

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

October 4, 2004

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, October 4, 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, Deputy Prosecuting Attorney.

MINUTES OF PREVIOUS MEETING: The minutes of the Commissioners' Meeting of September 27, 2004 were approved as presented.

BIDS

1. **Treasurer Department – Request for Proposals – Image Remittance Processing System:** Notice was published that Grays Harbor County is requesting proposals for the acquisition and installation of an image remittance processing system for use in the office of the Grays Harbor County Treasurer. The specifications for the proposal are available from the Grays Harbor County Treasurer, 100 West Broadway, Suite 22, Montesano, Washington. The Clerk of the Board announced that a proposal was received from Technology Unlimited Inc. in Seattle, Washington. Chairman Morrisette referred the proposal to the County Treasurer for review and recommendation.

HEARINGS

1. **Supplemental Appropriation – Public Health and Social Services Fund #001-000-029:** There was a public hearing to consider Supplemental Appropriation as follows: Public Health and Social Services Fund #001-000-029 in the amount of \$154,766.00. Chairman Morrisette asked for a staff report. Maryann Welch, Director of Public Health and Social Services Department reported that additional grant awards have been allocated with consolidated contract amendments, 7 through 11, by the Washington State Department of Health for \$33,546 in state funds and \$121,220 in indirect federal funds. Chairman Morrisette asked for public comment. There was no public comment and the hearing was closed.

Action: Resolution: A motion was made, seconded and passed to approve Resolution No. 2004-74-Authorizing a Supplemental Extension in the Budget of the Grays Harbor County General Fund-Public Health & Social Services #001-000-029.

2. **Text Amendment to Grays Harbor County Code, Chapter 17, Relating to**

Zoning: There was a public hearing to consider an ordinance amending the text of Grays Harbor County Code 17, approving a petition for Case #2004-1265. Grays Harbor County Code 17.84.010 provides that whenever public necessity, convenience and general welfare require, the text of the Zoning Code may be amended. Under the terms of Grays Harbor County Code Title 17, as per Case #2004-1265, Grays Harbor County has petitioned to amend the text of the Zoning Code. The Grays Harbor County Planning Commission has conducted a public hearing on September 7, 2004, has taken public testimony, has entered Findings of Fact and Conclusions, and has recommended approval of Case #2004-1265. The Grays Harbor Board of County Commissioners concur with the recommendation of the Grays Harbor County Planning Commission. It is ordered by the Grays Harbor Board of County Commissioners that the Grays Harbor County Code 17.56.6.B be amended as follows: Planned unit developments may be allowed within the G-1, G-5, R-3, C-2, I-1, and I-2 Zones; provided, that planned unit development approval is obtained as provided in this section. A full text of the proposed ordinance was available at the County Commissioners Office, Suite 1, 100 West Broadway, Montesano, Washington, for review, and was available to be mailed upon request. Chairman Morrisette asked for a staff report. Brian Shea, Director of the Planning and Building Division for Grays Harbor County, reported that the Board of County Commissioners were provided the following materials prior to the public hearing and requested that they be entered into the record, by reference.

1. Record of Action of the Planning Commission containing the Findings of fact, Conclusions, and Staff recommendations.
2. Application of the proposed text amendment.
3. State Environmental Policy Act (SEPA) Determination of Non-Significance (DNS).
4. SEPA Environmental Checklist.
5. Affidavit of Publication of the Notice in *The Vidette*.
6. Ordinance No. 310.
7. Underlying Zoning Districts.

Mr. Shea reported that Grays Harbor County enacted a Planned Unit Development (PUD) Ordinance section to the County Code. Since the PUD Ordinance has been adopted department staff have analyzed its usefulness and changes that may be necessary in order to make it more effective and efficient in maintaining the rural character of the County and ensuring the proper level of growth to sustain Economic Development in Grays Harbor County. The department is requesting amending the text of Grays Harbor County

Code Chapter 17.56.6.B, specifically authorizing Planned Unit Developments in General Development One (G-1) and General Development Five (G-5) zoning districts also, and not allowing Planned Unit Developments in Restricted Residential (R-1) and General Residential (R-2) zoning districts. Chairman Morrisette asked for public comment. There was no public comment and the hearing was closed.

Action: Ordinance: A motion was made, seconded and passed to approve Ordinance No. 324 – An Ordinance Amending The Text Of The Grays Harbor County Code Title 17, Approving A Petition For Case #2004-1265.

3. Rezone Petition by Roy & Kim Chenoweth, Case #2004-1267: There was a public hearing to consider an application submitted by Roy Chenoweth to rezone a platted parcel currently zoned C-2, (General Commercial) to R-3 (Resort Residential). The proposal is located on Assessor's Tax Parcel #710500001401 at the physical address of 2021 State Route 105, Grayland, Washington within the Section 07, Township 15 N., Range 11 W.W.M., Grays Harbor County, Washington. A complete copy of the ordinance was available upon request of the Clerk of the Board at the Commissioner's Office, 100 West Broadway, Suite 1, Montesano, Washington. Chairman Morrisette asked for a staff report. Jane Hewitt, Grays Harbor County Planning Department, reported that the Board of County Commissioners and the applicant have received a packet of materials and requested that they be entered into the record as follows:

1. Staff report containing findings of fact, conclusions, staff recommendations, and Planning Commission decision.
2. Attachment 1: Application and supporting documents.
3. Attachment 2: Determination of Non-Significance and SEPA Checklist.
4. Agency notification form, mailing list, Affidavit of Publication from *The Vidette*.
5. Personalized notice of public hearing and transmittal of documents to applicant.

Ms. Hewitt reported that staff recommended approval of the re-zone application Case #2004-1267 based on the following conclusions:

1. The proposal will allow land-uses consistent with the surrounding area.
2. The proposal is adjacent to residential uses.
3. Many surrounding properties zoned General Commercial are currently in legal nonconforming residential use and or are used for residences with home occupations.

4. The case history of rezones in the area reveals consistent approval of rezones from General Commercial (C-2) to Resort-Residential (R-3) for the purposes of converting commercial property to residential use.
5. The Comprehensive Plan map designates the subject parcel, along with all of the surrounding area as “Recreational – Residential”. Single-family vacation and year-round residences are consistent with this designation.
6. The applicant has demonstrated that the proposal will not be materially detrimental to the public welfare, or injurious to property or improvements in the vicinity and zone in which the subject property is located.

Chairman Morrisette asked for public comment. Roy Chenoweth, property owner provided a summary of the background of the property and an explanation for the rezone request. There was no further testimony and the hearing was closed.

Action: Ordinance: A motion was made, seconded and passed to approve Ordinance No. 325 – An Ordinance amending the Grays Harbor County Official Zoning Maps adopted pursuant to Grays Harbor County Code Title 17 approving a Petition for Rezone Case #2004-1267.

4. Preliminary Approval for a 9-lot Long Subdivision, Applicant Dilley, Case #2004-967: There was a public hearing to consider an application by Mary Gallagher Dilley and William Dilley as follows: Request Preliminary Approval of 9-Lot Long Plat Subdivision. The project is proposed on the property having Assessor’s Parcel Numbers 161224120130 and 161224120020 within the north half of Section 24 Township 16N., Range 12W.W.M., Grays Harbor County, Washington. Chairman Morrisette asked for a staff report. Jane Hewitt, Grays Harbor County Planning Department, reported that the Board of County Commissioners and the applicant have received a packet of materials and requested that they be entered into the record as follows:

1. Record of Action containing findings of fact, conclusions, staff recommendations, and Planning Commission decision. Includes Planning Commission meeting minutes of September 7, 2004.
2. Attachment 1: Application and supporting documents.
3. Attachment 2: Mitigated Determination of Non-Significance and SEPA Environmental Checklist.

4. Attachment 3: Letter from Washington Department of Ecology dated July 13, 2004.
5. Attachment 4: Letter of comment from Roger Nyhus dated July 12, 2004.
6. Attachment 5: Letter of comment from Richard Luark dated July 11, 2004.
7. Attachment 6: Letter of comment from Phil & Chris Anderson dated July 15, 2004.
8. Attachment 7: Letter of comment from Barnett Kalikow dated July 27, 2004.
9. Attachment 8: Superior Court Order dated 7/16/2001
10. Attachment 9: City of Westport Water Availability comment.
11. Attachment 10: Letter of comment from Roger Nyhus dated August 2, 2004.
12. Attachment 11: Letter of comment from Richard & Carolyn Luark dated August 2, 2004.
13. Attachment 12: Letter of comment from David & Vicky Mascarenas.
14. Attachment 13: Letter of comment from Brady Engvall undated, received by facsimile September 7, 2004.
15. Attachment 14: Aerial photo entered into the record by Jane W. Hewitt, Grays Harbor County Planner on behalf of Roger Nyhus submitted to the record at Planning Commission hearing September 7, 2004.
16. Attachment 15: Area Maps and excerpt from South Coastal Flood Hazard Management Plan, June 1997 submitted to the record at Planning Commission hearing September 7, 2004 by Brian Shea, Director of Planning & Building.
17. Attachment 16: Letter to Gary Locke from Kathleen Thomas, Katherine Undis, & Thor Lauritzen dated February 5, 1999 submitted to the record at Planning Commission hearing September 7, 2004 by Brian Shea, Director of Planning & Building.

18. Attachment 17: Letter to US Army Corps of Engineers from David & Vickie Mascarenas dated February 21, 1999 submitted to the record at Planning Commission hearing September 7, 2004 by Brian Shea, Director of Planning & Building.
19. Attachment 18: Letter to Ron Bashon from Karl Jacobs dated February 22, 1999 submitted to the record at Planning Commission hearing September 7, 2004 by Brian Shea, Director of Planning & Building.
20. Attachment 19: Letter to Dick Dixon from Milton Towne dated March 17, 1999 submitted to the record at Planning Commission hearing September 7, 2004 by Brian Shea, Director of Planning & Building.
21. Attachment 20: Letter to Grays Harbor Board of County Commissioners from Dean Swickerath dated March 21, 1999 submitted to the record at Planning Commission hearing September 7, 2004 by Brian Shea, Director of Planning & Building.
22. Attachment 21: Letter from Dick Dixon, Chairman of Grays Harbor Board of County Commissioners to Dean Swickerath to dated March 29, 1999, submitted to the record at Planning Commission hearing September 7, 2004 by Brian Shea, Director of Planning & Building.
23. Attachment 22: Letter from Fred& Pam Smith to Grays Harbor County Commissioners dated February 9, 1999 submitted to the record at Planning Commission hearing September 7, 2004 by Brian Shea, Director of Planning & Building.
24. Attachment 23: Proposed Deed Restriction for “Sunset Crest Lane Subdivision”, submitted to the record at Planning Commission hearing September 7, 2004 by applicant Mary Gallager Dilley.
25. Attachment 24: Area map submitted to the record at Planning Commission hearing September 7, 2004 by applicant Mary Gallager Dilley.
26. Attachment 25: Handwritten notes and map from South Coastal Flood Hazard Management Plan submitted to the record at Planning Commission hearing September 7, 2004 by Jan McMillan.
27. Agency notification form. Notice of application and public hearing to surrounding property owners.

28. Notice of public hearing to owners of subject property.
29. Affidavits of public hearing from The Vidette.

Ms. Hewitt requested that the following additions and corrections be made:

1. Entered into the record the minutes of the Planning Commission meeting of September 7, 2004. Copies were submitted to the Clerk of the Board, Board of County Commissioners and the applicant. The minutes were listed as included in the list of contents within the packet as item #1. However they were omitted.
2. A correction to the record of action was made. On page 4 of the record of action it lists the Comprehensive Plan designation of the property as urbanizing. The correct designation is recreational residential.
3. A correction to the testimony appearing in the Planning Commission minutes from the September 7, 2004 hearing. Staff testified that the South Coastal Flood Hazard Management Plan was in draft form. That plan in its draft form was adopted by the Board of County Commissioners as Resolution No. 01-161. Ms. Hewitt submitted copies of the resolution to the Board of County Commissioners and the applicant.
4. Entered into the record an addition to attachment #9 – Subdivision Water Availability Verification for Public Water Systems, completed by Charles Channell, City of Westport. The applicant provided this document. Ms. Hewitt submitted copies of the document to the Board of County Commissioners.

Ms. Hewitt reported that the request is for approval of a 9-Lot Long Plat pursuant to Grays Harbor County Code Chapter 16.20, to subdivide a parcel of approximately 7 acres of land into 9 lots of 20,000 square feet to 52,000 square feet. The parcel is zoned General Residential (R-2) with a minimum lot size of 10,000 square feet. Ms. Hewitt reported that staff recommended approval of the long plat application based on the following conditions and requested that they be entered into the record:

1. Dust abatement shall occur, as needed during all phases of activity on the property. A water truck for the roads and/or best management practices shall be employed to minimize dust during road construction.
2. The applicant shall use Best Management Practices (BMP) for dust control consistent with those contained in pages 2.16 through 2.18 of the 2001 Washington State Department of Ecology's Stormwater Management Manual for Western Washington.

3. Stormwater runoff shall be controlled through all phases of the project by facilities designed to control the quality and quantity of discharges and shall not alter nor impact the existing drainage or other properties. Stormwater facilities shall be designed and constructed consistent with the 2001 Washington State Department of Ecology's Stormwater Management Manual for Western Washington. The Storm Drainage Plan for the development shall be submitted for review and approved by the Grays Harbor County Public Works Department before construction activities commence on the property.
4. The applicant shall obtain an access permit from Washington State Department of Transportation.
5. All roads shall be constructed to the subdivision road standards, Ordinance 190 or to the specifications required by an approved road variance.
6. The final plat shall show a 60' road easement for the private subdivision road unless the Grays Harbor County Board of County Commissioners specifically grants a variance from this requirement.
7. The applicant shall prepare and implement a Temporary and Permanent Erosion Control Plan for any proposed development of the property. Erosion control measures shall be in place prior to any clearing, grading, or construction activities.
8. The applicant shall conduct construction activities in a manner consistent with the best management practices for dust control on disturbed land areas contained in Volume IV of the 2001 Washington State Department of Ecology's Stormwater Management Manual for Western Washington.
9. Construction vehicles and equipment shall be equipped with factory-installed emission control devices.
10. Contractors working on-site shall be required to maintain and follow the Spill Prevention Control and Countermeasures Plan at all times. During construction, all releases of oils, hydraulic fluids, fuels, other petroleum products, paints, solvents, and other deleterious materials must be contained and removed in a manner that will prevent their discharge to waters and soils of the state. The cleanup of spills shall take precedence over construction work on the site.

11. The applicant shall install stop signs, street name signs, and end of roadway markers for the private lane. Final placement shall be reviewed and approved by the Grays Harbor County Engineer prior to final plat recording.
12. A name for the private lane shall be chosen and submitted for approval to Grays Harbor County. Based on the approved lane-name, addresses shall be secured from the County. Before filing the plat, the addresses as assigned shall be shown on the final plat.
13. The applicant shall install monuments at property corners as per Grays Harbor County Code 16.20.310.
14. Domestic water service shall be provided to and inside the development by City of Westport. The applicant shall construct the water system according to the City of Westport's requirements and their adopted standards. Utility service shall be installed or bonded, with review and approval by the Grays Harbor County Department of Public Services prior to final plat recording.
15. The proposed subdivision shall be provided with water mains and hydrants, and provided fire flows consistent with county and State Department of Health requirements for water system design. Plans for such water mains and hydrants shall be submitted to and approved by the Grays Harbor County Fire Marshal, and shall be a condition of final plat approval. Water mains and fire hydrants shall serve the subdivision in accordance with Grays Harbor County Code Chapter 13.04 and Fire Protection Ordinance #239.
16. There shall be inscribed on the face of the final plat the following language: "Grays Harbor County Long Subdivision 2004-0967".
17. Property taxes due for the year of filing and advance taxes due for the following year shall be paid prior to recording the final plat.
18. The final plat and supporting information shall be prepared in accordance with Appendix-D of the **GHCC Title 16**, and shall be submitted to the Planning Division, together with any other information necessary to adequately review the final plat and a title-insurance policy confirming the title of the land and the proposed subdivision is vested in the name of the owners whose signatures appear on the plat and all dedications are free and-clear of any and all liens and encumbrances. The title-report shall have been completed not more than thirty days prior to the date the final plat is submitted.

19. Unless specifically waived by the Grays Harbor Public Utility District, all utilities shall be installed underground.
20. The Grays Harbor County Environmental Health Division performed an inspection of soil log holes on the proposed lots. Designed systems will be required on Lots 4, 5 & 6 due to the high winter water table. Soil log holes were evaluated during winter high water table conditions in February and March 2004.
21. Prior to commencement of any activity on the property, the applicants and their contractor(s) must meet to assure that all necessary permits and plan submittals are in place and that all parties know the details of these plans.

Ms. Hewitt reported that staff recommended that the Findings of Fact and Conclusions for Case #2004-0967 (Preliminary Approval of the Long Plat) be accepted as written.

Ms. Hewitt reported that staff recommended that the Preliminary Long Subdivision, Case #2004-0967 be approved as conditioned.

Chairman Morrisette asked for public comment. Mary Gallagher Dilley, applicant, provided background information regarding the project and spoke in support of the request.

Richard Luark, property owner to the north, reported that he is a professional engineer and registered geologist. Mr. Luark spoke in opposition to the request and commented that the proposed development is wrong. He discussed concerns regarding flooding and stated that an adequate environmental impact has not been done. Mr. Luark summarized and stated his opposition to the development as currently planned for 9-lots. There was no further testimony and the hearing was closed.

Action: Order: A motion was made, seconded and passed to postpone a decision for two weeks.

5. Road Variance Request by Dilley in Connection with a 9-Lot Long Plat Subdivision, Case #2004-1458: There was a public hearing to consider an application as follows: Mary Gallagher Dilley and William Dilley have submitted an application for a road variance in connection with a 9-Lot Long Plat Subdivision. The property is located within the north half of Section 24, Township 16N., Range 12W.W.M., Grays Harbor County, Washington, having Assessor's Parcel Numbers 161224120130 and 161224120020. Chairman Morrisette asked for a staff report. Brian Shea, Planning and Building Director for Grays Harbor County, announced the item before the Board is Subdivision Road Standards Variance, Case #2004-1458. Mr. Shea reported that the

Board of County Commissioners and the applicant have received the following materials and requested that they be entered into the record:

1. Staff Report containing Findings of Fact, Conclusions and Staff Recommendations.
2. Attachment 1: Application and supporting documents.
3. Attachment 2: Text of public notice sent to surrounding property owners and advertised in *The Vidette*.
4. Attachment 3: Mailing List of surrounding property owners.
5. Attachment 4: Personalized notice of public hearing to property owner.
6. Attachment 5: Private Road Standards, Ordinance #190.

Mr. Shea explained that this application (Case #2004-1458) for a variance from the Grays Harbor County Subdivision Road Standards is in conjunction with the previous application for a 9-lot long subdivision, Case #2004-967. Mary Gallagher Dilley and William Dilley, 12425 SW Bank Road, Vashon, Washington have submitted an application for a variance from the road standards variance for a proposed 9-lot subdivision. The proposed subdivision and associated roadway is located on the property having Assessor's Parcel Numbers 161224120130 and 161224120020 within the north half of Section 24, Township 16N., Range 12 W.W.M., Grays Harbor County, Washington. The zoning designation is General Residential (R-2). Mr. Shea reported the applicants are requesting the following variances:

1. To vary from the easement width of 60' required in Grays Harbor County Subdivision Road Standards, Ordinance 190, Private Road Standards to a proposed easement width of 20'.
2. To vary from the road width required in Grays Harbor County Subdivision Road Standards, (Ordinance 190, Private Road Standards) by constructing a 16' wide road which meets the Fire Apparatus Access Road Standards (Grays Harbor County Code Section 11.01) within the proposed 20' easement.
3. To vary from the cul-de-sac required by Grays Harbor County Subdivision Road Standards, (Ordinance 190, Private Road Standards) which requires a 100' radius cul-de-sac on roads serving more than 3 residences. The applicants are proposing to construct an alternative turnarounds (3-point side) as specified in the Fire

Apparatus Access Road Standards (Grays Harbor County Code Section 16.40) in lieu of the cul-de-sac.

Mr. Shea reported that the department determined that the proposed 20' wide easement would be sufficient to allow for a 16' wide road and meets the Fire Apparatus Access Road Standards of Grays Harbor County Code Section 11.01. The applicant will be required to construct an alternate turnaround (3-point side) to allow for emergency vehicles to turn around. Mr. Shea explained that the reduction of the road width and the adjusted turnaround would reduce impacts to the wetlands and will provide for safe and proper access. Comments from County Departments in response to the notice of application are as follows:

1. Grays Harbor County Road Engineer responded with the following comments:
 - This department supports the adopted standards: 20' wide road and 100' minimum horizontal radius.
 - Need wider easement to accommodate utilities and roadway.
 - Obtain a W.S.D.O.T. access permit.
 - Obtain all necessary environmental permits.
 - Provide drainage plan.
 - Do not direct additional drainage to adjacent properties.
 - Do not reduce flood storage.
 - Set all lot corners.
2. Grays Harbor County Fire Marshal responded with the following comments:
 - Variance request is consistent with the Fire Apparatus Access Road Standards of Grays Harbor County Code Chapter 15.12.

Mr. Shea reported that variances might be granted when the following findings are made:

- There exists extraordinary conditions or unusual circumstances peculiar to the property and not the result of the action of the applicant.

- A literal enforcement of the regulations would result in unnecessary and undue hardship.
- Justice could be done and the public interest secured by granting a suitable variance.
- The variance conforms to the provisions of RCW 56.17 as amended.

Mr. Shea outlined the requirements to substantiate granting the variance. Staff found that the variance proposal for roadway width, and terminus in a 3-point side conforms to applicable sections to RCW 58.17, as granting the variance does not violate the public interest of health, safety, and welfare.

Mr. Shea outlined the Conditions of Approval as follows:

1. Obtain an access permit from the Washington State Department of Transportation.
2. Submit an engineered drainage plan for review in connection with the 9-lot long plat that achieves the requirement of no net-loss of flood storage capacity on the subject property.
3. Illustrate a 30' easement, the minimum easement required by Subdivision Road Standards in order to accommodate installation of underground utilities.
4. Obtain a road access permit from the Washington State Department of Transportation for the private road approach to State Route 105 and construct the access to the standards as specified in the permit.

Mr. Shea reported that staff recommends approval by the Board of County Commissioners of the Findings of Fact and Conclusions for road standards variance request, Case #2004-1458, as written. Staff recommended approval of the applicant's request for variance, Case #2004-1458, as conditioned.

Chairman Morrisette asked for public comment. Mary Gallagher Dilley, applicant, provided information regarding the application for variance and asked for approval of the request, Case #2004-1458.

Richard Luark commented that original wetland documents were prepared based on an inadequate easement and he concurs with the County Engineer and his finding that it should be a 60' wide easement. Mr. Luark reported that he agrees with the cul-de-sac being a 3-point side. Mr. Luark summarized and expressed opposition to the variance to the road standards. There was no additional public comment and the hearing was closed.

Action: Order: A motion was made, seconded and passed to postpone a decision for two weeks.

PRESENTATIONS

None

DEPARTMENTS

FAIR

1. Request Approval, Fair Director to Sign Entertainment Contract for 2005:

A motion was made, seconded and passed to approve the Grays Harbor County Fair Entertainment Committee's request to grant authorization to sign an entertainment contract with John Mallory producer of the Holy Cow, Mr. Pig and Bully Show. The Holy Cow, Mr. Pig and Bully Show will run each day of the fair, Wednesday, August 10 through Sunday, August 14, 2005.

MANAGEMENT SERVICES DEPARTMENT

1. Request Approval, Resolution to Adopt Emergency Budget – Prosecutor's Office, #001-000-030:

A motion was made, seconded and passed to set October 18, 2004 at 2:00 p.m. as the date and time for an emergency budget hearing in the Prosecutor's Office in the amount of \$10,000. The request is due to the increase in criminal professional services for the trial preparation and testimony of a re-trial of a vehicular homicide defendant and a nine-year-old murder case to be tried this year.

2. Request Approval, Resolution to Allow a Budget Transfer – Special Projects, #101-000-000:

A motion was made, seconded and passed to approve **Resolution No. 2004-75 – Transferring Items In The Grays Harbor County Miscellaneous Fund Special Projects #101-000-000**. This resolution authorizes a \$90,125 transfer be made within the Special Projects Fund. Budget is available to transfer from the Chehalis Basin Project Phase II and III as they expired in August and budget is needed for the U.S. Homeland Security 2004 grant.

3. Request Approval, Resolution to Allow a Budget Transfer – Special Projects, #101-000-000: A motion was made, seconded and passed to approve **Resolution No. 2004-76 – Transferring Items In The Grays Harbor County Miscellaneous Fund Special Projects #101-000-000.** This resolution authorizes a \$100,000 transfer be made within the Special Projects Fund. Budget is available to transfer from the Chehalis Basin Project Phase III as it expired in June and additional budget is needed in the Food Bank project due to change orders necessary to complete the project.

4. Request Approval, Coroner’s Office Lease Agreement: A motion was made, seconded and passed to approve the Coroner’s Lease Agreement for 1006 North “H” Street, Aberdeen with Grays Harbor Community Hospital. The Prosecutor’s letter of review was provided. Also included was the required Certificate of Liability Insurance from Washington Counties Risk Pool as required by the lease.

Budget Director: Distribution of Preliminary Budget for 2005: Rose Elway, Budget Director, reported that copies of the Preliminary Budget for 2005 are available for distribution. The General Fund is approximately \$26 million for requests and available revenue is \$22,500,000. Current level for the budget is \$24.5 million if nothing is changed for 2005 from the current year. The result is an approximate \$2 million deficit. Revenues are up in property taxes by \$194,000 and in new construction limited to \$1.80 per AV. Court fines and fees are increased \$108,000. Ms. Elway reported there is only one additional request for staffing above current level from the Health Department for a grant. The request is for \$141,000 for staff as a result of a new grant. Ms. Elway provided a brief overview and outlined miscellaneous funds. Budget workshops are planned for 26 departments and the plan is to adopt a budget in early December.

PUBLIC HEALTH AND SOCIAL SERVICES DEPARTMENT

1. Request Approval, Agreement with Grays Harbor College Regarding Nursing Students: A motion was made, seconded and passed to approve an Agreement between Grays Harbor College and the County that allows nursing program students to receive training through the Department. Nursing students generally spend time with community health nurses seeing clients in WIC, First Steps, and Family Planning. This year they will also be assisting at the Syringe Exchange sites. The College provides liability insurance for these students. Students act only under close supervision of staff.

PUBLIC SERVICES DEPARTMENT

1. Request Approval, Set A Hearing To Amend Chapter 8.20 of Grays Harbor

County Code Concerning Recreational Vehicles: October 25, 2004 at 2:00 p.m. is the date and time set for a hearing to consider an ordinance amending Chapter 8.20 of the Grays Harbor County code to provide clearer distinctions between types of recreational vehicles, specific time limits for camping use and making certain textual changes to improve understanding and clarity.

2. Request Approval, Contract Amendments for the Chehalis Basin Salmon Recovery Lead Entity Program:

- **Authorize Deputy Director of Community Development to Sign WSFW Contract Amendment:** A motion was made, seconded and passed to approve contract amendments between Washington State Department of Fish and LWC Consulting. The WDFW contract amendment provides funding to continue the Chehalis Basin Lead Entity program for salmon recovery. This amendment continues a program established four years ago on behalf of the Chehalis Basin Partnership.

- **Authorize Chairman to Sign Amendment to Consulting Agreement with LWC Consulting:** A motion was made, seconded and passed to approve an amendment between the County and LWC Consulting for Professional Services related to salmon recovery. The funds secured through the WDFW Lead Entity grant will cover the expenses incurred through this contract.

3. Request Approval, Emergency Management Contract Agreement #E05-120:

A motion was made, seconded and passed to approve a contract with the Washington State Emergency Management Division, which provides \$90,125 in funding. These funds were de-obligated by Thurston County as the Homeland Security Region 3 lead agency. Grays Harbor County's total allocation for this grant is \$365,460 plus 3% in management and administration fees, so there will be amendments to this agreement as projects are approved by the Washington State Emergency Management Division and the Office of Domestic Preparedness (ODP). The \$90,125 in funding reflects approval for the following projects:

- \$85,000 for a software upgrade to the County's Telephonic Warning System
- \$2,500 for a satellite phone and ham radio equipment for the Quinault Indian Nation
- \$2,625 for grant management and administration

The remaining funds allocated to Grays Harbor County are designated for communication upgrades and improvements throughout the county. Authorization was granted for F. Paul Easter, Director of the Department of Public Services, to sign any contract amendments as needed.

4. Request Approval, Contract for the Satsop Development Park Olympic View Drive Construction: A motion was made, seconded and passed to accept the Satsop Development Park, Olympic View Drive Construction Contract -- M.P. 0.00 to M.P. 0.05, C-96350-01. The Contractor, C.A. Goodman Construction Company, has completed the contract. The total amount of the contract is \$692,623.25, which is (16.23%) below the original bid. Acceptance of the contract by the Board of Commissioners will allow release of the Retainage Bond as per Section 60.28, Revised Code of Washington.

ANNOUNCEMENT(S):

None

CORRESPONDENCE:

Clerk of the Board Donna Caton announced the following correspondence received:

1. A Claim was received from William L. Dillinger. The Claim was forwarded to the Department of Insurance and Risk Management and the Claims Review Committee.

PUBLIC COMMENT

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

STAFF MEETINGS

The Board held staff meetings on Monday, October 4, 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 Debbie Adolphsen, Fair Director; Maryann Welch, Director of Public Health and Social Services Department; Rose Elway, Budget Director; Doug George, Lee Napier, Anne Sullivan, Brian Shea, and Paul Easter of the Department of Public Services.

RESOLUTIONS

- #2004-74 Authorizing a Supplemental Extension in the Budget of the
 Grays Harbor County General Fund-Public Health & Social Services
 #001-000-029**
- #2004-75 Transferring Items in the Grays Harbor County Miscellaneous
 Fund-Special Projects #101-000-000**

**#2004-76 Transferring items in the Grays Harbor County Miscellaneous
Fund-Special Projects #101-000-000**

ORDINANCES

**#324 An Ordinance amending the text of the Grays Harbor County Code
Title 17, approving a Petition for Case #2004-1265**

**#325 An Ordinance amending the Grays Harbor County Official Zoning
Maps adopted pursuant to Grays Harbor County Code Title 17
approving a petition for Rezone Case #2004-1267**

The meeting adjourned at 3:30 p.m. to Monday, October 11, 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