

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

March 22, 2004

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, March 22, 2004, at 2:00 p.m. Commissioners' Bob Beerbower, Al Carter and Dennis Morrisette were present. Also in attendance was Donna Caton, Clerk of the Board and Jennifer Wieland, Prosecuting Attorney.

MINUTES OF PREVIOUS MEETING: The minutes of the Commissioners' Meeting of March 15, 2004 were approved as presented.

BIDS

Diagnostic Scan Tool: There was a bid opening for the delivery of one (1) or more diagnostic scan tool, current year model. The Clerk of the Board announced two bids were received. The bids were opened and read as follows:

Snap-On Tools	\$ 7,034.25
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The Clerk of the Board reported the Snap-On Tool bid may or may not be complete.

Coburn Auto Parts	\$10,819.99
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Chairman Morrisette referred the bids to the Department of Public Services for review and recommendation.

Four-Post Surface Mounted Vehicle Lift: There was a bid opening for the delivery of one (1) or more four-post surface mounted vehicle lift, current year model. The Clerk of the Board announced three bids were received. The bids were opened and read as follows:

Eagle Equipment	\$10,990.00
Gray Equipment	\$11,915.00
Coburn Auto Parts	\$15,146.92

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

HEARINGS

1. **Rezone Application Submitted by Dennis Pierce:** There was a public hearing to consider a request by Dennis Pierce to rezone approximately two acres of land that is currently zoned Industrial (I-2), to Rural Residential (RR). The proposal is located at 385 West Elma Hicklin Road, approximately a mile west of McCleary, on the property having Assessor's parcel #180510430010, within the South half of the Southeast quarter of Section 10, Township 18 N., Range 5 W.W.M., Grays Harbor County, Washington. A State Environmental Policy Act (SEPA) Determination of Non-Significance (DNS), dated February 9, 2004, has been issued under WAC 197-11-340.

Chairman Morrisette asked for a staff report. Suresh Bhagavan, Planner for Grays Harbor County, reported that the applicant and the Board of County Commissioners were provided the following materials prior to the public hearing. Mr. Bhagavan requested that the following materials be entered into the record by reference, without reading:

1. Grays Harbor County Planning Commission Record of Action, Case #20040127, containing findings of fact, conclusions and staff recommendations and the decision of the Planning Commission.
2. Zoning Map
3. Notice of Public Hearing and list of property owners receiving the notice
4. Application
5. Site Plan
6. Determination of Non-Significance
7. Environmental Checklist

Mr. Suresh reported that the Planning Commission and the Planning Staff recommend approval of the rezone request. Chairman Morrisette asked for public comment. There was no public comment and the hearing was closed.

Decision:

A motion was made, seconded and passed to approve **Ordinance No. 315 – An Ordinance Amending the Grays Harbor County Official Zoning Maps Adopted**

Pursuant to Grays Harbor County Title 17 Approving A Petition For Rezone, Case #20040127.

2. **Supplemental Budget Hearing Public Health and Social Services:** There was a public hearing to consider Supplemental Appropriation as follows: Public Health and Social Services Fund #001-000-029 in the amount of \$17,500. Chairman Morrisette asked for a staff report. Rose Elway, Budget Director, reported the request for a Supplemental Budget in the General Fund Public Health and Social Services Department is for additional funding from Washington Health Foundation and Duke Energy for Health NOW! Funding will be used for extra help and office supplies. Chairman Morrisette asked for public comment. There was no public comment and the hearing was closed.

Decision:

A motion was made, seconded and passed to approve **Resolution No. 2004-18 – Authorizing A Supplemental Extension In The Budget Of The Grays Harbor County General Fund Public Health & Social Services Department #001-000-029.**

PRESENTATION

Sheriff Michael Whelan recognized Leonard and Laurel Lapacek and their family for the part they played in a dangerous situation that took place in the Central Park area of Grays Harbor. Sheriff Whelan read a letter expressing sincere appreciation to the Lapacek family. Chairman Morrisette thanked Mr. and Mrs. Lapacek for the sacrifices that they made and their willingness to assist law enforcement in their time of need. Chairman Morrisette read a letter from the three Commissioners acknowledging the fact that the family volunteered the use of their residence for law enforcement to use. Mr. Lapacek commended local law enforcement for a professional job in resolving the situation.

COMMISSIONERS

1. **Local Government Certification for Coastal Community Action Program Grant:** The Coastal Community Action Program (CCAP) is applying for a \$15,260 grant to provide hotel/motel vouchers and case management services to a minimum of 14 homeless families in Grays Harbor County. This is not a new service being provided by CCAP, only an increase in the level of an existing service. A motion was made, seconded and passed to approve the Local Government Certification, Form I as requested by CCAP.

2. **Agreement with Washington State Council of County and City Employees**

Regarding Dependant Insurance Benefits for 2004: A motion was made, seconded and passed to approve an agreement regarding Dependent Insurance Benefits. This is a result of the Union's February 12, 2004 class action grievance on behalf of the Courthouse and Public Works employees. The County has proposed and the Union has agreed to resolve this grievance as follows:

Dependent insurance benefits for 2004 will be calculated under the same formula and in the same manner as was done in December 2003. Certain employees will receive retroactive benefits as the dependent insurance benefits will need to be recalculated for January and February of 2004.

3. **Separation Agreement and General Release:** This item was removed from the agenda.

DEPARTMENTS

MANAGEMENT SERVICES

Request Approval, Budget Transfer Central Services: A motion was made, seconded and passed to approve **Resolution No. 2004-19 – Transferring Items in the Grays Harbor County Miscellaneous Fund Central Services #503-000-000**. This resolution authorizes a budget transfer for \$10,000 from the Ending Fund Balance to Machinery and Equipment in the Central Services budget for the purpose of a Dell PowerVault Tape Library which will assist with space issues in the computer backup system.

Request Approval, Amend Washington State Health Care Authority Public Employees Benefit Board Memorandum of Understanding: A motion was made, seconded and passed to approve an amended MOU with the Washington State HCA PEBB Medical insurance provider, implementing the federal Health Insurance Portability and Accountability Act (HIPAA) requirements. Grays Harbor has adopted HIPAA requirements in resolution 03-35, which outlines procedures for handling protected healthcare information (PHI). The MOU designates Rose Elway as the Program Manager for Grays Harbor County in coordinating these health insurance requirements.

PUBLIC HEALTH AND SOCIAL SERVICES

Request Approval, Agreement with Washington State Department of Social and Health Services: A motion was made, seconded and passed to approve an agreement with the State DSHS that allows the Department of Health and Social Services to bill the Medical Assistance Administration for Childbirth Education Services provided to

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Medicaid-eligible women. The Department has agreed to bill for women attending Childbirth classes at Grays Harbor College.

Request Approval, Letter of Understanding with Kind Care Dentistry: A motion was made, seconded and passed to approve a Letter of Understanding between the County and Kind Care Dentistry. This organization is a school dental service program that will hold dental clinics in schools throughout the County. Their trained staff will do visual screenings, oral hygiene instruction, sealants and fluoride treatments. Kind Care will collect fees from DSHS, insurance, or parents as needed. Dental providers must have the approval of the local health jurisdiction in order to provide sealant services in schools. Michelle Balter has coordinated with Kind Care to provide these services, and they have been participating in the local Oral Health Coalition. Kind Care will report data from their services to the Department.

Facility Use Agreement with Fairgrounds for an Event on May 26, 2004: A motion was made, seconded and passed to approve a Facility Use Agreement with the County Fairgrounds. On May 26, there will be a Youth Drug Awareness Day held at the Pavilion. The event is coordinated through the Substance Abuse Prevention Program and state contract funding will be used to support the event. Last May, this event attracted approximately 250 high school students.

PUBLIC SERVICES

Request Approval, Acquisition of Easement to Construct a Cul-de-sac at West End of Malone Hill Road: The road department would like to acquire an easement to construct a cul-de-sac at the west end of Malone Hill Road on property owned by John and Jennie Hogarty. The Hogarty's have agreed to grant the county an easement for \$300.00 compensation. A motion was made, seconded and passed to approve the request to proceed with the acquisition.

Request Approval, CRP Resolution for Malone Hill Road: A motion was made, seconded and passed to approve a CRP resolution to construct a cul-de-sac at the end of Malone Hill Road milepost 0.78-0.79.

Request Approval, Resolution Designating Applicant Agent-Hazard Mitigation FEMA DR-1499 Grant Application: A motion was made, seconded and passed to approve **Resolution 2004-20 – Resolution Designating Applicant Agent, Wishkah Road #94311 Flood Plan.** This resolution is for a grant application for Wishkah Road #94311 Flood Plan. This plan will study the lower Wishkah Road, which floods during high tides when significant rainfall occurs. It will identify projects or actions that could lessen future flood damage.

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A motion was made, seconded and passed to approve **Resolution 2004-21 – Resolution Designating Applicant Agent, Tulips Road #42690 Flood Reduction Project**. This resolution is for a grant application for Tulips Road #42690 Flood Reduction Project. This construction project will relocate and elevate approximately 1500 feet of Tulips Road so it is less likely to flood.

A motion was made, seconded and passed to approve **Resolution 2004-22 – Resolution Designating Applicant Agent, Wildcat Road #79170 Flood Reduction Project**. This resolution is for a grant application for Wildcat Road #79170 Flood Reduction Project. This construction project will install an additional 6-ft. diameter culvert in Wildcat Creek and pave a portion of the gravel roadway. This will reduce flooding and eliminate gravel from being washed into the adjacent farm fields.

Request Approval, Set Hearing Date of April 5, 2004 to Hear Case #PC71-01

Rezone: On March 15, 1971, the Board of County Commissioners had approved an application submitted by James Mason to rezone approximately 36 acres of land that was zoned Restricted Residential (R-1), to General Residential (R-2). However, an ordinance or resolution formally approving the rezone was never adopted or recorded. Therefore, an ordinance needs to be adopted and signed to legalize the rezone. April 5, 2004 at 2:00 p.m. is the date and time for a public hearing to Hear Case #PC71-01.

Request Approval, Contracts – Sargent Engineering for Stamper Road –

Cloquallum Creek Bridge Rehabilitation Project: A motion was made, seconded and passed to approve a contract with Sargent Engineers, Inc. of Olympia for bridge design services for the Stamper Road/Cloquallum Creek Bridge Rehabilitation Project No. C-76730-01. Their contract amount for these services is \$84,801.

Request Approval, “No Parking” Signs on Value Parkway #89320: A motion was made, seconded and passed to approve **Resolution No. 2004-23 – Revising Resolution 82-133 to Include Parking Restrictions on Value Parkway, Road No. 89320**. This resolution approves a request that parking restrictions be placed on Value Parkway between SR8 and Value Parkway. The resolution established “No Parking” on the SR8 side of Value Parkway across from Value Ford.

ANNOUNCEMENT(S):

None

CORRESPONDENCE:

The Clerk of the Board announced the following correspondence received:

The monthly report for December 2003 from the Coroner's Office. The report was placed on file.

A Claim For Damages against Grays Harbor County was received from Bradley Smith. The claim was referred to the Claims Review Committee, Risk Management and the Prosecuting Attorney.

An e-mail was received March 22, 2004 from Stanley J. Trohimovich, 1521 Simpson Avenue, Aberdeen, Washington. The subject is: Fraudulent Bonds to Support Fraudulent Taxation Equals Purported Reliance on Fraudulent Attorneys' (Including Judges' & Justices') Opinions, Which Must Be Exposed. The e-mail was accepted and placed on file and referred to the Prosecutor's office.

PUBLIC COMMENT

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

STAFF MEETINGS

The Board held staff meetings on Monday, March 22, 2004, starting at 9:00 a.m. These staff meetings are advertised public meetings, held in the Commissioners' Conference Room. The Commissioners and Clerk of the Board reviewed calendars and pending daily office issues. The Board met with Kevin Varness, Suresh Bhagavan and Russ Esses, Department of Public Services, Maryann Welch, Director of Public Health and Social Services, and Ron Strabbing, County Treasurer.

RESOLUTIONS

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|----------------|---|
| 2004-18 | Authorizing A Supplemental Extension In The Budget Of The Grays Harbor County General Fund Public Health & Social Services Department #001-000-029 |
| 2004-19 | Transferring Items In The Grays Harbor County Miscellaneous Fund Central Services #503-000-000 |
| 2004-20 | Resolution Designating Applicant Agent, Wishkah Road #94311 Flood Plan |

- 2004-21 Resolution Designating Applicant Agent, Tulips Road #42690
Flood Reduction Project**
- 2004-22 Resolution Designating Applicant Agent, Wildcat Road #79170
Flood Reduction Project**
- 2004-23 Revising Resolution 82-133 to Include Parking Restrictions on
Value Parkway, Road No. 89320**

ORDINANCE

- 315 An Ordinance Amending The Grays Harbor County Official
Zoning Maps Adopted Pursuant To Grays Harbor County
Title 17 Approving A Petition For Rezone Case #20040127**

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The meeting adjourned at 2:37 p.m. to Monday, March 29, 2004 at 2:00 p.m.

BOARD OF COMMISSIONERS
for Grays Harbor County
This _____ day of _____, 2004

BOB BEERBOWER, Commissioner, District 1

DENNIS MORRISETTE, Chairman

ALBERT A. CARTER, Commissioner, District 3

ATTEST:

Donna Caton
Clerk of the Board