

MINUTES

BOARD OF COUNTY COMMISSIONERS MEETING

December 17, 2001

The Commissioners met in session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, December 17, 2001, at 2:00 p.m. Commissioners Bob Beerbower, Dennis Morrisette and Dan Wood were present. Also in attendance were Clerk of the Board Sandra Daniels and Senior Deputy Prosecuting Attorney Jim Baker.

MINUTES OF PREVIOUS MEETING: The minutes of the Commissioners' Meeting of December 10, 2001, were approved as presented.

BIDS:

None

HEARINGS:

(Continued from 12/03) 2002 Budget Hearing: There was a public hearing to consider adoption of the Grays Harbor County 2002 Budget, and also consider of resolutions authorizing increase in general expense fund, veteran's fund and road limit factors and Property Tax Levy adoption for Grays Harbor County per the requirements of RCW84.55. Copies of the Proposed 2002 Budget and Tax Levy Information were available for study in the office of the County Auditor. Rose Elway, Budget Director, provided a staff report. Ms. Elway presented a balanced 2002 budget. County finances are divided into two groups: the County General Fund Operations and the Miscellaneous Fund groups. The General Fund 2002 budget totals \$23,319,180 with operations funded at 98% of the 2001 budget. \$582,000 or 2% of the General Fund is budgeted for courthouse earthquake litigation and repairs. Revenue decreased (\$155,804) over the 2001 level with fund balance usage at \$931,246, at this level a two (2) month operation reserve of \$4,068,754 is retained. The General Fund is comprised of all departments providing general County services. The Law & Justice Programs consume 74 cents of each general fund non-dedicated dollar. The 1989 criminal justice legislative funding relief was reduced with I-695 and this budget reflects one time only I-695 replacement funds dedicated to the law and justice programs. A county wide Law and Justice Council is actively reviewing citizen protection and law and justice issues affecting all Grays Harbor communities.

The General Fund 2002 budget total 70% (\$16,374,929) in salary and benefit costs, 27% (\$6,306,655) in goods and services, 2.5% (\$582,000) courthouse repairs/litigation and .5% (\$55,596) in capital outlay. The property tax levy was increased 1% from the

previous year which is below the inflation (IPD). \$6,553,500 in taxes from property represent 29% of the General Fund revenue base. The County pursues available federal, state and local grants which are the second largest revenue source, (\$3,579,771), 16% in 2002. Grants and fees fund 77% of the Public Health and Social Service programs with 2.5 cents of the General Fund levy, \$86,000, used as matching funds. The third largest revenue, Fees for Services \$2,431,010 is 11% of the revenue base. Sales tax is the fourth largest revenue, generating \$2,400,000 or 10.7% of the revenue base, the fifth largest revenue (\$1,983,750) is timber harvest taxes at 9% of the revenue base.

The Miscellaneous Funds total \$77,011,978 in budgeted funds. The Road Fund has the largest operating budget at 25% of the total for a \$19,283,772 annual road program. The property tax levy generates 21% of available road program revenue of \$3,161,259 which is a 1% increase over the 2001 levy rate. The road program includes \$8,824,000 in road construction projects funded by 73% grants, and \$6,291,900 in road maintenance countywide. Social Services, Mental Health, Development Disabilities, and Substance Abuse pass-through grant programs deliver services totaling \$7,066,880. The Aberdeen Landfill Post Closure fund budget totals \$5,847,310 and the commitment to implement the Solid Waste Plan is funded at \$2,854,473 which continues hazardous waste and recycling programs for Grays Harbor citizens.

The County continues to solicit grants for county wide infrastructure, utilities development with Special Projects fund totaling \$13,159,023. Projects include \$7,000,000 for the Aberdeen Industrial Waterline, \$1,396,000 in the Junction City Rail Spur, \$1,200,000 grant assists Coastal Erosion, \$690,000 in grants help the Chehalis Basin Management and \$654,000 for Neilton Water with all funding provided by state and federal grants or loans. Various community projects are grant funded, including E-911 grants \$182,962, low to moderate income programs through the community block grant programs totaling \$409,406.

Highlights in the 2002 Capital Construction Programs include a Facilities Capital budget of \$11,749,965 with \$8,900,000 Commissioner Bonds issued for county building infrastructure repairs and interim interest and principal repayment. The Capital Improvement fund created a Capital Facilities long-range plan and countywide needs assessment are funded for \$546,149. The County is supporting county-wide efforts to maximize economic development with the Distressed Capital Fund budget of \$1,295,213 for infrastructure improvement needs as prioritized in the WACERT county wide ranking list.

Services provided to Grays Harbor citizens have been prioritized to continue public safety and health. A commitment remains for economic development so quality jobs are available for present and future generations. Grays Harbor residents are provided

emphasis in land usage, infrastructure development, and public health and safety issues within this budget. Citizen input influenced the Commissioner's decision to limit property tax levy growth to 1%. Ms. Elway reported the General Fund county-wide tax rate will increase 8/10 of a cent, approximately 80 cents on a \$100,000 home. The Road Fund, (in the unincorporated areas) tax rate increases 2.5 cents or approximately \$2.50 on a \$100,000 home. Ms. Elway reported that those levy resolutions were adopted last week.

It is a priority of the Board to limit spending levels to available county resources. In this budget non-mandated services have been drastically reduced with the possibility of elimination in the 2003 budget. County building repairs are financed with Commissioner Bond issuance and repayment is budgeted within available operating resources. This budget reduced 5.4 FTE positions and Grays Harbor County will impose a hiring freeze through attrition to compensate for the impacts of state wide voted initiatives. The only equipment funded in this budget is being provided by grant revenue resources and a capital expenditure freeze is imposed. Ms. Elway summarized this lean 2002 budget will assist this economically distressed rural county to continue necessary services and represents a responsible financial plan, providing a balanced response to citizen needs. Impact to citizens was the first priority in balancing a budget while keeping fee and tax increases to a minimum. Commissioner Wood thanked Ms. Elway for her work in preparing the budget. Chairman Beerbower asked for public comment.

Fred Hutchison, resident of Elma, congratulated Ms. Elway for her work. Mr. Hutchison asked questions regarding budget items. Ms. Elway responded to questions.

Dave Wilkins asked questions regarding the Bond Levy amount. Commissioner Wood explained other projects have been included in the financing package for capital improvements.

Judge Stephen Brown spoke in behalf of a pay raise for Mallin Shelton, Probation Director. Judge Brown reported that Ms. Shelton built a program starting 11 years ago. She does a fine job and Judge Brown would like to retain Ms. Shelton. Judge Brown expressed concern for when the state takes money earmarked for criminal justice and he believes it would be a bad idea for the state to do that. Judge Brown commented that District Court is the only county office that has a fully functioning office in more than one location. There being no further testimony the hearing was closed.

Commissioner Morrisette commented that the Board made the decision to hold requests for raises and capital outlay items until June and the department heads would re-evaluate the finances. It has been reported that the state plans to cut \$700,000 in revenue awarded to the county. Commissioner Morrisette reported it is unclear what lies ahead in 2003. A

motion was made, seconded and passed to approve **Resolution No. 01-159 – Adopting The Budget For Grays Harbor County For 2002** and **Resolution No. 01-160 – Adopting The Grays Harbor County Annual Road Construction Program For 2002.**

Commissioner Wood commented on the 2002 budget. He stated it would be necessary to look at what is mandated and what is not required by state law. Commissioner Morrisette reported that Grays Harbor County has lost 40 jobs in the last 3 years. He commented the Board is doing the prudent thing in preparing for 2003. Chairman Beerbower commented that he has been involved in preparing the budget for 6 years. It is upsetting that the Legislature continues to pass laws but does not provide the necessary funds. He explained it might be necessary to make cuts that will reduce services to the public.

Proposed Comprehensive Flood Hazard Management Plan: There was a public hearing to consider the proposed Grays Harbor Comprehensive Flood Hazard Management Plan. The plan documents the planning process, area characteristics, regulatory overview, flood damage history, alternative flood hazard management measures, and evaluates alternatives to reduce flood hazards. Information on the proposed plan was available by contacting Lee Napier, Deputy Director, Community Development. Lee Napier with the Department of Public Services provided a staff report. Chairman Beerbower asked for public comment. There was no public comment and the hearing was closed. A motion was made, seconded and passed to approve **Resolution No. 01-161 – A Resolution Adopting The Grays Harbor County Comprehensive Flood Hazard Management Plan.**

Supplemental Appropriation, Sheriff's Fund: There was a public hearing to consider Supplemental Appropriation as follows: Sheriff's Department Fund #001-000-032 in the amount of \$14,914.00. Rose Elway, Budget Director, provided a staff report. Ms. Elway explained the request is for funding received from the Department of Justice and Department of Ecology. This will replace the supplemental hearing date initially set for \$14,914 but has changed to \$13,662. Funding will be used in patrol uniforms and for the purchase of a video imaging system. Chairman Beerbower asked for public comment. Fred Hutchison asked questions regarding the funding received from the Department of Ecology. There being no further testimony the hearing was closed. A motion was made, seconded and passed to approve **Resolution No. 01-162 – Authorizing A Supplemental Extension In The Budget Of The Grays Harbor County General Fund Sheriff's Department #001000-032.**

Supplemental Appropriation, Sheriff's Fund: There was a public hearing to consider Supplemental Appropriation as follows: Sheriff's Department Fund #001-000-032 in the amount of \$2,062.00. Rose Elway, Budget Director, provided a staff report. Ms. Elway explained this is for a donation received from the Washington State Traffic Safety

Commission. Funding will be used in patrol overtime and for the purchase of two radar devices. Chairman Beerbower asked for public comment. There was no public testimony and the hearing was closed. A motion was made, seconded and passed to approve **Resolution No. 01-163 – Authorizing A Supplemental Extension In The Budget Of The Grays Harbor County General Fund Sheriff’s Department #001-000-032.**

Ordinance Amending Ordinance No. 241: There was a public hearing to consider an ordinance amending Ordinance 241. The following summary provides a brief description of the ordinance presented to the Board of Commissioners of Grays Harbor County for consideration. An Ordinance Amending Ordinance 241 To Correct Section References, Make Technical Changes and Clarify Appeal Procedures and Sign Regulation. Jim Baker, Senior Deputy Prosecuting Attorney, provided a staff report. Mr. Baker reported that in reviewing County Ordinance 241, Planning Department staff and he have identified provisions that require amendment. It is their goal to effect these changes in time for inclusion in the County’s first published code. The provisions include those that have obsolete or incorrect section references, or conflict with provisions of the Land Use Petition Act. Other sections need clarification specifying appeals from the Planning Commission on zoning applications are to be heard by the Board on a closed record. Other technical changes to use regulations on parks, recreational vehicle parks and sports fields are included. The provision regulating signs should be amended as it pertains to political election signs to avoid any potential conflict with First Amendment protection on political speech. Mr. Baker reported that he prepared the proposed ordinance making these recommended changes to Ordinance 241. Chairman Beerbower asked for public comment. There was no public testimony and the hearing was closed. A motion was made, seconded and passed to approve **Ordinance No. 291 – An Ordinance Amending Grays Harbor County Ordinance No. 241 with an amendment on page 4 deleting “not exceeding a total area of six (6) square feet”.**

Ordinance Amending Ordinance No. 111: There was a public hearing to consider an ordinance amending Ordinance No. 111. The following summary provides a brief description of the ordinance to be presented to the Board of Commissioners of Grays Harbor County for consideration. An Ordinance Amending Ordinance 111 To Revise Definitions and Regulate Boundary Line Adjustments. Jim Baker, Senior Deputy Prosecuting Attorney, reported that during further review of the subdivision ordinance, Ordinance 111, Planning Department staff identified provisions that should be changed, or added to avoid problems and uncertainty in the past. It is their goal to effect these changes in time for inclusion in the County’s first published code. These provisions include changes to, and additional definitions relating to mobile home parks, recreational vehicle parks, acreage parcels and platted parcels. Other changes will require boundary line adjustment (“BLA”) review by the Grays Harbor County Environmental Health

Division and approval by the County Planning Division prior to recording, and will detail BLA standards. Mr. Baker reported that he prepared the proposed ordinance containing these recommended changes to Ordinance 111. Chairman Beerbower asked for public comment. There was no public testimony and the hearing was closed. A motion was made, seconded and passed to approve **Ordinance No. 292 – An Ordinance Amending Grays Harbor County’s Subdivision Ordinance No. 111.**

Intent to Lease: There was a public hearing regarding the intent to lease certain property by negotiation, by Grays Harbor County, lessor, to the Aberdeen Elks Lodge 593, as lessee. The proposed lease premises are commonly known as the Elks picnic grounds. Jim Baker, Senior Deputy Prosecuting Attorney, reported that he has reviewed the proposed lease with the Elks Club for county-owned property. The annual rent amount has been changed to \$985.00. Chairman Beerbower asked for public comment. There was no public testimony and the hearing was closed. A motion was made, seconded and passed to approve the lease agreement as presented.

Supplemental Appropriation, Social Services Grant Fund: There was a public hearing to consider Supplemental Appropriation as follows: Social Services Grant Fund #140-200 in the amount of \$1,032,374. Rose Elway, Budget Director, provided a staff report. Ms. Elway reported the request is due to additional funding from the Mental Health Division to be spent on community enhancement projects. Chairman Beerbower asked for public comment. There was no public testimony and the hearing was closed. A motion was made, seconded and passed to approve **Resolution No. 01-164 – Authorizing A Supplemental Extension In The Budget Of The Grays Harbor County Social Services Grant Fund #140-000-000 & #140-000-200.**

Emergency Appropriation, Facilities Services Fund: There was a public hearing to consider Emergency Appropriation as follows: Facilities Services Fund #001-018 in the amount of \$11,070.00. Rose Elway, Budget Director, provided a staff report. Ms. Elway reported the request is for salaries and benefits. Due to the earthquake courthouse repairs Facility Services staff has been unable to use leave. The \$11,070 emergency allows for the payment of accumulated leave and benefits that are maximized. Chairman Beerbower asked for public comment. There was no public testimony and the hearing was closed. A motion was made, seconded and passed to approve **Resolution No. 01-165 – Authorizing An Emergency Appropriation In The Budget Of The Grays Harbor County General Fund Facility Services #001-018.**

PRESENTATION:

None

PUBLIC COMMENT I:

Chairman Beerbower asked for public comment. Fred Hutchison, resident of Elma, asked questions regarding the PDA. Chairman Beerbower responded as a PDA representative. There was no additional public comment.

DEPARTMENT OF PUBLIC SERVICES

Request Adoption of Resolution Removing 3.487 Miles from County Road Plant:

The Department of Public Services recommended removing 3.487 miles of Upper Wishkah Road from the total road plant of Grays Harbor County. No residents live on this section of roadway. This will allow private landowners to install a gate to help prevent vandalism and illegal dumping if they choose. Gates are not allowed on public roads. Paul Easter, Director of Public Services for Grays Harbor County, requested that this item be continued.

Request Adoption of Resolution Relating to Parking Restrictions on Wynoochee

Road: The Department of Public Services requested parking restrictions be placed on Wynoochee Road between M.P. 2.815 to M.P. 2.911. A vicinity map of the area as well as pictures was provided. Vehicles are parking along this narrow shoulder and are partially in the traveled roadway. There are two wide parking areas on each end of this “No Parking Area” in which to park safely. A motion was made, seconded and passed to approve **Resolution No. 01-166 – A Resolution Revising Resolution No. 82-133 to Include Additional Parking Restrictions and These Locations Be Signed Accordingly.**

Request Appointment to B.C.A.C.: Ms. Gayle Connor, Hoquiam, was originally appointed to the Building Codes Advisory Council in April 1998. Her term expired this year, but because the Council did not hear a case during her tenure, she has never actually had an opportunity to participate. The Department of Public Services recommended the appointment of Ms. Connor to the Building Codes Advisory Council for a four-year term to begin January 1, 2002. A motion was made, seconded and passed to appoint Gayle Connor to the Building Codes Advisory Council.

Request Acceptance of Contract as Completed and Release of Retainage, 2001

Asphalt Paving Contract: The Contractor, Lakeside Industries, has completed the 2001 Asphalt Concrete Paving Contract/5 County Road Throughout County Various Road Numbers. The total amount of the contract is \$1,061,157.06, which is 16.24% above the original bid. The Department of Public Services recommended acceptance of the contract, which would allow release of Retainage Bond as per Section 60.28, Revised Code of Washington.

The Clerk of the Board announced the following items received after the agenda was prepared:

Surplus Office Equipment, Furniture and Supplies: There is a large accumulation of surplus goods in the Forestry shop complex, the Fairgrounds storage facility, and the old District Court Building. Most of it has little or no value and is not on any department's inventory. It has now grown to proportions that take up space needed for secure storage of vehicles and equipment currently in use. The Department of Public Services requested authorization to proceed with the orderly disposition of these goods in compliance with County policies and applicable laws through auction, recycling, or disposal. A motion was made, seconded and passed to approve the request as presented.

Emergency Road Repairs: The December 2001 heavy rainfall and flooding have damaged the county road system in several locations. The Department of Public Services requested authorization to purchase materials and hire equipment and labor necessary to make emergency road repairs. A motion was made, seconded and passed to approve the request as presented.

DEPARTMENTS

AUDITOR

Request Approval of Resolution Canceling Warrants: A motion was made, seconded and passed to approve **Resolution No. 01-167 – Cancellation of Warrants**. Warrants not presented within one year of issue shall be cancelled and records adjusted to leave the originating funds as if the warrants had never been drawn. Claims warrants total \$3,707.43.

Request Approval, Resolution Amending 2001 Tax Levy for Collection in 2002: A motion was made, seconded and passed to approve **Resolution No. 01-168 – 2001 Tax Levy For Year 2002 Collections (amended)**. Several junior taxing districts have submitted certified budgets for the year 2002 and requested tax levies for regular, debt, or special purposes according to statute. Fire Protection District 11 submitted their budget and tax levy request after the time legally set for such requests and Fire Protection District 3 has received additional information since submission of their request that substantially lowers the levy amount needed to pay off the remaining portion of their General Obligation Bond debt. The County Commissioners shall certify to the County Assessor taxes levied for county purposes and taxes for each city or other junior taxing district in accordance with RCW 54.52.070. The County Assessor shall extend the tax rates and amounts upon the tax rolls, subject to limitations imposed by law, in a manner and form prescribed by statute.

FORESTRY

Request Approval of Seedling Production Contract: Presently, the Forestry Department has entered into contracts with Weyerhaeuser Company to grown seedlings for future planting. The Forestry Department would like to enter into an additional contract with Weyerhaeuser Company to grow seedlings for future planting. The Forestry Department would like to enter into an additional contract with Weyerhaeuser to grow seedlings for 2004 reforestation. A motion was made, seconded and passed to approve two copies of a Seedling Production Contract between Weyerhaeuser Company and Grays Harbor County Forestry.

FAIR

Request Authorization to Sign 2002 Fair Entertainment Contracts: A motion was made, seconded and passed to approve the following entertainment contracts for the 2002 Grays Harbor County Fair:

Oregon Museum of Science and Industry – hands on science festival exhibit for kids -- \$4323.50

Jest in Time Circus of Fools – complete family fun stage, including juggling, clowning, pantomime, and physical comedy -- \$5500.00

Request Approval, Grant w/State Department of Agriculture: A motion was made, seconded and passed to approve a grant received by the Washington State Department of Agriculture for the Grays Harbor County Fair in the amount of \$2,500 with a 50/50 match provided by the County. It was not known that the revenue would be available in the 2002 budget so it will require a supplemental budget next year. The Grays Harbor County Fair is in need of handwashing stations and sanitizing facilities throughout the fairgrounds. Funding will be used to build two handwashing stations, one on each end of the Food Court. At these two locations they will be able to plumb into the current septic system.

COMMISSIONERS

Budget Transfer Resolution: A motion was made, seconded and passed to approve **Resolution No. 01-169 – Transferring Items In The Grays Harbor County General Fund Commissioner’s Office #001-015.** This resolution authorizes moving \$2,000 from Benefits to Capital Outlay for the purchase of a recording system for the board meetings.

HEALTH AND SOCIAL SERVICES

Request Approval, Amendment to 2001 Consolidated Contract w/State Department of Health: A motion was made, seconded and passed to approve an amendment to the County's 2001 Consolidated Contract with the State Department of Health. This amendment extends the contract through the calendar year 2002 and adds a total of \$537,478 to operate programs through the year. \$306,141 of this additional money is federal funds.

\$15,887 has been added as new revenue for the Safe Drinking Water Program administered through Environmental Health. New funding is also included for a Youth Development Program to reduce teen pregnancy. This contract provides the basis for much of the work the Department performs and is approximately 21% of the Department's 2002 budget.

Request Approval, Personal Services Contracts for Dental Services: A motion was made, seconded and passed to approve three Personal Services Contracts:

Teresa Boling	Dental Services
Dawn Kuhn	Dental Services
Perrilyn L. DeBoer	Dental Services

All of these individuals have past professional service arrangements with Grays Harbor County, and the funding for these services is budgeted. Funds are provided by the County's contract with the State Department of Health for this program.

Request Approval, Agreements w/Nine Cities for the Reduce Underage Drinking Grant: A motion was made, seconded and passed to approve Agreements with nine cities. Through these Agreements, the cities will be reimbursed for law enforcement services to perform party emphasis patrols and liquor purchase age compliance checks. These activities are part of the RUAD (Reducing Underage Drinking) Grant from the Washington State Patrol and these federal grant funds will be used to reimburse the overtime costs for officers involved in these activities. The Sheriff's Department will also be participating in party emphasis patrols and will have costs covered through this grant.

Request Approval, Amendment to Contract with DSHS for Mental Health Services:

A motion was made, seconded and passed to approve an amendment to the County's contract with the State DSHS for Mental Health Services. This amendment adds \$165,000 for the purpose of expanding community services for long-term state hospital patients. The expansion will include residential and support services for patients ready for discharge for the state hospital.

Request Approval, Girls' Incorporated Program License Agreement: A motion was made, seconded and passed to approve a Girls Incorporated Program License Agreement. This fall, funding was received from the State DOH to undertake a Youth Development program aimed at reducing teen pregnancy. The Girls Incorporated Program will be used in working with a group of middle school girls and focuses on building self-esteem and goal setting. The Program License costs \$1,000 and will afford use of all materials and access to training. The \$1,000 will be billed to the DOH grant which is federally funded.

Request Approval, Budget Transfer: A motion was made, seconded and passed to approve **Resolution No. 01-170 – Transferring Items In The Grays Harbor County General Fund Public Health and Social Services Department #001-029.** This resolution authorizes transferring \$66,200 from salaries to professional services and car rental due to the increased cost of interpreter services and training and increased County car usage for nurse home visits.

Request Approval, Amendment and Extension to Contract with PCI Software, Inc.: A motion was made, seconded and passed to approve an amendment and extension to the Timeshare Contract between the County and PCI Software, Inc. PCI provides software support for the mental health client database that is required by the state. The amendment extends the contract through June 2003. All dollars to pay for this support are derived from State Mental Health Program funds.

MANAGEMENT SERVICES

Request Approval, One-Time-Only Funding Allocation: A motion was made, seconded and passed to approve two copies of the One Time Only Funding Allocation in the amount of \$13,000 between Grays Harbor County and the Chehalis Basin Fisheries Task Force. Funding will be used to provide a cooperative effort towards restoration of the Chehalis Ecosystem and production of salmon, steelhead and trout.

Request Approval, 2002 Municipal Services Agreement w/EDC: A motion was made, seconded and passed to approve two copies of the 2002 Municipal Services Agreement between Grays Harbor County and the Grays Harbor Economic Development Council in the amount of \$15,000. Funding will be used for a comprehensive,

cooperative and planned approach to economic development involving government, business, education and labor.

Request Approval, Budget Transfer, Risk Management: A motion was made, seconded and passed to approve **Resolution No. 01-171 – Transferring Items In The Grays Harbor County Insurance and Risk Management #504-000-000**. This resolution authorizes transferring \$20,000 from the ending fund balance to cover courthouse litigation expenses for the remainder of the year.

Request Set Hearing Date, Supplemental Appropriation: January 7, 2002 at 2:00 p.m. is the date and time set for a Supplemental Budget hearing in the 2002 Sheriff's Department budget for unanticipated funding received from the Department of Justice. Funding will be used for the purchase of a video imaging system.

The Clerk of the Board announced two additional items received after the agenda was prepared:

PROSECUTING ATTORNEY

Request Approval, Resolution Pursuant to RCW 42.17.260(4): Jim Baker submitted a resolution finding that creation of an index under chapter 42.17 RCW would unduly interfere with Grays Harbor County department operations and declaring that an index will not be prepared. This resolution is based on the requirements of RCW 42.17.260(4) for a local agency, including county governments, to adopt an order if it finds that it would be unduly burdensome to maintain such an index of records. The proposed resolution recognizes and reaffirms that records indexes maintained pursuant to law by the County Auditor will continue to be maintained and available. Mr. Baker recommended this resolution for approval based upon the inordinate amount of staff time to develop and to index all the many varied County records given the wide range of County activities, the limited staffing and available funding, and the fact that Grays Harbor County does not render the types of opinions contained in RCW 42.17.260. A motion was made, seconded and passed to approve **Grays Harbor County Resolution No. 01-158 – A Resolution Adopting A Formal Order Pursuant To RCW 42.17.260 Specifying That It Is Unduly Burdensome For The County Or Departments Thereof To Maintain Additional Indexes**.

Request Approval, Award Indigent Defense Contracts: Jim Baker, Senior Deputy Prosecuting Attorney reported that two indigent defense contracts will be awarded for Grays Harbor County District Courts Nos. I and II and the Juvenile Department of the Superior Court for the year 2002. Two contracts will be awarded for Department No. 1 and one contract will be awarded for Department No. II. The District Court contracts

will be awarded to the best qualified applicants, based upon the recommendations of the District Court Judges. The 2002 District Court contracts will pay \$2,408.78 per month for 300 cases, plus an additional \$95.88 per case for cases over 300 up to 350 cases. The attorney is not required to accept more than 300 cases. The Juvenile Court contracts will be awarded based upon bids. The Juvenile Court contracts will be awarded to the lowest and best bid. Three Juvenile Court contracts will be awarded, one for representation of minors charged with criminal offenses, one for representation of minors and one for parents in dependency proceedings. Copies of the contracts were available at the Grays Harbor County Commissioner's Office. Mr. Baker reported that Kyle Imler is the low bidder on one District Court I contract and on the Juvenile Offender contract. It was the Prosecuting Attorney's recommendation that Mr. Imler be awarded the two contracts. Michael Jordan submitted a bid for both of the District Court II contracts. However, the bid was not deemed to be responsive. The Prosecuting Attorney recommended that the Board resubmit the District Court II contract and the other District Court I contract that Mr. Imler was not awarded for rebid. The Juvenile Dependency Contract resulted in two identical bids by Steven McNeill and Tamara Darst. The bid received from Ms. Darst specifically references the Dependency Contract to represent indigent minors or children. Mr. McNeill's bid did not specify whether he is bidding on the minor's contract or the contract to represent parents. The Prosecuting Attorney recommended that (1) the Board refer the item back to the Prosecuting Attorney to inquire of Mr. McNeill which contract he is bidding on and (2) for a recommendation by Judge Godfrey as to which individual he recommends for fulfilling the contract. Mr. Baker explained that if Mr. McNeill was bidding on the parental representation contract then there is no conflict. The Prosecuting Attorney recommended that the matter of the Juvenile Dependency contract be continued to 10:00 a.m. on

December 20, 2001. A motion was made, seconded and passed to continue the matter of the Juvenile Dependency contract to December 20, 2001 at 10:00 a.m.

CORRESPONDENCE:

None

APPOINTMENTS:

Fair Board: A motion was made, seconded and passed to reappoint Greg Osgood and Rod Easton and to the Grays Harbor County Fair Board.

Cemetery District #1: According to records in the elections department, the following districts received no declaration of candidacy filings for the following offices

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Cemetery District Number 1
612 South Shore Road
Quinault, Washington

Commissioner #1, Commissioner #2 and Commissioner #3.

Past commissioners were appointed. No filings have been received for this district since 1995.

The following were last appointed in 1998 for this district.

- #1 David Lutz, 614 South Shore Road, Quinault
- #2 David Hughes, 943 South Shore Road, Quinault
- #3 Bruce Lutz, 612 South Shore Road, Quinault

This is the second election were no one filed for these positions. Board of County Commissioners appoint two members and they in turn appoint the third member. Per RCW 29.15.200. It was moved, seconded and passed to appoint David Lutz to Position #1 and David Hughes to Position #2. They in turn will appoint the Position #3 position.

South Beach Parks & Recreation: Past South Beach Park and Recreation District Commissioners were appointed. No filings have been received between 1997 and 1999. The following were:

- #1 Cynthia Tuininga, PO Box 25, Grayland, elected in 1997 – 2001

The following were under RCW 25.15.200 since no filings were received in 1999 “remain in office until next election”

- #2 Denice Wilcox, PO Box 1026, Westport, to 1999 to 2001
- #3 Robert Campbell, PO Box 292, Grayland, 1999 to 2001
- #5 Mary Perttula, 1988 Cranberry Road, Grayland, 1999 to 2001

This is the second election were no one filed for these positions. Board of County Commissioners appoint two members and they in turn appoint the third member. Per RCW 29.15.200. It was moved, seconded and passed to appoint Denice Wilcox to Position #2, Robert Campbell to Position #3 and Mary Perttula to Position #5. They in turn will appoint a member to Position #4.

PUBLIC COMMENT II:

Chairman Beerbower asked for public comment. There was no further public comment.

ANNOUNCEMENTS

Due to the Christmas holiday there will be no meeting on December 24. There will be no meeting on December 31. The next meeting will be Monday, January 7, 2002.

The meeting recessed at 3:50 p.m. and was continued to 10:00 a.m. on December 20, 2001 to take action on the Indigent Defense Contract and the Franchise Agreement.

The meeting reconvened on December 20, 2001 at 10:00 a.m. The Clerk of the Board provided an explanation for the continuation and reported the Prosecuting Attorney requested a continuation due to clarification needed on several of the proposals received.

Jennifer Weiland, Senior Deputy Prosecutor, reported a clarification notice was received from Steven McNeill that he was bidding on the parent contract for the Juvenile Dependency Proceedings. The Prosecuting Attorney recommended the following:

1. Steven McNeill be awarded the Juvenile Court Contract for representation of Parents in Dependency Proceedings.
2. Tamara Darst be awarded the Juvenile Court Contract for representation of Minors in Dependency Proceedings.
3. Kyle Imler be awarded the Grays Harbor District Court I Indigent Defense Contract.
4. Kyle Imler be awarded the Juvenile Court Contract for representation of Minors charged with criminal offenses.

The Prosecuting Attorney recommended that the remaining District Court I and District Court II contracts be resubmitted for additional bidding. A motion was made, seconded and passed to award the contracts as recommended.

RESOLUTIONS:

The following resolutions were approved and signed by the Board:

- #01-158 A Resolution Adopting A Formal Order Pursuant to RCW 42.17.260 Specifying That It Is Unduly Burdensome For The County Or Departments Thereof To Maintain Additional Indexes
- #01-159 Adopting The Budget For Grays Harbor County For 2002
- #01-160 Adopting The Grays Harbor County Annual Road Construction Program For 2002

- #01-161 A Resolution Adopting The Grays Harbor County Comprehensive Flood Hazard Management Plan
- #01-162 Authorizing A Supplemental Extension In The Budget Of The Grays Harbor County General Fund Sheriff's Department #001-000-032
- #01-163 Authorizing A Supplemental Extension In The Budget Of The Grays Harbor County General Fund Sheriff's Department #001-000-032
- #01-164 Authorizing A Supplemental Extension In The Budget Of The Grays Harbor County Social Services Grant Fund #140-000-000 & 140-000-200
- #01-165 Authorizing An Emergency Appropriation In The Budget Of The Grays Harbor County General Fund Facility Services #001-018
- #01-166 A Resolution Revising Resolution No. 82-133 to Include Additional Parking Restrictions and These Locations Be Signed Accordingly
- #01-167 Cancellation Of Warrants
- #01-168 2001 Tax Levy For Year 2002 Collections (amended)
- #01-169 Transferring Items In The Grays Harbor County General Fund Commissioner's Office #001-015
- #01-170 Transferring Items In The Grays Harbor County General Fund Public Health & Social Services Department #001-029
- #01-171 Transferring Items In The Grays Harbor County Insurance & Risk Management #504-000-000

ORDINANCES:

The following ordinances were approved and signed by the Board:

- #291 An Ordinance Amending Grays Harbor County Ordinance No. 241
- #292 An Ordinance Amending Grays Harbor County's Subdivision Ordinance No. 111

The meeting adjourned at 9:05 a.m. to Monday, January 7, 2002 at 2:00 p.m.

BOARD OF COMMISSIONERS
for Grays Harbor County
This _____ day of _____, 2002

BOB BEERBOWER, Chairman

DENNIS MORRISETTE, Commissioner

DAN WOOD, Commissioner

ATTEST:

Sandra Daniels
Clerk of the Board