

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

September 27, 2004

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, September 27, 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 Jim Baker, Senior Deputy Prosecuting Attorney.

MINUTES OF PREVIOUS MEETING: The minutes of the Commissioners' Meeting of September 20, 2004 were approved as presented.

HEARINGS

1. Setting Sheriff's Fees for Services. There was a public hearing to consider an Ordinance adding Chapter 2.06 to the Grays Harbor County Code setting the amounts of fees that shall be collected by the Sheriff to cover the costs of administration and operation for the Sheriff's official services. Chairman Morrisette asked for a staff report. Sheriff Mike Whelan explained that the Washington State legislature has not addressed these increases on a statewide basis, but have a provision to allow counties to enact increased fees. Grays Harbor County would be the fifth county to pass such legislation to bring fees more in line with actual costs. The anticipated increase in revenue is approximately \$3-4,000 per year. Chairman Morrisette asked for public comment, and hearing none, closed the hearing.

Action: A motion was made, seconded, and passed to approve Ordinance Number 323, adding Chapter 2.06 to the Grays Harbor County Code setting the amounts of fees that shall be collected by the Sheriff to cover the costs of administration and operation for the Sheriff's official services.

PROCLAMATION:

1. Grays Harbor County Harvest Celebration – September 27th – October 3rd, 2004. Chairman Morrisette read a proclamation for Grays Harbor County Harvest Celebration from September 27, 2004 through October 3, 2004. Don Tapio, Washington State University Extension agent for Grays Harbor County, reported that farmers in Grays Harbor County are experiencing an earlier than usual harvest with higher yields. Steve Poler from the Montesano Chamber outlined the events scheduled during the harvest celebration. A motion was made, seconded, and passed to proclaim September 27, 2004 through October 3, 2004 as Grays Harbor County Harvest Celebration time.

PRESENTATIONS:

None

DEPARTMENTS:

MANAGEMENT SERVICES:

1. Requests approval to renew the Property/Boiler Machinery Insurance for 2004-2005. Grays Harbor County wishes to renew Lexington Property/Boiler Machinery Insurance Policy for fiscal year October 1, 2004 to October 1, 2005. The cost savings result in an 18 percent reduction of the renewal premium. The Lexington Policy has an AM Best rating of A++XV, and has property limits of \$40,000,000 per occurrence campus wide with a \$5,000 deductible on all property/equipment values of \$70,318,866. A motion was made, seconded, and passed to approve renewal of the Property/Boiler Machinery Insurance with Lexington for the fiscal year October 1, 2004 to October 1, 2005.

PROSECUTOR:

1. Requests Approval Safe Harbor Technology Corporation Building No. 2 lease. The Public Development Authority (PDA) Board of Directors has determined it to be in the best interest of the PDA to terminate the lease of Safe Harbor Building No. 2 in exchange for valuable consideration from Safe Harbor, including its release of a first right of refusal, termination of Safe Harbor's right to reoccupy the building, and delivery of a promissory note in the sum of \$250,000.00. PDA Resolution 2004-11 and a letter dated July 19, 2004 from Mr. Patrick C. Rants, outlines the positive marketing benefits that will flow from termination of this lease. James G. Baker, Senior Deputy Prosecuting Attorney, further states in his narrative that he believes the proposed terms of lease termination to be legally appropriate from the County's standpoint. As the mortgagor of Building 2, the County must consent to any termination of the lease on this building. Clerk of the Board Donna Caton read the proposed resolution in its entirety. A motion was made, seconded, and passed to approve Resolution Number 2004-73, consenting to the termination of Safe Harbor Technology Corporation Building No. 2 Net Lease Agreement.

PUBLIC SERVICES DEPARTMENT

1. Requests Approval to award a bid on one or more 54,000 lbs. GVW Cab & Chassis. Two bids were received for a 54,000 lbs. GVW Cab & Chassis. A motion was made, seconded, and passed to accept the bid of \$94,477.66, submitted by Kenworth Northwest, Inc. having the only bid that meets specifications.

- 2. Requests Approval to authorize Administrative Offer Summaries for Elma-McCleary Road C.R.P. 97400-17.** . A motion was made, seconded, and passed to authorize Administrative Offer Summaries for Elma-McCleary Road C.R.P. 97400-17, allowing the county's right-of-way agent to proceed with negotiations to purchase the necessary right-of-way.
- 3. Requests Approval to Declare Certain Equipment Surplus.** A motion was made, seconded, and passed to declare certain equipment as surplus and to notify the Treasurer.
- 4. Requests Approval to Amend the North Beach Ground Water Study Cost Reimbursement Agreement.** The amendment has been prepared to provide for additional studies related to the County's water rights project at Hogan's Corner. Specifically, the amendment provides for habitat and stream surveys of Conner Creek to help in the analysis of impacts related to developing a regional water supply for the area. The cost of the amendment is \$8,055.00, monies of which are included in the 2004 special project budget. A motion was made, seconded, and passed to approve the amendment to the North Beach Ground Water study Cost Reimbursement Agreement.
- 5. Requests Approval to Amend the Grays Harbor Central Transfer Station Lease Agreement.** This amendment will allow LeMay Enterprises, Inc. to refinance the bonds for the original construction of the Central Transfer Station. The purpose of the refinance is to take advantage of lower interest rates. The lease is part of the agreement between LeMay and the County that was signed approximately ten years ago to develop the Station as part of the Export program that sends municipal solid waste to Klickitat County. Savings from the lower interest rates will help to offset rate increases over the next ten years of the agreement. The Prosecutor and Treasurer Offices have been involved in review of the amendment and it has been approved as to form by the Prosecutor's Office. A motion was made, seconded, and passed to approve the amendment to the Grays Harbor Central Transfer Station Lease Agreement.
- 6. Requests Approval to Set a hearing for October 11, 2004 on a proposed amendment to Chapter 8.20 of Grays Harbor County Code Concerning Recreational Vehicle Parks.** Clerk of the Board Donna Caton announced that this item has been postponed to a future meeting.
- 7. Requests Approval for Memorandum of Understanding for County Roads on the Quinault Indian Reservation.** These agreements allow the Tribe and the BIA to participate in future road improvements. A motion was made, seconded, and passed to approve the Memorandum of Understanding for All County Roads on the Quinault Indian Reservation.

ANNOUNCEMENT(S):

None

CORRESPONDENCE

None

PUBLIC COMMENT

Chairman Morrisette asked for public comment. Mr. Thomas VanFossen, 248 Mox-Chehalis Road, requested consideration from the Board for development issues with a neighboring property. Chairman Morrisette referred him to Brian Shea, Director of the Planning and Building Departments.

STAFF MEETINGS

The Board held staff meetings on Monday, September 27, 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 Rose Elway, Budget Director; Vern Spatz, Auditor; Paul Easter, Kevin Varness, and Lee Napier of the Department of Public Services; Ron Strabbing, Treasurer.

RESOLUTIONS

#2004-73 Consenting to the termination of Safe Harbor Technology Corporation Building No. 2 Net Lease Agreement

ORDINANCES

#323 Adding Chapter 2.06 to the Grays Harbor County Code setting the amounts of fees that shall be collected by the Sheriff to cover the costs of administration and operation for the Sheriff's official services

The meeting adjourned at 2:44 p.m. to Monday, October 4, 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