

MINUTES

BOARD OF COUNTY COMMISSIONERS MEETING

March 24, 2003

The Commissioners met in session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, March 24, 2003, at 2:00 p.m. Commissioners Bob Beerbower, Dennis Morrisette and Al Carter were present. Also in attendance was Sandra Daniels, Clerk of the Board and Stew Menefee, Prosecuting Attorney.

MINUTES OF PREVIOUS MEETING: The minutes of the Commissioners' Meeting of March 17, 2003 at 2:00 p.m. were approved as presented. The minutes of the March 17, 2003, Rezone Appeal Hearing held at 6:00 p.m. were approved as presented.

PRESENTATION

None

BIDS

Wishkah Road Reconstruction Project: There was a bid opening for the construction of the following project: Wishkah Road Reconstruction Project M.P. 4.14 to M.P. 4.38, C-94311-35. The work to be performed under this contract consists of reconstructing 0.24 miles of existing roadway. Major bid items include: Roadway Excavation Including Haul, 7405 Cubic Yards; Gravel Borrow, 780 Tons; Gravel Base, 6880 Tons; Crushed Surfacing Top Course, 1230 Tons; Asphalt Concrete Pavement, Class A, 1160 Tons; Beam Guardrail Type 1, 200 L.F.; Anchored Sheet Pile Wall, Lump Sum; and other related work. Plans and specifications were available from the Grays Harbor County Public Services Department, Administration Building, 100 West Broadway, Suite 31, Montesano, Washington by the payment of twenty-five (\$25.00). Payment of the fee shall accompany a request for plans. Informational copies of maps, plans, and specifications were on file for inspection in the office of the County Road Engineer, Department of Public Services, Public Works Division, 310 West Spruce, Montesano, Washington. The Clerk of the Board opened and read the following bids received with bid bond attached:

Ceccanti, Inc., Spanway	\$606,351.30
George Gill Construction, Chehalis	\$424,605.00
DLB Earthwork Company, Olympia	\$443,050.80
Wilder Construction Company, Olympia	\$599,755.80
Rognlin's Inc., Aberdeen	\$416,635.00
Quigg Bros. Inc., Aberdeen	\$519,631.50

Chairman Morrisette referred the bids to the Public Services Department for review and recommendation.

HEARINGS

Adoption of Amendment to County Zoning Code, Rezone Application: There was a public hearing to consider adopting an amendment to the Grays Harbor County Zoning Code. Northwest Rock Inc. has applied to rezone approximately 77.6 acres of property from Agricultural Use District One (A-1) to Restricted Residential (R-1). The purpose of the rezone is to allow the landowner to create a single-family residential development at densities consistent with the adjacent residential community. The property affected by the proposed rezone is Assessor's parcel #170810430000. Further described as being within the west-half of the southeast quarter, within the section 10, Township 17N., Range 8W.W.M. All lying one-mile west of the City of Montesano within Grays Harbor County, Washington. The environmental impacts of the proposal have been reviewed pursuant to the Washington State Environmental Policy Act (SEPA). A Mitigated Determination of Non-Significance (MDNS), dated February 6, 2003, has been issued for this request. All interested persons or agencies were invited to comment on this determination. The Grays Harbor County Planning Division could be contacted to register comments, obtain copies of the SEPA Check-list, or to request information on the appeal procedure. Chairman Morrisette asked for a staff report. Curt Crites, County Planner, reported that the applicant and Board of Commissioners received the following materials prior to the meeting and requested that they be entered into the record without reading:

1. Record of Action containing the Planning Commission's adopted findings of fact and conclusions, along with county staff's recommendation.
2. Application for rezone, letter of feasibility dated August 15, 2002, site-plan and supporting application letter dated February 2, 2003.
3. SEPA Mitigated Determination of Non-Significance (MDNS).
4. Environmental checklist.
5. Notice of public hearing and list of adjacent property owners receiving the notice.
6. Comments on SEPA and notice of application from Grays Harbor County Public Works Division, the Grays Harbor County Environmental Health Division, the Department of Ecology, the Department of Transportation, and the Grays Harbor Conservation District.

7. Affidavit of Publication from *The Vidette*.

For the record Mr. Crites stated that the application is by Northwest Rock to rezone their property which is approximately 77.6 acres. He reported that after reviewing the application and completing his analysis it was determined that a small portion would have been left. He explained that there is a small portion of Hidden Valley Mobile Home Park, which would be left zoned Ag-1. Mr. Crites referred to a map on page 6 of the staff report. Mr. Crites recommended that it be included with the application. He reported that is what the Planning Commission heard and they chose to include it in the rezone. It was included in their findings of fact and the request was approved based on that and the following conclusions read into the record by Mr. Crites.

1. A rezone of the subject property from Agricultural Use District One (A-1) to Restricted Residential (R-1) is in coordination with the goal of the Grays Harbor County Comprehensive Plan. The subject property and surrounding areas are designated for urbanization. The urbanizing designation applies to the existing built-up areas of the county and the lands adjacent to the built up areas. Its purpose is to provide lands for continued urban expansion. It is primarily a residential designation with density controlled by the level of available services. The subject applications purpose is to provide for additional single-family residential homesites in an already built-up residential area. The density of future building lots will be commensurate with available public services and local land-use regulations.
2. The public interest will not suffer detrimental effect from the request for rezone. Grays Harbor County, through notice of this application to interested parties, neighbors and appropriate state agencies, has solicited comments from person/groups and individuals representing statewide interest. No comments have implicated the proposal as being hazardous to the public interest. The proposed rezone lies adjacent to previously platted residential developments and mobile-home parks, within areas planned by Grays Harbor County for urbanization. The proposal further leads Grays Harbor County and its citizens towards achieving its expressed goal of urbanizing the Clemons Hill general area.

Chairman Morrisette asked for public comment. Mike Daniels, Director of Community Projects for Pacific International Engineering, reported that they represent the applicant, Northwest Rock and their application for rezone of this property. Mr. Daniels reported that county staff requested that the rezone be submitted first and prior to submitting the formal application for subdivision. He reported that process is being followed and he is available to answer any questions.

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There was no further public testimony and the hearing was closed. A motion was made, seconded and passed to approve Rezone Case #2003-0160.

Chairman Morrisette announced that he recused himself from the appeal hearing held on March 17, 2003 at 6:00 p.m. He announced that he was recusing himself from the following hearing and he turned the meeting over to the Vice-Chairman, Bob Beerbower.

Decision – Appeal Hearing of 3/17/02: Vice Chairman Beerbower announced that the Appeal Hearing was heard last Monday and at that time it was announced that a decision would be made at this meeting. Commissioner Carter made a motion to reject the Planning Commission's findings and reschedule a public hearing before the Board of County Commissioners. He explained that the original Planning Commission comments and minutes would not be admissible. However, the information received by the County Commissioners and any new testimony could be considered. Stew Menefee confirmed that testimony, evidence the application form and such would be part of the record. That action would be take place in a new public hearing scheduled before the Board of County Commissioners and would be the final determination regarding the rezone. Vice Chairman Beerbower commented that he agrees with the applicant that the Planning Commission did not come up with their own set of findings. However, he does not agree that there is a conflict of interest. The motion was seconded to reschedule a public hearing before the Board of County Commissioners at a date to be announced on Monday, March 31, 2003 at 2:00 p.m.

DEPARTMENT OF PUBLIC SERVICES

Request Approval, Right-of-Way Deed, Wynoochee Valley Road Project: A motion was made, seconded and passed to approve a Right-of-Way deed for the Wynoochee Valley Road #59190 County Road Project. The Department of Public Services recommended approval of the Right-of-Way deed.

Request Approval, Right-of-Way Deed, Aberdeen Gardens Road Project: A motion was made, seconded and passed to approve a Right-of-Way deed for the Aberdeen Gardens Road #51240 County Road Project. The Department of Public Services recommended approval of the Right-of-Way deed.

Request Approval, Intent to Vacate and Set Hearing Date: A motion was made, seconded and passed to approve **Resolution #03-27 – Resolution Of Intent To Vacate (R.C.W. 36.87.010)** and set a hearing date of April 28, 2003 at 2:00 p.m.

Request Approval, (5) Temporary Construction Easements/Wishkah Road Project: A motion was made, seconded and passed to approve five (5) temporary construction

easements for road improvements along the Wishkah County Road. The Department of Public Services recommended approval of the easements.

Request Approval, Easement Agreement Amendment, Aberdeen Gardens Wishkah River Bridge Project: A motion was made, seconded and passed to approve two (2) original easement agreement amendments for an Aquatic Lands Easement necessary for the construction of the Aberdeen Gardens Wishkah River Bridge. The Department of Public Services recommended approval of the Aberdeen Gardens Bridge C-51240-01/Aquatic Lands Easement Amendment No. 51-073255.

Request Approval, 2003 Aggregate Stockpiling Contract: A motion was made, seconded and passed to approve four (4) sets of contract for the 2003 Aggregate Stockpiling Contract project:

Schedule C	5/8-U.S. No. 4 Crushed Screenings Westport Site
Schedule D	5/8-U.S. No. 4 Crushed Screenings Johns River Site
Schedule E	Maintenance Sand Elma Site
Schedule F	Maintenance Sand Cosmopolis Site
Schedule G	Maintenance Sand Copalis Site

Which was awarded, to Northwest Rock, Inc., for the amount of \$85,613.25.

Request Approval, Aberdeen Industrial Waterline Project Change Order: A motion was made, seconded and passed to approve Aberdeen Industrial Waterline – Change Order. This change order reflects additional work and quantity of materials associated with Phase 2 of the Industrial Waterline Project that is currently underway in the Port area of Aberdeen.

The change order includes additional costs associated with:

- Connection of the newly constructed pipeline to the existing pipeline at 28th Street in Hoquiam and near the Aberdeen Sewer Treatment Plant

- Replacing 500 feet of pipe near the Wishkah River and almost 1,000 feet of pipe near the paper mill that can only be accomplished during a shutdown of the Industrial Waterline. This work has been scheduled to coincide with the connection work.
- Installing a valve in Junction City so that the upper pipeline can be isolated from the lower pipeline now that the new Sierra Pacific mill in Junction City is being served.

Total cost of the change order is \$715,538.04. State and federal grants and loans are funding this phase of the project. This work will allow the project to add almost two miles of new pipeline into service. The Department of Public Services recommended approval of the change order.

Request Approval, Racetrack Improvements Change Order #2: A motion was made, seconded and passed to approve Racetrack Improvements – Change Order #2 in the amount of \$9,527.51. The change order reflects additional work requested of Bowers Construction to make changes to the stairwell serving the second floor of the grandstand tower. These changes were needed to address building code issues related to fire safety and exiting. The revised stairwell necessitates changes to the walls, roof, and foundation of the sales area under the stairwell, as well as to the landing and handrails of the stairs. Also included is replacement of an additional door for the existing espresso areas. The Department of Public Services recommended approve and execution of Change Order #2.

Request Approval, CDBG Application for Food Bank Distribution Center: A motion was made, seconded and passed to approve a pre-application for a Community Development Block Grant in the amount of \$800,000 to help fund construction of a new Food Bank Distribution Center. The grant along with funding from the Bishop Foundation and other sources is proposed to provide the budget for this project estimated at \$1.5 million. The Department of Public Services recommended approval of the pre-application as described.

DEPARTMENTS

SHERIFF

Request Approval, Addendum to Contract for Jail Services/Ocean Shores: A motion was made, seconded and passed to approve an Addendum to Contract for Jail Services between Grays Harbor County and the City of Ocean Shores. Sheriff Whelan recommended approval of the Addendum.

HEALTH AND SOCIAL SERVICES

Request Approval, Sign Agreement w/Health Foundation: The County has been awarded a \$15,000 Health Improvement Grant by the Washington Health Foundation to continue support for the Health NOW! Task Force. Funding will be used to continue a contract with Clegg and Associates to support the work of the Health NOW! Initiative and develop strategies to sustain the efforts for the long-term. A motion was made, seconded and passed to approve the one-page Agreement with the Health Foundation.

Request Approval, Agreement w/PLU School of Nursing: A motion was made, seconded and passed to approve an Agreement between Grays Harbor County and Pacific Lutheran University School of Nursing. This Agreement allows for nursing students to be provided practicum instruction in the Department.

Request Approval, Contract w/State Department of Health: A motion was made, seconded and passed to approve an amendment to the County's contract with the State Department of Health. This amendment increases the contract by \$6,504. The additional funding will be used to enhance Breastfeeding Education and Promotion activities.

MANAGEMENT SERVICES

Request Approval, Set Hearing Date, Supplemental Appropriation: A motion was made, seconded and passed set April 7, 2003 at 2:00 p.m. as the date and time for Supplemental Budget Hearing for \$6,504 in the General Fund Public Health and Social Services Department due to an amendment to the Consolidated Contract with Department of Health to enhance breastfeeding education and promotion activities. Funds will be used in supplies.

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

PROSECUTOR

Request Approval, Set Hearing Date, Repeal of Ordinance 14 and GHCC Chapter 5.12 Relating to County Registration of Septic Tank Cleaners: April 14, 2003 at 2:00 p.m. is the date and time set for a public hearing to consider an ordinance for repeal of Ordinance 14 and GHCC chapter 5.12 relating to county registration of septic tank cleaners.

ANNOUNCEMENT:

The Clerk of the Board announced that the Public Official Bond for Commissioner Carter has been received. The bond was referred to the County Clerk to be placed on file.

PUBLIC COMMENT

Chairman Morrisette asked for public comment. There was no public comment.

CORRESPONDENCE

None

APPOINTMENT

None

STAFF MEETINGS

The Board held staff meetings on Monday, March 24, 2003, starting at 9:00 A.M. These staff meetings are public meetings, held in the Commissioners' Conference Room. The purpose is for information and discussion only. No decisions are made, nor any action taken at staff meetings. The Commissioners and Clerk of the Board reviewed calendars and pending daily office issues. The Board met with the Public Services Director, the Public Health and Social Services Director and Sheriff Whelan. Staff meetings will be held during the week.

RESOLUTIONS

The following resolution was approved and signed:

#03-27 Resolution of Intent to Vacate (R.C.W. 36.87.010)

ORDINANCES

The following ordinance was approved and signed:

**Ordinance # 303 An Ordinance Amending The Grays Harbor County Official
Zoning Maps Adopted Pursuant To Grays Harbor County
Code Approving A Petition For Rezone Case #2003-0160**

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The meeting adjourned at 2:41 p.m. to Monday, March 31, 2003 at 2:00 p.m.

BOARD OF COMMISSIONERS
for Grays Harbor County
This _____ day of _____, 2003

BOB BEERBOWER, Commissioner, District 1

DENNIS MORRISETTE, Chairman

AL CARTER, Commissioner, District 3

ATTEST:

Sandra Daniels
Clerk of the Board