

## MINUTES

### BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

**December 12, 2005**

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, December 12, 2005, at 2:00 p.m. Commissioners Bob Beerbower, Mike Wilson and Al Carter were present. Also in attendance was Donna Caton, Clerk of the Board. Stew Menefee, Prosecuting Attorney was present.

Chairman Beerbower announced the loss of Sundae Chaney who passed away on December 10. Ms. Chaney was employed in the Planning and Building Department. Chairman Beerbower asked for a minute of silence.

#### **CALL TO ORDER AND FLAG SALUTE**

Chairman Beerbower called the meeting to order with the pledge of allegiance to the flag of the United States of America being recited.

#### **MINUTES**

**December 5, 2005:** The minutes of the Commissioners' Meeting of December 5, 2005 were approved as presented.

#### **BIDS**

**1. Tower Boulevard/Technology Way:** There was a bid opening for the construction of the following project: Tower Boulevard/Technology Way Et Al Satsop Development Park. The work to be performed under this contract provides for the construction of Technology Way and the improvement of Tower Boulevard, Lambert Road and the Keys/Lambert Intersection in Grays Harbor County. The new construction will include grading, surfacing, guardrail, drainage, paving, traffic control, water line, sewer line, landscaping and other work, all in accordance with the plans and specifications. Plans and specifications were available at Grays Harbor County Public Services Department, Administration Building, 100 West Broadway, Suite 31, Montesano, Washington. Advertisement for this bid was published in the *Montesano Vidette* on November 17 and December 1, 2005. The Clerk of the Board opened and read the following bids received with bid bond attached:

DLB Earthwork Company, Olympia	\$718,229.89
Stan Palmer Construction, Port Orchard	\$762,515.33
Construct Company, Sumner	\$907,190.02

Rognlin's, Aberdeen

\$821,966.61

The bids were forwarded to the Department of Public Services for review and recommendation.

### **HEARINGS**

**1. Homeless Housing Plan:** There was a public hearing to review, receive comment, and consider adoption of the Grays Harbor County Ten-Year Homeless Housing Plan. Information relating to the Ten-Year Homeless Housing Plan was available from Maryann Welch, Director of Grays Harbor County Public Health and Social Services Department, at (360) 532-8665, ext. 279 or Lee Napier, Director of Community Development, at (360) 249-4222, ext. 435. Notice of this hearing was advertised in the *Montesano Vidette* on December 10, 2005. Chairman Beerbower asked for a staff report.

John Kliem of Creative Community Solutions was the consultant hired by Grays Harbor County to assist in the preparation of a Ten-Year Homeless Housing Plan. This plan does meet the requirements of the legislation. Mr. Kliem explained that this plan was developed pursuant to the Washington State Legislature's 2005 Homelessness Housing and Assistance Act, E2SHB 2163. Part of this bill requires each county to prepare ten-year homelessness plans that: provides data on the number of homeless in the county; identifies the service needs for the homeless; sets objectives and strategies for reducing homelessness by 50% over the next 10 years; makes recommendations to the state on legislative and policy changes needed to address reducing homelessness by 50% over the next 10 years.

Mr. Kliem reported that achieving the goal of reducing homelessness by 50% in Grays Harbor County by the year 2015 will entail overcoming nine critical housing and non-housing services gaps. These include: (1) Developing Adequate and Appropriate Housing; (2) Developing Enduring Life Skills; (3) Maintaining Existing Housing; (4) Coordinating Agency Information and Services; (5) Increasing Health Services; (6) Improving Regulatory Systems; (7) Providing Jobs; (8) Educating the Public on Homeless Issues and (9) Giving Hope through Partnerships with Faith-based Organizations and Services. Mr. Kliem reported on the strategies developed including long and short-term activities that address specific target populations. Grays Harbor County recommended to the State of Washington the following legislative and policy changes that will assist local efforts at reducing homelessness by 50% over the next ten years: (1) Make more long-term funding available to counties; (2) Allow for greater

variance in government regulations and program requirements and (3) Finds ways to be innovative. Mr. Kliem summarized and reported that this plan meets the requirements of the legislation, which also requires the Board to adopt this plan by December 31, 2005.

Chairman Beerbower asked for public comment. There was no public comment and the hearing was closed.

? **Action: A motion was made, seconded and passed to approve Resolution No. 2005-138 – A Resolution Adopting Grays Harbor County’s Ten-Year Homeless Housing Plan.**

2. **Right-of-Way Vacation Request – William Brent:** There was a public hearing to consider a petition received from William Brent to vacation the following right of way: All of Alder Street east of SR 109 and all of Park Avenue south of Lot 15 Block 6. All of the Plat of Ocean Grove volume 3 page 76 records of Grays Harbor County. Notice of this hearing was advertised in the *Montesano Vidette* on December 1 and December 8, 2005. Chairman Beerbower asked for a staff report. Paul Easter, Director of the Department of Public Services provided a staff report. Mr. Easter reported that William Brent has petitioned to vacate unopened right of way of Alder Street and Park Avenue in the Plat of Ocean Grove, volume 3, page 76 records of Grays Harbor County located in Section 32 Township 20, Range 12 WWM and dedicated July 2, 1908. Mr. Brent is requesting that the right of way be vacated to allow him to have enough capacity to install both a well for water and a septic system for sewer. Without the vacation he only has room for the well or septic but not both. Alder Street and Park Avenue are both forty feet in width which is substandard to meet today’s required width of sixty feet. Alder Street is flat for about 50 feet and then goes straight up a side hill and Park Avenue is on the same sidehill. Neither right of way leads to a body of water nor land locks any other property. Mr. Easter reported that after review there is no need for this right of way and recommended the Order of Vacation be approved and the right of way placed back on the tax rolls. The application fee of \$150.00 and the fifty percent (50%) appraised value of eight thousand dollars (\$8,000) have been paid.

Chairman Beerbower asked for public comment. There was no public comment and the hearing was closed.

? **Action: A motion was made, seconded and passed to approve Resolution No. 2005-139 – Order of Vacation – All of the Right of Way of Alder Street East of SR 109 and all of Park Avenue South of Lot 15 Block 6 in the Plat of Ocean Grove Volume 3 Page 76 Records of Grays Harbor County --William Brent.**

## **PRESENTATION**

None

## **COMMISSIONERS**

### **1. Appointments:**

**a. Fair Board:** A motion was made, seconded and passed to make the following re-appointments to the Grays Harbor County Fair Board:

Marsha Whitaker, to a three-year term expiring on December 31, 2008.  
Clarence Pearson, to a three-year term expiring on December 31, 2008.

**b. Planning Commission:** A motion was made, seconded and passed to make the following re-appointments to the Grays Harbor County Planning Commission:

Jim Kalkwarf, to a four-year term expiring on December 31, 2009.  
Bill Dineen, to a four-year term expiring on December 31, 2009.

**2. Resolution Establishing Economic Adjustment Initiative Project Priorities:** It is an important part of community and economic development planning to have an accurate list of prioritized infrastructure projects also known as an Overall Economic Development Plan (OEDP). Countywide prioritized list of projects are approved by Resolution of the Grays Harbor County Board of Commissioners. The Grays Harbor Economic Development Council requested an amendment to the Economic Adjustment Initiative Project Priority list to include a project from Grays Harbor PUD #1 related to capital improvements. This resolution adopts Grays Harbor County Economic Adjustment Initiative Project list as presented. A motion was made, seconded and passed to approve **Resolution No. 2005-140 – A Resolution Amending Economic Adjustment Initiative Project Priorities For Grays Harbor County.**

## **DEPARTMENTS**

### **AUDITOR**

**1. Request Approval, November Expenditures:** A motion was made, seconded and passed to approve November 2005 Expenditures as follows: Claims \$3,849,583.66 and Salaries \$2,106,918.42 for a total of \$5,956,502.08.

## **FAIR**

**1. Request Approval, Resolution – Rental Rate Schedule Fairgrounds and Event Center:** A motion was made, seconded and passed to approve **Resolution No. 2005-141 – Establishing The 2006 Rental Rate Schedule For The Grays Harbor County Fairgrounds And Event Center.** The 2006 Rental Fee Schedule was reviewed and approved by the Fair Board at the November board meeting. The Fair Board recommended approval by the Grays Harbor County Board of Commissioners. The new rate changes are: increase the indoor arena rent from \$300 to \$400 and an increase of \$50 for celebrations (i.e. receptions, reunions, etc.) in the Exhibit Hall. These increases are necessary to cover the increasing cost of staffing, insurance, supplies, and maintenance and repairs.

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

## **PROSECUTOR**

**Request Approval, Defense Contracts:** Stew Menefee reported there are four contracts for Grays Harbor District Court Defense Attorney. The contracts are set at \$2,743.72 per month and they have a set caseload of three hundred cases with a maximum caseload of 375 cases for additional compensation. The following individuals applied for the contracts: Jonathan P. Feste, Therese M. Wheaton, Kyle Imler, Robert Ehrhardt and Michael Jordan. Mr. Menefee reported that the first four applicants currently have contracts with the District Court. Judge Brown and Judge Copland recommended that the contracts be extended into 2006. The recommendation was that the District Court Defense contracts be awarded to: Jonathan P. Feste, Therese M. Wheaton, Kyle Imler and Robert Ehrhardt.

Mr. Menefee reported there was one contract for Juvenile Defense and it was by bid. One bid was received from Kyle Imler for \$4,500 per month. Mr. Imler currently holds the contract for Juvenile Defense. Judge Godfrey recommended that the contract for 2006 be extended to Kyle Imler.

Mr. Menefee reported that the Juvenile Guardian Ad Litem contract for representation of the children involved in dependency cases was by bid. One bid was received from Tamera Darst for \$7,000 per month. Ms. Darst has had the contract for several years and this amount is a substantial increase from prior bids. Judge Godfrey recommended that the contract be awarded to the only bidder.

A motion was made, seconded and passed to award the four District Court Defense Attorney Contracts to Jonathan P. Feste, Therese M. Wheaton, Kyle Imler and Robert Ehrhardt and to award the Juvenile Defense Contract to Kyle Imler.

A decision regarding the Juvenile Guardian Ad Litem contract was postponed for one week.

### **PUBLIC HEALTH & SOCIAL SERVICES**

1. **Request Approval, Contract with Peninsula Community Health Services:** A motion was made, seconded and passed to approve a contract with Peninsula Community Health Services to provide oral health assessment, education, screening and coordination services for a third year. Peninsula Community Health Services operates a full-service dental clinic for children in Aberdeen so is well positioned to provide and coordinate broader oral health activities in the community. The contract utilizes funding received from the State Department of Health and totals \$30,468 through December 31, 2006.

### **PUBLIC SERVICES**

1. **Request Approval, Appraisal Review Contract – Wynoochee Valley Road (Grange Curve):** A motion was made, seconded and passed to approve a Professional Services Contract for Appraisal Review for the Wynoochee Valley Road (Grange Curve) project. With approval of this contract, the Granger Company will proceed with the appraisal reviews.

2. **Request Approval, Award Bid – One or more 1000 Gallon, Self-Loading, Skid Mounted, Liquid Anti-Ice Application Systems:** A motion was made, seconded and passed to accept the low bid of thirteen thousand seven hundred and fifty seven dollars and twenty-five cents (\$13,757.25) for one (1) or more 1,000 gallon, self-loading, skid mounted, liquid anti-ice application system/s submitted by Ag Enterprise Supply, Inc.

3. **Request Approval, 2 Revised Administrative Offer Summaries, 1 Revised Review Appraisal – South Bank Road Realignment Project:** A motion was made, seconded and passed to approve two (2) revised Administrative Offer Summaries and one (1) revised Review Appraisal for the South Bank Road Realignment, CRP 96412-26 project. With approval of Just Compensation, the county's right-of-way agent will proceed with the negotiations to acquire the 3 parcels.

**4. Request Approval, Agreement Supplement – Boundary Road Realignment:**

A motion was made, seconded and passed to authorize the Board Chairman to execute the Local Agency Agreement Supplement No. 1 requesting \$398,000 of Federal Construction Funds for the Boundary Road Realignment, C-73650-07 project.

**5. Request Approval, Award Bid – GPS Master Oscillators:** A motion was made, seconded and passed to award the bid to Spectracom Corporation in the amount of \$6,120 for the GPS Master Oscillators. The Department recommended awarding the bid due to the conformity to bid specifications as well as a price that meets budgeted funding expectations.

**6. Request Approval, Award Bid – VHF Antenna Combiner:** A motion was made, seconded and passed to award the bid to Talley Communications in the amount of \$8,568 for the VHF Antenna Combiner. The Department recommended awarding the bid due to the conformity to bid specifications as well as being the low bidder.

**7. Request Approval, Agreement Supplement – Lambert Road Realignment Phase 3:** A motion was made, seconded and passed to authorize the Board Chairman to execute two (2) copies of the Local Agency Agreement Supplement No. 7 for the Lambert Road Realignment Phase 3 (Tower, Technology et al), C-96320-01, Fed Aid No. TCSP-TCSP(004) project. The Department recommended this agreement be executed so that additional federal funds may be obligated.

**8. Request Approval, Review Appraisal and Right-of-Way Deed – Wynoochee Road (Grange Curve):** A motion was made, seconded and passed to approve five (5) Review Appraisals for the Wynoochee Road (Grange Curve) road project. The right-of-way deed for parcel #1 (Cotey) is anticipated to be complete the week of December 12-16. Approval was also granted to pre-authorize the signing of the Right-of-Way deed pertaining to this parcel when it becomes available. The Department recommended acceptance and approval.

**9. Request Approval, Authorization For F. Paul Easter to Sign Memorandum of Agreement with Washington State Emergency Management – Homeland Defense Equipment Reuse Program:** A motion was made, seconded and passed to authorize F. Paul Easter to sign the Memorandum of Agreement with Washington State Emergency Management Division for supplies available through the Homeland Defense Equipment Reuse Program. The personal protective equipment listed in the agreement is being provided to Fire District #2 and the Quinault Indian Nation Police Department at no cost to them or to the County.

**10. Request Approval, Set Hearing Date of January 23, 2006 Relative to an Open Space Application Submitted by Jared Neet:** January 23, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider an Open Space Application received from Jared Neet for Tract 35, Plat of Riverside Tracts, less the Easterly 115-feet of the Southerly 240-feet, and Tract 45, Plat of Riverside Tracts, less Tax Lot A, Tax Lot B, Tax Lot C, and Tax Lot E, together with that portion of Tract 46 lying Westerly of Riverside Road and Southwesterly of the center line of the County Road.

**11. Request Approval, Set Hearing Date of January 9, 2006 Relative to a Subdivision Application by Ralph & Penny Koal:** January 9, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider an application from Ralph and Penny Koal to subdivide the existing 7.31 acres of land into five lots. On December 6, 2005, the Planning Commission recommended approval of this application.

#### **ANNOUNCEMENT(S)**

None

#### **CORRESPONDENCE**

The Clerk of the Board announced the following correspondence received:

1. Doug Sutherland, Commissioner of Public Lands, submitted a Projection of Income from State Forest Board Lands. The report was placed on file.
2. A lawsuit (#L-502-05) against Grays Harbor County was received from Mervyn Thomas and Louise Thomas. The lawsuit was forwarded to the Prosecuting Attorney's office.

#### **PUBLIC COMMENT**

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

#### **EXECUTIVE SESSION**

Chairman Beerbower announced that the Board would recess to executive session. Stew Menefee, Prosecuting Attorney, reported that the Attorney General's office has requested that the County consider litigation involving Grays Harbor County and thirty-four other counties regarding the Qwest lawsuit for refund of property taxes. Discussion will be

held regarding the upcoming trial regarding the lawsuit. Chairman Beerbower announced that no action would be taken. The meeting recessed at 2:51 p.m. The board reconvened at 3:08 p.m. Chairman Beerbower announced that no action was taken. A motion was made, seconded and passed to accept the Department of Revenue recommendation regarding a settlement concerning the lawsuit involving Qwest Corporation vs. Adams County in the Kittitas County Superior Court, Cause #03-2-382-7.

### **STAFF MEETINGS**

The Board held staff meetings on Monday, December 12, 2005, 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 Sheriff Mike Whelan, Debbie Adolphsen, Fair Director and Paul Easter, Kevin Varness and Lee Napier with the Department of Public Services.

### **RESOLUTIONS**

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| <b>No. 2005-138</b> | <b>A Resolution Adopting Grays Harbor County's Ten-year Homeless Housing Plan.</b>   |
| <b>No. 2005-139</b> | <b>Order of Vacation – All of the Right of Way of Alder Street East of SR 109 and all of Park Avenue South of Lot 15 Block 6 in the Plat of Ocean Grove Volume 3 Page 76 Records of Grays Harbor County --William Brent.</b> |
| <b>No. 2005-140</b> | <b>A Resolution Amending Economic Adjustment Initiative Project Priorities For Grays Harbor County.</b>  |
| <b>No. 2005-141</b> | <b>Establishing The 2006 Rental Rate Schedule For The Grays Harbor County Fairgrounds And Event Center</b>   |

### **ORDINANCES**

None

The meeting adjourned at 3:18: p.m. to Monday, December 19, 2005 at 2:00 p.m.

BOARD OF COMMISSIONERS  
for Grays Harbor County  
this \_\_\_\_\_ day of \_\_\_\_\_, 2005

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BOB BEERBOWER, Chairman  
Commissioner, District 1

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MIKE WILSON, Commissioner, District 2

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ALBERT A. CARTER, Commissioner, District 3

ATTEST:

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Donna Caton  
Clerk of the Board