

## MINUTES

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

**August 28, 2006**

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, August 28, 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.

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

Chairman Beerbower called the meeting to order with the pledge of allegiance.

#### **MINUTES**

**August 21, 2006:** The minutes of the Commissioners' Meeting of August 21, 2006 were approved as presented.

#### **BIDS**

None

#### **HEARINGS**

**1. Drainage District 2:** There was a public hearing to consider an ordinance dissolving Grays Harbor County Drainage District No. 2, pursuant to procedures prescribed by Chapter 36.96 of the Revised Code of Washington. Notice of this hearing was advertised in the *Montesano Vidette* on August 10, 17 and 24, 2006. A summary providing a brief description of the proposed findings and ordinance to be presented was included in the advertisement. A full text of the proposed ordinance was available at the County Commissioners Office, Suite 1, County Administrative Building, 100 West Broadway, Montesano, Washington for review and was available to be mailed upon request. Chairman Beerbower asked for a staff report. James Baker, Deputy Prosecuting Attorney, reported that prior to June 1, 2006 Vern Spatz informed the Board that it appeared that Drainage District No. 2 had not been active for several years and that an election had not been conducted prior to the year 2000. For the last five years there has not been any activity by any board for Drainage District No. 2. The last person to file for office for the Drainage District was in 1999. Auditor Spatz submitted a memorandum to the board dated August 7, 2006 including a list of the Drainage District No. 2 commissioners confirming that the last election for drainage district commissioners was prior to 2000. Mr. Baker requested that the correspondence be included for the record.

Mr. Baker submitted a proposed ordinance dissolving Grays Harbor County Drainage District No. 2 on the basis that the Drainage District has not carried out any of the special purposes or functions for which it was formed within the preceding consecutive five-year period and that no election has been held for the purpose of electing a member of the governing body of Grays Harbor County Drainage District No. 2 within the preceding consecutive seven-year period. In compliance with RCW Chapter 36.96 this matter was advertised and the meeting notice was posted as required. Mr. Baker submitted for the record a copy of the map indicating the locations where Ted Warren, Road Supervisor, posted three notices within the District announcing the hearing.

Chairman Beerbower asked for public comment. Margaret Fillo reported that her husband served as a commissioner of the Drainage District and they believed that he was still a member. She reported that he was not aware that he was required to be elected to the position. Ms. Fillo stated that she was secretary and that they continued to serve and file annual budget reports. She indicated that they submitted a letter of interest regarding the commissioner position and have been waiting for a response. Ms. Fillo asked questions regarding the budget for the district and who would be responsible for cleaning the ditches if the Drainage District is dissolved. Chairman Beerbower assured her that the money would be used to clean out the ditches. After the Drainage District is dissolved the residents would be responsible for maintaining the ditches. Mr. Baker explained that the records indicate that since 2000 there has not been more than one commissioner serving on the Drainage District board and at least two commissioners are required to conduct business and take any legal action. The records show that 1998 was the last year two commissioners served on the Drainage District 2 board. Ms. Fillo commented that she would like for the Drainage District to continue and her husband and Randall Brumfield are willing to serve as commissioners. There was no additional public comment and the hearing was closed.

**Action: A motion was made, seconded and passed to continue this item to September 11, 2006 for a decision.**

### **PRESENTATION**

None

### **PROCLAMATION**

**1. Disaster Preparedness Month:** A motion was made, seconded and passed to approve a Proclamation proclaiming September 2006 as Disaster Preparedness Month in Grays Harbor County and encouraging all citizens to increase their knowledge and awareness of proper safety measures to follow before, during, and after a natural or man made disaster.

Anne Sullivan, Emergency Manager, reported that September is National Disaster Preparedness Month and several events and programs are planned for Grays Harbor County and staff regarding overall preparedness issues for all disasters.

### **COMMISSIONERS**

None

### **DEPARTMENTS**

### **DISTRICT COURT**

1. **Request Approval, Amendment No. 4 to Contract with Department of Corrections**: A motion was made, seconded and passed to authorize the Board Chairman to sign Amendment No. 4 to the contract District Court currently has with the Department of Corrections. The Amendment will continue the current contract #COCO5237 to June 30, 2007. Jim Baker, Deputy Prosecuting Attorney, has reviewed the Amendment.

### **MANAGEMENT SERVICES**

1. **Request Approval, Resolution Splitting the Social Services Fund into Three Categories**: A motion was made, seconded and passed to approve **Resolution No. 2006-84 – Division Of Grays Harbor County Social Services Funds Into Mental Health, Substance Abuse And Developmental Disabilities**. The mental health funds are required to be broken out from the substance abuse and developmental disabilities funds within the budget accounting and reporting systems (BARS). The existing fund #140-000-000 has account coding capacity to accomplish this task. This resolution allows that Fund #140-000-000 account be divided as follows: 140-000-000/Mental Health, 140-000-001/Substance Abuse and 140-000-002/Deveopmental Disabilities.

2. **Request Approval, ORV Park Use Agreement – Pacific Northwest 4 Wheel Drive Association**: A motion was made, seconded and passed to approve an ORV Park Use Agreement for the Pacific Northwest 4 Wheel Drive Association for the dates of October 14<sup>th</sup> and 15<sup>th</sup> 2006. This organization will operate scheduled events providing Grays Harbor County with insurance and 50% of the gate fees.

3. **Request Approval, Set Hearing Date for a Supplemental Budget in the Juvenile Department**: September 11, 2006 at 2:00 p.m. is the date and time set for a Supplemental Budget hearing for \$32,100 in the General Fund Juvenile Department

due to federal funding received through the Governor's Juvenile Justice Advisory Committee. Funding will be used in professional services to provide Functional Family Therapy services to the Becca At-Risk Youth as well as independent evaluation services.

## **PUBLIC HEALTH AND SOCIAL SERVICES**

### **1. Request Approval, Agreements with the State Related to Mental Health Services:**

- a. DSHS/Mental Health Division Medicaid Funding:** A motion was made, seconded and passed to approve an Agreement with the State DSHS/MHD for mental health services. These Agreements will be effective September 1, 2006 through June 30, 2007. This Agreement provides \$1,038,975 in state funds for services to non-Medicaid people.
- b. DSHS/Mental Health Division State Funding:** A motion was made, seconded and passed to approve an Agreement providing Medicaid funding on a capitated basis that will total approximately \$4 million.

Each Agreement includes over 60 pages of requirements, most of which will be contracted to the provider agencies.

### **2. Request Approval, Agreements for the Provision of Mental Health Services:**

- a. Evergreen Counseling Center:** A motion was made, seconded and passed to approve the following agreement for the provision of Mental Health services in the County – Evergreen Counseling Center will have up to \$259,821 in Medicaid funding and \$68,047 in State funds to provide outpatient and crisis services. This contract is effective through September 30 as funding and service levels are negotiated.
- b. Behavioral Health Resources:** A motion was made, seconded and passed to approve the following agreement for the provision of Mental Health services in the County – Behavioral Health Resources will have up to \$60,814 in Medicaid funding and \$4182 in State funding to provide outpatient services and residential services. As with Evergreen's contract, this contract will be re-negotiated by September 30.

- c. **Gary Rose:** A motion was made, seconded and passed to approve the following agreement for the provision of Mental Health services in the County– Gary Rose will be providing Ombuds Services for \$28,340 in Medicaid funds for the period of September 1, 2006 through June 30, 2007.

All funding is derived from DSHS contract revenues.

3. **Request Approval, Amendment with 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. State Funding is added for July-December 2006 for pandemic flu planning. The addition is \$9,696 in state funding.

4. **Request Approval, Extension of Letter of Agreement with Grays Harbor College:** A motion was made, seconded and passed to approve a Letter of Agreement extending the County's current contract for Childbirth Education services with Grays Harbor College through December 31, 2007. The original Agreement began in July of 2003 and will begin the fifth year of this partnership.

#### **PUBLIC SERVICES**

1. **Request Approval, Final Plat Case 2003-1000 – Seabrook Land Company for Division 2:** The Department presented a copy of the first phase of Subdivision (Case #2003-1000). Division 1B was recorded on March 30, 2005. At this time, Seabrook Land Company is requesting approval of the final-plat by the Board for Division-2. The applicant has either completed or bonded for the improvements per the requirements of Grays Harbor County Code. A motion was made, seconded and passed to approve and sign the mylar as presented authorizing the final-plat to be recorded under the official plats in the Grays Harbor County Auditor's Office.

2. **Request Approval, Hogan's Corner Water System Engineering Agreement for Design Services – Gibbs & Olson:** A motion was made, seconded and passed to approve an Engineering Agreement providing for the design of the planned water system in the Hogan's Corner area. The Department has been working on the development of this supply for several years and received water rights for the area last spring. This work will provide design of the wells, pump house, and the first phases of transmission lines. The 2006 310 budget includes funds to initiate this project with the balance to be funded in the 2007 310 budget.

3. **Request Approval, Set Hearing Date for Rezone Application by SeaPort**

**Development LLC:** A motion was made, seconded and passed to set September 11, 2006 at 2:00 p.m. as the date and time for a public hearing to consider an application submitted by SeaPort Development LLC to rezone approximately 440-acres of land that is currently zoned General Development (G-5), to Resort Residential (R-3). On July 20, 2006, the Planning Commission recommended approval of this application.

### **ANNOUNCEMENT(S)**

Due to the Labor Day holiday the Board of County Commissioners will not have a meeting on Monday, September 4, 2006. The next regular meeting of the Board is scheduled for September 11, 2006.

### **CORRESPONDENCE**

1. A Claim for Damages was received from Donald A. Reiferstahl, Amanda Park, Washington. The claim was referred to Risk Management and the Claims Review Board.
2. A Claim for Damages was received from Anthony J. Steele, Montesano, Washington. The claim was referred to Risk Management and the Claims Review Board.
3. An e-mail was received from Stanley J. Trohimovich, 1521 Simpson Avenue, Aberdeen, Washington. The e-mail was dated August 28 and the subject was: Providing Existing Law for your Information. The e-mail was placed on file and available to the public for review.

### **PUBLIC COMMENT**

Chairman Beerbower asked for public comment. Tom Shook, 2835 Sumner Avenue, Aberdeen, Washington informed the Board that the PUD accepted the Apprenticeship Set- asides and they are similar to the proposal presented. Mr. Shook asked if a hearing date had been set for this program. The hearing date will be set at the September 11<sup>th</sup> meeting and will be scheduled for September 25, 2006.

Terry Franklin, 397 Power Streak Road, commented on notices appearing in the *Montesano Vidette* on August 17<sup>th</sup> regarding a Forest Practice application and a 5-lot subdivision. Ms. Franklin expressed concern regarding the process for reviewing Forest Practice applications. She suggested the Forest Practice application process be turned back to the Department of Natural Resources.

There was no additional public comment.

### **STAFF MEETINGS**

The Board held staff meetings on Monday August 28, 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 Maryann Welch, Director of Public Health and Social Services, Debbie Adolphsen, Fair and Tourism, and Kevin Varness and Brian Shea, Department of Public Services.

### **RESOLUTIONS**

**No. 2006-84                      Division of Grays Harbor County Social Services Funds Into  
Mental Health, Substance Abuse And Developmental  
Disabilities**

### **ORDINANCES**

None

### **INTERLOCAL AGREEMENTS**

None

The meeting adjourned at 2:37 p.m. to Monday, September 11, 2006 at 2:00 p.m.

BOARD OF COMMISSIONERS  
For Grays Harbor County  
This \_\_\_\_\_ day of \_\_\_\_\_, 2006

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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