

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

March 20, 2006

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, March 20, 2006, at 2:00 p.m. Commissioners Mike Wilson and Al Carter were present. Commissioner Bob Beerbower was excused. Commissioner Carter served as Chairman Pro-tem. Also in attendance was Donna Caton, Clerk of the Board. Jim Baker, Senior Deputy Prosecuting Attorney was present.

CALL TO ORDER AND FLAG SALUTE

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

MINUTES

March 13, 2006: The minutes of the Commissioners' Meeting of March 13, 2006 were approved as presented.

BIDS

None

HEARINGS

1. **Continued from February 27th, Amending Chapter 17.56 of GHCC re: Flood Plain Management and to consider adding a new Zoning District Classification of Residential Forest (R-4):** This hearing was continued from February 27th to consider a text amendment of Grays Harbor County Code Chapters 17.56 governing Flood Plain Management, and to consider adding a new zoning district classification of Residential Forest (R-4). Chairman Carter recommended this hearing be continued to June 5, 2006.

Action: A motion was made, seconded and passed to continue this public hearing to June 5, 2006.

2. **Amending Chapter 8.20 of GHCC re: Recreational Vehicle & Camping Regulations:** There was a public hearing to consider an ordinance amending Chapter 8.20 of the Grays Harbor County Code regarding recreational vehicle and camping regulation within unincorporated areas of Grays Harbor County. A description of the

ordinance was made available to the public. Notice of this hearing was advertised in *The Montesano Vidette* on March 9, 2006.

Commissioner Carter asked for a staff report. Doug George, Director of Environmental Health, reported that public notice was given to amend the RV Ordinance Section 8.20 of the Grays Harbor County Code. Mr. George explained that the public notice indicated that there was consideration for eliminating recreational vehicle separation requirements for spacing in licensed recreational vehicle parks, and revising this section to change the Washington Administrative Code (WAC) reference pertaining to public water supplies from “248-54” to “246-290 or 246-291.” Mr. George reported that staff has met and discussed the vehicle separation requirements for spacing and requested that the spacing issue be withdrawn from consideration. Mr. George reported that only the WAC change is being considered at this time.

Commissioner Carter asked for public comment. There was no public comment and the hearing was closed.

Action: A motion was made, seconded and passed to approve Ordinance No. 345 – An Ordinance Amending Grays Harbor County Code Section 8.20.040 Pertaining To Spacing Requirements Between Recreational Vehicles Or Other Camping Vehicles, And Changing A Reference To The Washington Administrative Code.

3. Petition to vacate Right of Way Roosevelt Drive – Ron Westman and Kristine Tecco: There was a public hearing to consider a petition received from Ron Westman and Kristine Tecco to vacate pursuant to R.C.W. 36.87.020 the following right of way: All of Roosevelt Drive adjacent to Parcel #747000100001 and 747000100002 in the Plat of Great Western Beach 1st Addition Vol. 6, Page 6, Page 35, records of Grays Harbor County. Notice of this hearing was advertised in *The Montesano Vidette* on March 9 and March 16, 2006.

Commissioner Carter asked for a staff report. Russ Esses, County Road Engineer for Grays Harbor County, reported that the petition is not a valid petition because it requires a majority of the frontage of property owners to sign a petition and it appears that the requirement has not been met. Mr. Esses reported that staff recommendation is that the vacation not be approved because of an invalid petition.

Action: A motion was made, seconded and passed to deny the petition.

PRESENTATION

None

COMMISSIONERS

1. **Appointments to Mental Health Advisory Board – David Szurek and Marilyn Heger-Guy**: A motion was made, seconded and passed to appoint David Szurek resident of Aberdeen and Marilyn Heger-Guy resident of Ocean Shores to the Mental Health Advisory Board. These appointments would bring the total membership to eight.

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

2. **Set Hearing – Junk Vehicle Amendment, April 17th** : April 17, 2005 at 2:00 p.m. is the date and time set for a public hearing to consider proposed changes to the County Code as it relates to removal and disposal of junk, abandoned or inoperable vehicles in the County.

3. **Set Hearing – Disorderly House, April 17th** : April 17, 2005 at 2:00 p.m. is the date and time set for a public hearing to consider a proposed ordinance prohibiting keeping a disorderly house and providing for penalties for violations.

4. **Approve Amendment to HAVA Grant/Auditor**: A motion was made, seconded and passed to approve an **Amendment to a Help America Vote Act of 2002 (HAVA) Grant Application** for consideration by the Elections Assistance Commission and the HAVA Grant Advisory Board. The request is for acquisition of a modular unit to provide functional space to conduct local, state, and federal elections. If the grant encounters no obstacles it is conceivable to have the space available for use by the November General election which includes the U.S. Senate and Representative races this year.

DEPARTMENTS

FAIR AND TOURISM

1. **Request Approval, One-Time-Only Agreement with Cranberry Heritage**

Group of Grayland: A motion was made, seconded and passed to approve a One-Time-Only Funding agreement for the Bluegrass by the Bogs Festival coordinated by the Cranberry Heritage Group of Grayland. Bluegrass by the Bogs Festival is scheduled for April 8, 2006. Funding approved by the Tourism Advisory Board is \$1,000 for out-of-county advertising and promotion of the festival. Funding is on a reimbursement basis only.

2. **Request Approval, One-Time-Only Agreement with Lake Quinault Community Action Forum:** A motion was made, seconded and passed to approve a One-Time-Only Funding agreement for the Quinault Rain Forest Roosevelt Elk Festival coordinated by Lake Quinault Community Action Forum. The Roosevelt Elk Festival is scheduled for Saturday, March 25, 2006. Funding approved by the Tourism Advisory Board is \$1,500 for out-of-county advertising and promotion of the festival. Funding is on a reimbursement basis only.

MANAGEMENT SERVICES

1. **Request Approval, Resolution Establishing a Title VI Specialist within Management Services:** A motion was made, seconded and passed to approve **Resolution No. 2006-25 – Resolution Establishing Grays Harbor County Title VI Specialist.** This resolution establishes a Title VI Specialist within the Management Services Department for Grays Harbor County. The resolution incorporates the procedures and policies for monitoring and reporting for the Title VI Program. Management Services reviews all grant agreements for Grays Harbor County and will insure that the necessary language requirements are incorporated in County contracts. The Title VI Program is a requirement of Federal grant reimbursement and will be incorporated within Management Services grant monitoring and Equal Opportunity program responsibilities.

2. **Request Approval, Resolution – Salary Amendment ORV Park and Grant Related Promotion:** A motion was made, seconded and passed to approve **Resolution No. 2006-26 – Fixing Compensation Of Employees From & After April 1, 2006.** This salary resolution amendment reflects the establishment of the ORV Park Department salaries and a grant related promotion of the Administrative Assistant for Management Services to a Budget Analyst. Funds for both amendments will be reimbursable through various County grants.

3. Request Approval, 2006 Municipal Services Agreements, Westport-Grayland Chamber of Commerce: A motion was made, seconded and passed to approve two copies of the 2006 Municipal Services Agreements between Grays Harbor County and the Westport-Grayland Chamber of Commerce. \$8,750 in funding will be used for the Chamber operations and advertising for tourism promotion.

PUBLIC SERVICES

1. Request Approval, Resolution Acknowledging Vacation of Right of Way in Grays Harbor City, Steve Mihovilich: The Department received a petition from Steve Mihovilich to acknowledge vacation of right of way adjacent to property he owns in Grays Harbor City. The Department found no record of this right of way having ever been opened within the applicable time period. The Department has no objection to the Board acknowledging this right of way having been automatically vacated by operation of law. A motion was made, seconded and passed to approve **Resolution No. 2006-27 – Resolution Acknowledging Vacation By Operation of Law, Steve Mihovilich.**

2. Request Approval, Resolution Acknowledging Vacation of Right of Way in Ocosta, Glen and Jodi Horton: The Department received a petition from Glen and Jodi Horton to acknowledge vacation of rights of way surrounding property they own in Ocosta. The Department found no record of these rights of way having ever been opened within the applicable time period. The Department has no objection to the Board acknowledging these rights of way having been automatically vacated by operation of law. A motion was made, seconded and passed to approve **Resolution No. 2006-28 – Resolution Acknowledging Vacation By Operation of Law, Glen and Jodi Horton.**

3. Request Approval, Correction Deed – Wynoochee Road (Grange Curve) Project: A motion was made, seconded and passed to approve one Correction Deed for the Wynoochee Road (Grange Curve) county road project. The original legal description for this parcel contained inaccurate wording, which this Correction Deed serves to correct.

4. Request Approval, Purchase a Mini Passenger Van From the State Contract: The Department received no response for the bid on a mini passenger van and requested permission to purchase this vehicle from the state contract. A motion was made, seconded and passed to grant authorization to purchase a mini passenger van from the state contract.

- 5. Request Approval, Award Bid on Six (6) or more Police Pursuit Vehicles, Current Model Year:** The Department received one bid for the purchase of six or more full size, four door, rear wheel drive, police pursuit vehicles, current model year. A motion was made, seconded and passed to accept the bid of twenty-six thousand eight hundred ninety-nine dollars and forty-nine cents (\$26,899.49) each for (6) six, full size, four door, rear wheel drive, police pursuit vehicles, submitted by Five Star Ford Lincoln Mercury.
- 6. Request Approval, Reject Bid for Mid-Sized Hybrid Sedan:** The Department received one bid of twenty-two thousand two hundred sixty-three dollars (\$22,263.00) each, for a mid-size, hybrid sedan, 2007 model year submitted by Five Star Ford Lincoln Mercury. The Department is rejecting this bid because of the price and will replace the Hybrid with another mid-size, four-door sedan. By rejecting the Hybrid bid and purchasing an additional mid-size sedan, they will be saving approximately \$7,914.11. A motion was made, seconded and passed to approve the request to reject the bid for a mid size hybrid sedan as described.
- 7. Request Approval, Award Bid on One or More ½ Ton Pickups, 2006 Model Year:** The Department received one bid for the ½ ton, extended cab, 4-wheel drive, pickup, 2006-model year. Since they did not receive a bid for the ½ ton 4 x 4 extended cab pickup with a Chevy engine, they recommended acceptance of the bid of nineteen thousand five-hundred ninety-nine dollars and one cent (\$19,599.01) each for two (2), ½ ton, extended cab, 4 wheel drive, pickups with a Ford engine, 2006 model year submitted by Five Star Ford Lincoln Mercury. A motion was made, seconded and passed to accept the bid as described.
- 8. Request Approval, Award Bid on one or more mid-sized Passenger Sedans, 2007 Model Year:** The Department received one bid for the purchase of one or more passenger vehicle, mid-size, 4-door, 6 cyl, sedan, model year 2007. The Department recommended acceptance of the bid of fourteen thousand three hundred forty-eight dollars and eighty-nine cents (\$14,348.89) each, for two (2), mid-size sedans, 2007 model year submitted by Five Star Ford Lincoln Mercury. A motion was made, seconded and passed to accept the bid as described.
- 9. Request Approval, Interlocal Agreement with City of Elma to perform various public Works Projects:** A motion was made, seconded and passed to approve the **5-Year Reimbursable Agreement Between Grays Harbor County and the City of Elma to perform various public works projects.**

10. Request Approval, Local Agency Agreement & Prospectus, Federal Funds – North River Road: A motion was made, seconded and passed to approve two (2) copies of the Local Agency Agreement and Project Prospectus requesting Federal Funds to reimburse the county for removing a debris slide on the North River Road. This project is eligible for Federal Funding under the Emergency Repair Program.

11. Request Approval, 2006 Traffic Control Devices Supply Contract: A motion was made, seconded and passed to approve three (3) sets of contracts for the 2006 Traffic Control Devices Supply Contract, which was awarded to Zumar Industries, for the amount of \$58,515.36.

ANNOUNCEMENT(S)

None

CORRESPONDENCE

None

PUBLIC COMMENT

Commissioner Carter asked for public comment. Terry Franklin, resident of 397 Powers Creek Road, Elma, Washington made comment regarding the Land Use Inventory of Grays Harbor County and an update of the County's Comprehensive Development Plan.

Ron Westman reported that he and his partner Kristine Tecco worked with the County for several months regarding their petition to vacate the right-of-way of Roosevelt Drive in the Plat of Great Western Beach First Addition in Ocean City. He reported that they were assured that the property to the east and owned by Mount Olympus LLP played no role in their right-of-way vacation petition. Brian Shea, Director of Planning and Building Division, explained that before any application is presented at public hearing there is a series of checks and balances and that more than only one person reviews applications. As part of that review process it was determined that the application was invalid. Mr. Westman asked for advice on how to proceed with the process. Commissioner Carter invited the applicants to meet with staff following the meeting.

STAFF MEETINGS

The Board held staff meetings on Monday, March 20, 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 Rose Elway, Budget Director, Bill Trivison, Juvenile Director, Maryann Welch, Director of Public Health and Social Services and Paul Easter, Director of the Department of Public Services.

RESOLUTIONS

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| No. 2006-25 | Resolution Establishing Grays Harbor County Title VI Specialist |
| No. 2006-26 | Fixing Compensation Of Employees From & After April 1, 2006 |
| No. 2006-27 | Resolution Acknowledging Vacation By Operation of Law, Steve Mihovilich |
| No. 2006-28 | Resolution Acknowledging Vacation By Operation of Law, Glen and Jodi Horton |

ORDINANCES

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| No. 345 | An Ordinance Amending Grays Harbor County Code Section 8.20.040 Pertaining To Spacing Requirements Between Recreational Vehicles Or Other Camping Vehicles, And Changing A Reference To The Washington Administrative Code |
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INTERLOCAL AGREEMENTS

Amendment to a Help America Vote Act of 2002 (HAVA) Grant Application

5-Year Reimbursable Agreement Between Grays Harbor County and the City of Elma to Perform Various Public Works Projects.

The meeting adjourned at 2:48 p.m. to Monday, March 27, 2006 at 2:00 p.m.

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

excused

BOB BEERBOWER, Chairman
Commissioner, District 1

MIKE WILSON, Commissioner, District 2

ALBERT A. CARTER, Commissioner, District 3

ATTEST:

Donna Caton
Clerk of the Board