udell, Sheriff	Agreement BOCC 206-2019	First Amendment to Modify Agreement with Spectrum Communications for Radio Maintenance Services:	B	APPROVED

Approved this 23rd day of July 2019.

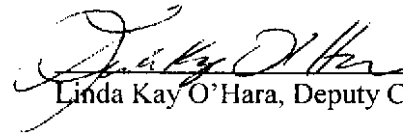
Michael D. Leita, Chairman



Norm Childress, Commissioner



Ron Anderson, Commissioner


Linda Kay O'Hara, Deputy Clerk of the Board



**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

Michael D. Leita, Chairman



Norm Childress, Commissioner



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.

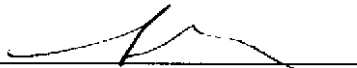
Approved this 23rd day of July 2019.

Excused

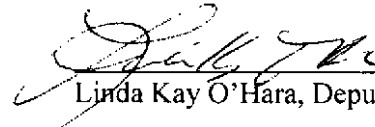
Michael D. Leita, Chairman




Norm Childress, Commissioner



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: **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: Chairman Mike Leita
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.

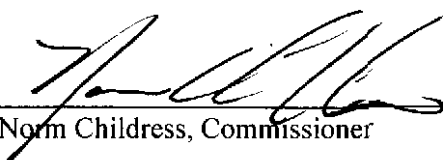
No public comment was received during the hearing.

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

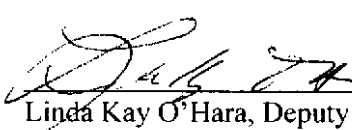
Michael D. Leita, Chairman



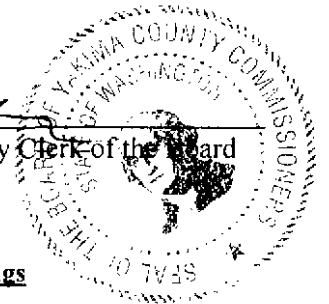
Norm Childress, Commissioner



Ron Anderson, Commissioner



Linda Kay O'Hara, Deputy Clerk of the Board



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