

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

January 9, 2006

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, January 9, 2006, 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. Jim Baker, Senior Deputy Prosecuting Attorney was present.

ELECT CHAIRMAN OF THE BOARD

A motion was made, seconded and passed to elect Bob Beerbower to serve as Chairman of the Board of County Commissioners.

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 19, 2005: The minutes of the Commissioners' Meeting of December 19, 2005 were approved as presented.

BIDS

1. **Cougar Smith Road Middle Satsop River Bridge Replacement:** This bid was rescheduled to January 23, 2006.

2. **Tree Planting:** There was a bid opening for the job of tree planting on Grays Harbor County Lands containing 319 acres more or less. A sample contract containing all specifications and requirements together with all the forms necessary to submit a sealed bid were available for inspection at the office of the County Forester, 310 West Spruce, Suite 100, Montesano, Washington. Notice of this hearing was advertised in the *Montesano Vidette* on December 15, 22, and 29, 2005. The Clerk of the Board opened and read the following bids received with bid bond attached:

Ramirez Reforestation, Chehalis, WA	\$27,373.40
Guillermo Mendoza, Tenino, WA	\$24,974.70

Chairman Beerbower referred the bids to the Department of Forestry for review and recommendation.

HEARINGS

1. Vacate Right of Way – Petitioners Joseph Califano and Gordy Shipman:

There was a public hearing to consider a petition received from Joseph Califano and Gordy Shipman to vacate pursuant to R.C.W. 36.87.020 the following right of way: All of Prospect Street West of Aberdeen Street in the Plat of Ocean View Tracts, Volume 8, Page 105, records of Grays Harbor County. Notice of this hearing was advertised in the *Montesano Vidette* on December 29, 2005 and January 5, 2006. Chairman Beerbower asked for a staff report. Paul Easter, Director of the Department of Public Services, reported that Joseph Califano and Gordy Shipman have petitioned to vacate the right of way of unopened Prospect Street that is adjacent to their property. Vacating the right of way will increase the size of their property, property value and septic area. The right of way is in the Plat of Ocean View Tracts Volume 8 page 105 records of Grays Harbor County and was dedicated on April 13, 1963 but has never been built. Mr. Easter reported that staff recommended the Order of Vacation be approved and the right of way be placed back on the tax rolls. The application fee of one hundred fifty dollars (\$150.00) and the fifty-percent (50%) appraised value of ten thousand dollars (\$10,000) 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. 2006-02 – Order of Vacation – Joseph Califano and Gordy Shipman.**

2. Subdivision Application by Ralph and Penny Koal: There was a public hearing to consider an application by Ralph and Penny Koal to subdivide the existing 7.31 acres of land into five lots. The project is proposed at 228 Cloquallum Road on the property having Assessor's Parcel Numbers 180519310010, approximately four miles Northeast of Elma, within the South half of Section 19, Township 18 N., Range 5 WWM, Grays Harbor County, Washington. Notice of this hearing was advertised in the *Montesano Vidette* on December 29, 2005. Chairman Beerbower asked for a staff report. Suresh Bhagavan, County Planner, reported that prior to this hearing the applicant and the Board of County Commissioners were provided a packet of materials. Mr. Bhagavan requested that the following materials be entered into the record, by reference without reading:

1. Staff report containing the Findings of Fact, Conclusions, and Staff recommendations.
2. Application.
3. Environmental Checklist.
4. Mitigated Determination of Non-Significance (MDNS).
5. Letter received in response to the MDNS.
6. Notice of Public Hearing, and list of property owners receiving the notice.
7. Affidavit of Publication of the Notice of Application in *The Montesano Vidette*.
8. Correspondence received in response to the public notice.
9. Preliminary-plat map.

Chairman Beerbower asked for public comment. Ralph Koal, resident of 228 Cloquallum Road, Elma, Washington, reported that the he would like to subdivide the property into five (5) parcels. Four (4) of the parcels would be approximately ½ acre and the fifth parcel would be approximately five (5) acres. There is an existing residence on the larger parcel. There was no additional public comment and the hearing was closed.

? **Action: A motion was made, seconded and passed to approve the Long Subdivision with Special use Permit (Case #2005-1993).**

PRESENTATION

None

PROCLAMATION

1. **January 2006, National Mentoring Month:** A motion was made, seconded and passed to approve a Proclamation recognizing the month of January 2006 as “National Mentoring Month” and call on the people of the County of Grays Harbor and interested groups to observe the month with appropriate ceremonies and activities that promote awareness of and volunteer involvement with mentoring; praise individuals who are already giving their time to mentor young people and support efforts to recruit more adults as mentors, in an effort to close the Nation’s mentoring gap.

COMMISSIONERS

1. **Contract with Courthouse Unit -- AFSCME:** A motion was made, seconded

and passed to approve an Amendment To Working Agreement Between Grays Harbor County And Local 275 Of The Washington State Council Of County And City Employees And The American Federation Of State County And Municipal Employees AFL-CIO – Courthouse Unit.

2. Contract with Public Works Division -- AFSCME: A motion was made made, seconded and passed to approve an Amendment To Working Agreement Between Grays Harbor County Public Works Division Of The Department Of Public Services And Local 275 Of The Washington State Council Of County And City Employees And The American Federation Of State County And Municipal Employees AFL-CIO.

3. Contract with Teamsters – Corrections Division: A motion was made, seconded and passed to approve Washington Teamsters Welfare Trust Subscription Agreement -- Collective Bargaining Agreement Providing For Participation In Trust Between Grays Harbor Correction/Clerical And Teamsters Union Local No. 252.

4. Memorandum of Understanding – Courthouse & Public Works Bargaining Units: A motion was made, seconded and passed to approve a Memorandum of Understanding between Grays Harbor County and Washington State Council of County City Employees of the American Federation of State, County, and Municipal Employees AFL-CIO, Local #275, including both the Courthouse and Public Works Bargaining Units. The County and Union will form a Health Care Advisory Committee to meet periodically to discuss health care issues for all County employees. A Commissioner shall serve on the Committee and the Commissioners may appoint three representatives to serve on the Committee. The AFSCME Bargaining Units may appoint up to two representatives each to the Committee in addition to the Union's Staff Representative. Each AFSCME Bargaining Unit may request one meeting with the Commissioners to discuss dependent medical issues in the fall of 2006 for the 2007 medical benefits year, but the Commissioners shall in no way be obligated to provide any change to dependent medical care.

5. Appointment to Fair Board (District 1): A motion was made, seconded and passed to appoint David Persell to serve on the Grays Harbor County Fair Board to fill Position No. 7, a three-year, at large position expiring December of 2008.

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

6. Local Declaration of Emergency: The recent heavy rainfall has damaged the county road system. The department requested authorization to purchase materials, hire equipment and labor necessary to make emergency road repairs. A motion was made, seconded and passed to approve **Resolution No. 2006-01 – Local Declaration Of Emergency In Grays Harbor County.**

DEPARTMENTS

ASSESSOR

1. Request Approval, Surplus Property: A motion was made, seconded and passed to approve a request to declare the following items as surplus and be removed from the office and disposed of as they are broken or no longer compatible with the department computer system.

View Sonic 17"	59-JX74109708
View Sonic 17"	51-J964436802
View Sonic G771	57-JX74213990
View Sonic GS	24-J352522264
View Sonic G	30-N5651060000
17" Monitor	50-J965156926
17" Monitor	23-J352521556
AXT DCS Computer	60-ISSE82900732
AXT DCS Computer	61-W21067006
BJC200-EX	38-SXF87808
HP 1020 Plain Paper Fax	93-CNH28AOF1W
Sony Digital Camera	65-88008
Sony Digital Camera	74-85502

The surplus equipment was referred to the County Treasurer for proper disposal.

AUDITOR

1. Request Approval, December Expenditures: A motion was made, seconded and passed to approve December 2005 Expenditures as follows: Claims \$2,887,901.64 and Salaries \$2,174,244.12 for a total of \$5,062,145.76.

FAIR

1. Request Approval, Authorize Director To Sign Entertainment Contract With Steve Hamilton: A motion was made, seconded and passed to approve an entertainment contract with Steve Hamilton for “Steve the Pretty Good” Show. Steve the Pretty Good is a comedy magic show for all ages. He will perform two shows per day as well as strolling entertainment, August 9 – 13, 2006.

MANAGEMENT SERVICES

1. Request Approval, 2006 Salary Resolution: A motion was made, seconded and passed to approve **Resolution No. 2006-03 – Fixing Compensation of Employees From & After January 1, 2006.** The AFSCME Courthouse, AFSCME Public Works and Sheriff’s Corrections/Clerical Division have been negotiated at a 2% increase over the 2005 salaries. The Sheriff’s Department Teamster’s Criminal Division contract is still in place with a 3% increase.

2. Request Approval, Set Hearing – Supplemental Budget Special Projects Fund: January 23, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider supplemental appropriation in the amount of \$78,471 in the Special Projects Fund due to the 2005 LETPP Interagency Agreement with the Washington State Patrol. Funds will be used to purchase mobile radios and display terminals for various law enforcement agencies in Grays Harbor County.

3. Request Approval, Set Hearing – Supplemental Budget Sheriff Department: January 23, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider supplemental appropriation in the amount of \$12,947 in the Sheriff’s Department due to funds received from the State Criminal Alien Assistance program (SCAAP). Funds will be used for office and operating supplies in support of this program.

4. Request Approval, Memorandum of Agreement – WSU Cooperative Extension: A motion was made, seconded and passed to approve the annual WSU Cooperative Extension Memorandum of Agreement which is in accordance with the adopted 2006 budget. The \$46,920 GEAR UP grant project is 100% indirect federal funding. Grays Harbor County contributes \$55,749 to the 4-H Youth Program and \$73,122 to agriculture/horticulture, marine resources/administration, family living and food program for a total of \$128,871. Grays Harbor County contributes the \$25,697 for

operation support of the program. Rose Elway, Budget Director, recommended the agreement be approved.

5. Request Approval, DSHS Agreement for Juvenile Services: A motion was made, seconded and passed to approve a County Program Agreement between Grays Harbor County and the Department of Social and Health Services for the Consolidated Agreement and Various Services Grant. The Consolidated Grant in the amount of \$345,104 will provide professional services for juveniles and their families in various juvenile programs. The Various Services Grant will contract with county juvenile courts to perform diagnostic evaluations on juveniles. Rose Elway, Budget Director, recommended the agreement be approved.

PUBLIC HEALTH & SOCIAL SERVICES

1. Request Approval, Amend Contract – 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 adds in current level funding for several programs and makes changes to the Statements of Work to reflect 2006 program efforts. The contract is increased by \$222,842 for a new total of \$1,605,310.

2. Request Approval, Contract with State Department of Social and Health Services General Terms and Conditions: A motion was made, seconded and passed to approve an Agreement between the County and the State Department of Social and Health Services. This Agreement spells out General Terms and Conditions that apply to all business between the County and DSHS. Program Agreements governed by these General Terms and Conditions involve well over \$8 million for the Department alone, the bulk of which is contracted to community-based organizations for services to vulnerable residents of the County. This Agreement is in effect April 1, 2006 through June 30, 2011. DSHS and Counties have successfully negotiated language changes in the Responsibility and Sub-contracting portions of the Agreement.

3. Request Approval, Agreement with EMS Council – Use of Meeting Room: A motion was made, seconded and passed to approve an Agreement with the EMS Council allowing the Department to use their meeting room on five occasions for parenting classes that focus on drug prevention. The room is being provided free of charge.

4. Request Approval, County Designated Mental Health Professional: A motion

was made, seconded and passed to designate Jodi Oliver for recognition as a County Designated Mental Health Professional within the provisions of RCW 71.05. Maryann Welch, Director of Public Health and Social Services for the County, attests to the fact that this application meets the requirements of RCW 71.05. This designation shall terminate when the employee leaves employment with Evergreen Counseling Center.

PUBLIC SERVICES

- 1. Request Approval, Administrative Offer Summary – Wynoochee Valley Road Grange Curve:** A motion was made, seconded and passed to approve an Administrative Offer Summary for the Wynoochee Valley Road (Grange Curve) CRP 95190-14. With approval of Just Compensation, the County's right-of-way agent will proceed with the negotiations to acquire the parcel.
- 2. Request Approval, Administrative Offer Summary – Middle Satsop Road Realignment:** A motion was made, seconded and passed to approve an Administrative Offer Summary for the Middle Satsop Road Realignment CRP 97250-11. With approval of Just Compensation, the County's right-of-way agent will proceed with the negotiations to acquire the parcel.
- 3. Request Approval, Four Deeds for South Bank Road Realignment:** A motion was made, seconded and passed to approve 4 Deeds for the South Bank Road Realignment CRP 96412-26. With approval, the County's right-of-way agent will proceed with the recording of the deeds.
- 4. Request Approval, Bid Opening Date for Cougar Smith Road Middle Satsop Bridge Replacement – January 23:** January 23, 2006 at 2:00 p.m. is the date and time set for bid opening for the Cougar Smith Road Middle Satsop Bridge Replacement project. This will allow bidders time to evaluate a change in method for the construction of the drilled shaft foundation for the bridge.
- 5. Request Approval, 2006 Agreement with Grays Harbor Transit Authority – Radio Equipment Maintenance:** A motion was made, seconded and passed to approve the 2006 Agreement between Grays Harbor Transit Authority and the ER&R Division for radio equipment maintenance. A fee of \$500 per month will be paid by Grays Harbor Transit Authority for ER&R to service all two-way radio systems and associated electronics gear.

6. Request Approval, Advertise A Request for Proposals (RFP) – Professional Services Watershed Council Grant:

A motion was made, seconded and passed to authorize the Department to advertise for professional services through a Request For Proposals (RFP) process. Recently the County received notice that the application for a Watershed Council Grant for WRIA 22 and 23 was selected for funding. This grant will be the source of funding to cover the services requested through this advertisement. The scope of work will include outreach to Group A Water Systems and collection of data related to water rights in the Chehalis Basin. This grant will supplement the Phase IV Watershed Planning work through additional funding to develop a working relationship with the Group A Water Systems.

7. Request Approval, Supplemental Agreement #3 with CES, Inc. for Cougar Smith Road Satsop River Bridge Replacement:

A motion was made, seconded and passed to approve Supplement Agreement #3 with CES, Inc. for the Cougar Smith Road/Satsop River Bridge Replacement C-73700-05. This supplement will provide for construction engineering services during the construction phase of the project.

8. Request Approval, Consultant Construction Support Agreement – Tower Blvd/Technology Way Reconstruction Project:

A motion was made, seconded and passed to approve a Consultant Construction Support Agreement with KPFF Consulting Engineers of Seattle for construction support work on the Tower Blvd/Technology Way Reconstruction Project No. C-96320-01, Fed Aid No. TCSP-TCSP(004). Although County personnel will do construction inspection, this agreement provides the mechanism for consultant support during the construction phase. The contract is limited to a maximum payment of \$10,000, and it is grant eligible for reimbursement.

9. Request Approval, Award Contract to DLB Earthwork Company for Tower Blvd/Technology Way:

A motion was made, seconded and passed to award the contract to DLB Earthwork Company of Olympia, Washington for Tower Blvd./Technology Way Et. Al, C-96360-01, C-96320-01, C-96340-07, C-96340-06, TCSP-TCSP(004) TA-1728. The low bid of \$718,229.89 was submitted by DLB Earthwork Company. This bid was based on Schedules A & B only. This bid is 4.53% below the Engineer's Estimate. Due to other financial obligations Schedules C & D will not be built at this time. The Department recommended that the contract be awarded to DLB Earthwork Company of Olympia, Washington.

10. Request Approval, Set Hearing Date of January 23, Text Amendment of

GHCC Chapters 13.04, 15.04 & 15.12: On December 19, 2005, the Building Codes Advisory Council concluded a public hearing on Case #2005-1508 regarding an application to amend the text of the Grays Harbor County Code Chapter 13.04 governing Water Main, Fire Hydrant and Fire Flow Requirements, Chapter 15.04 governing Construction Codes, and Chapter 15.12 governing Fire Apparatus Access Roads. The Council recommended approval of the amendment. January 23, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider Case #2005-1508.

11. Request Approval, Set Hearing Date of January 23, Subdivision of 37 Acres on Pine Street, North of Elma: Elma Highlands LLC has submitted an application to subdivide the existing 37 acres of land into 37 lots. On January 3, 2006, the Planning Commission recommended approval of this application. January 23, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider Case #2005-2157.

ANNOUNCEMENT(S)

There will not be a meeting of the Board of County Commissioners next week due to the Martin Luther King Holiday. The next regularly scheduled meeting will be January 23, 2006.

CORRESPONDENCE

The Clerk of the Board announced the following correspondence received:

1. A Claim for Damages against Grays Harbor County (Claim #C-503-05) was received from David Crosby, Humptulips, Washington. The Claim was referred to the Claims Review Committee.
2. A Claim for Damages against Grays Harbor County (Claim #504-05) was received from Randy McDougall, Hoquiam, Washington. The Claim was referred to the Claims Review Committee.
3. A letter from Jack Lawson was received on behalf of Mt. Rainier To The Pacific Relay. Mr. Lawson requested approval for the 2006 Mt. Rainier To The Pacific Relay, July 21-22. This will be the 17th running of the event without injury or traffic problem. A motion was made, seconded and passed to approve the request subject to review by the Public Services Department, Risk Management and the Sheriff's Department.

PUBLIC COMMENT

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

STAFF MEETINGS

The Board held staff meetings on Monday, January 9, 2006, 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, Vickie Cummings, Director of Council of Governments and Paul Easter, Russ Esses, Suresh, Bhagavan, Brian Shea, Lee Napier and Kevin Varness with the Department of Public Services.

RESOLUTIONS

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| No. 2006-01 | Local Declaration Of Emergency In Grays Harbor County |
| No. 2006-02 | Order of Vacation – Joseph Califano and Gordy Shipman |
| No. 2006-03 | Fixing Compensation Of Employees From & After January 1, 2006 |

ORDINANCES

None

INTERLOCAL CONTRACTS

**2006 Agreement With Grays Harbor Transit Authority For
Radio Equipment Maintenance**

The meeting adjourned at 2:42 p.m. to Monday, January 23, 2006 at 2:00 p.m.

BOARD OF COMMISSIONERS
for Grays Harbor County
this _____ day of _____, 2006

BOB BEERBOWER, Chairman
Commissioner, District 1

MIKE WILSON, Commissioner, District 2

ALBERT A. CARTER, Commissioner, District 3

ATTEST:

Donna Caton
Clerk of the Board