

## MINUTES

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

October 9, 2006

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, October 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. Stew Menefee, Prosecuting Attorney was present.

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

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

#### **MINUTES**

**October 2, 2006:** The minutes of the Commissioners' Meeting of October 2, 2006 were approved as presented.

#### **BIDS**

None

#### **HEARINGS**

1. **Continued Hearing – Consider Rezone Application By SeaPort Development LLC:** This hearing was continued from September 11, 2006. SeaPort Development LLC has submitted an application to rezone approximately 440-acres of land that is currently zoned General Development Five (G-5) to Resort Residential (R-3) for a Planned Unit Development that will include single-family homes, condominiums, a golf-course and other amenities. The project is proposed on an existing gravel-road off State Route 109 (between Milepost 19 and 20), on the property having Assessor's parcels #181202100000 and #191235330000, one-mile Northeast of the town of Ocean City, within Section 2, Township 18 N, Range 12 W and the Southwest-quarter of the Southwest-quarter of Section 35, Township 19 N. Range 12 W.W.M., Grays Harbor County, Washington. A complete copy of the proposed ordinance was available upon request of the Clerk of the Board at the Commissioner's Office, 100 West Broadway, Suite 1, Montesano, Washington. Notice of this hearing was advertised in *The Montesano Vidette* on August 31, 2006.

Chairman Beerbower asked for a staff report. Suresh Bhagavan, County Planner, reported that prior to this hearing the applicant and the Board of Commissioners received a packet containing the following information and requested it be entered into the record.

1. Record of Action of the Planning Commission
2. Application
3. Environmental Checklist
4. Mitigated Determination of Non-Significance (MDNS)
5. Public Notice and List of Property Owners Receiving the Notice
6. Affidavit from *The Montesano Vidette*
7. Plans and Maps
8. Correspondence received related to the case

Mr. Bhagavan stated that based on the Findings of Fact staff concluded that this proposal could provide for continued development of the recreation-oriented uses as well as resident uses. Findings show that the proposal will allow land-uses, which are consistent with and compatible with existing and potential land-uses on adjacent properties. If and when a Planned Unit Development is proposed, mitigation-measures are specified to eliminate or reduce any impacts from that development.

On July 20, 2006 the Planning Commission conducted a public hearing and approved Case #2006-0831.

Chairman Beerbower asked for public comment. Phil Martinson, P.O. Box 544, Marylhurst, Oregon, reported that he is representing the developer, SeaPort Development LLC. Mr. Martinson testified in support of the application. There was no additional public comment and the hearing was closed.

**Action: A motion was made, seconded and passed to approve Ordinance No. 350 – An Ordinance Amending The Grays Harbor County Official Zoning Maps Adopted Pursuant To Grays Harbor County Title 17 Approving A Petition For Rezone Case #2006-0831.**

**2. Amend Ordinance, GHCC Chapter 16, Related To Monument Placement:**  
There was a public hearing to consider an ordinance amending Sections 16.16.250, 16.20.310, 16.36.010 and 16.36.190 of the County Code to bring monument placement in accordance with state law, make text corrections to increase clarity and consistency with other code provisions. The proposed ordinance is amending Grays Harbor County Code Sections 16.16.250, 16.20.310 and 16.36.190 requiring monuments to be placed by a licensed land surveyor and amending section 16.36.010 regarding large lot size to make it

consistent with section 16.08.040, and making further textual changes to improve clarity of these sections. 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. Notice of this hearing was advertised in *The Montesano Vidette* on September 28, 2006.

Chairman Beerbower asked for a staff report. Brian Shea, Planning and Building Division Director, reported that this request is to bring monument placement in accordance with state law and make text corrections to increase clarity and consistency with other code provisions. 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 Ordinance No. 351 – An Ordinance Amending Grays Harbor County Code Chapters 16.16, 16.20 and 16.36 pertaining to placement of monuments in subdivisions by a licensed land surveyor and correcting applicability Chapter 16.36 to be consistent with county code section 16.08.040.**

**3. Amend Ordinance, GHCC Chapter 15, Related To Appeals:** There was a public hearing to consider an ordinance amending Chapter 15.16 of the Grays Harbor County Code to make text corrections and changes regarding appeals of final orders, decisions or determinations of the building official, fire marshal and Building Codes Advisory Council. A brief description of the ordinance to be presented to the Board of Commissioners of Grays Harbor County for consideration was included in the publication. 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. Notice of this hearing was advertised in *The Montesano Vidette* on September 28, 2006.

Chairman Beerbower asked for a staff report. Brian Shea, Planning and Building Division Director, reported that this request is make text corrections and changes regarding appeals of final orders, decisions or determinations of the building official, fire marshal and Building Codes Advisory Council. The ordinance amends Grays Harbor County Code Chapter 15.16 pertaining to appeal filing and scheduling limitation periods for final orders, decisions or determinations of the building official, fire marshal and Building Codes Advisory Council.

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 Ordinance No. 352 – An Ordinance Amending Grays Harbor County Code Chapter 15.16 pertaining to appeal filing and scheduling limitation periods for final orders, decisions or determinations of the building official, fire marshal and Building Codes Advisory Council.**

**4. Emergency Budget – Coroner’s Office:** There was a public hearing to consider Emergency Budget as follows: Coroner’s Office, #001-000-017. Notice of this hearing was advertised in *The Montesano Vidette* on October 5, 2006. Chairman Beerbower asked for a staff report. Rose Elway, Budget Director, reported that the emergency budget request in the amount of \$18,967 is due to an increase in the number of autopsies. This amount should be sufficient to cover the remainder of 2006.

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. 2006-97 – Authorizing An Emergency Appropriation In The Budget Of The Grays Harbor County General Fund Coroner’s Office #001-000-017.**

**PRESENTATION**

None

**COMMISSIONERS**

None

**DEPARTMENTS**

**AUDITOR**

**1. Request Approval, September Expenditures:** A motion was made, seconded and passed to approve September 2006 Month-End Expenditures as follows: Claims \$4,187,014.15 and Salaries \$2,154,469.08 for a total of \$6,341,483.23.

**MANAGEMENT SERVICES**

**1. Request Approval, Set Hearing Supplemental Budget in District Court:** October 23, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider a supplemental budget request in the amount of \$12,000 in the District Court Office. An

increase in funding from traffic infractions will be used to cover juror fees due to unanticipated caseload levels.

## **PUBLIC HEALTH AND SOCIAL SERVICES**

1. **Request Approval, Amend Contract 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. A total of \$95,573 in federal funding is added to the contract for a new total of \$1,830,507. The changes are as follows:

- Additional \$26,547 for Emergency and Pandemic Flu Planning and Preparedness;
- Additional \$33,333 to fund the Youth Development Program through 2006;
- Additional \$24,679 for the Wise Guys Male Involvement Project;
- Additional \$16,014 for the Immunization Program;
- Reduction to Drinking Water funding of \$7,000; and
- Additional \$2,000 for Reproductive Health.

This funding is effective through calendar year 2006, and it is anticipated there will be further allocations for 2007.

2. **Request Approval, Issue A Request For Proposals For The Homeless Grant Assistance Program:** In 2005, the Washington State Legislature passed the Homeless Housing and Assistance Act (ESSHB 2163) to guide a statewide effort to reduce homelessness in Washington State by 50 percent by July 1, 2015. A \$10 surcharge was established for each document recorded by the County Auditor effective August 1, 2005. 60% of the collected surcharge remains at the County for local programs and 40% is remitted to the State DCTED. The State is now asking for applications, one per County, for the Statewide Homeless Grant Assistance Program that is funded with a portion of their 40%. A motion was made, seconded and passed to approve the request that the County issue a Request for Proposals for the Homeless Grant Assistance Program in order that the County may choose a single local project for submission to DCTED by November 8. Local proposals will need to be submitted by October 24 in the form prescribed by DCTED. If more than one proposal is received, the Department will convene a meeting of the Housing Surcharge Fund Board to review proposals and develop a recommendation for the Board of Commissioners.

## **PUBLIC SERVICES**

1. **Request Approval, Purchase Layton Box Paver:** A motion was made,

seconded and passed to grant authorization to purchase a Layton Box Paver from the city of Port Townsend for \$18,000. This paver was recently used on Ocean Beach Road to remove ruts and to pave several short gravel roads with satisfactory results.

**2. Request Approval, Speed Limit Changes On Summit Road, Hicklin Road, and Cougar Smith Road:** A motion was made, seconded and passed to approve **Resolution No. 2006-98** – Ordinance No. 46 and Ordinance No. 78 provide that the raising and lowering of speed limits shall be done under the supervision of the County Engineer/Traffic Engineer, pursuant to Resolution of the Board of County Commissioners. This resolution authorizes changes to speed limits on Summit Road, Hicklin Road and Cougar Smith Road. The resolution changes the 40-mph speed to a 30-mph speed limit for the 500 ft. section of Summit Road between the City of McCleary north city/limits and Elma-Hicklin Road. The City has already changed the remainder of the recently annexed road, southerly to SR 108, to 30-mph. The resolution changes the speed limit on Hicklin Road from 25-mph to 30-mph to be more in conformance with speeds people are driving on this bypass road between Cloquallum Road and SR 8, which also will match the speed limit on the other bypass leg, Heise Road. The resolution also changes the speed limit on Cougar Smith Road from 25-mph to 35-mph to meet roadway capability since construction has been completed on the new bridge and road realignment at the Boundary Road terminus.

**3. Request Approval, Set Hearing Date – Open Space Application by Chehalis River Basin Land Trust:** October 30, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider an Open Space Application for the Chehalis River Basin Land Trust – the northerly 66 feet of the Northwest ¼ of the Northeast ¼ of Section 22, Township 17, Range 5, Parcel #170522120010.

**4. Request Approval, Set Hearing Date – Open Space Application by Timothy Lutz:** November 6, 2006 at 2:00 p.m. is the date and time set for a public hearing to consider an Open Space Application for Timothy Lutz et al – Southwest ¼ of the Northeast ¼ of Section 16, Township 23, Range 9 together with Government Lot 3 lying South in Ingram Road and West of Ziegler Creek together with Tax Lot 14, Parcel #230916240030.

**ANNOUNCEMENT(S)**

None

**CORRESPONDENCE**

None

### **PUBLIC COMMENT**

Chairman Beerbower asked for public comment. Arlene Armstrong of Hoquiam, Washington commented on her 16-foot driveway and the County requirement of 20-feet. Ron Armstrong of Hoquiam, Washington commented regarding the status on changes in County Road Standards. Bob Bonnell, resident of Montesano, Washington commented regarding a *Daily World* story concerning access to the Preacher's Slough Road. Mr. Bonnell spoke in support of retaining the area and not closing off vehicle access to Preacher's Slough area. Mr. Bonnell commented regarding a personal vehicle incident he was involved in.

There was no additional public comment.

### **STAFF MEETINGS**

The Board held staff meetings on Monday, October 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 Lee Napier and Maryann Welch regarding the Homeless Program, and Paul Easter, Russ Esses, Kevin Varness, Brian Shea, Lee Napier and Suresh Bhagavan, Department of Public Services.

### **RESOLUTIONS**

**No. 2006-97                    Authorizing An Emergency Appropriation In The Budget Of  
The Grays Harbor County General Fund Coroner's Office  
#001-000-017**

**No. 2006-98                    Ordinance No. 46 and Ordinance No. 78 Provide That The  
Raising And Lowering Of Speed Limits Shall Be Done Under  
The Supervision Of The County Engineer/Traffic Engineer,  
Pursuant To Resolution Of The Board Of County  
Commissioners**

### **ORDINANCES**

**No. 350                    An Ordinance Amending The Grays Harbor County Official Zoning  
Maps Adopted Pursuant To Grays Harbor County Title 17  
Approving A Petition For Rezone Case #20060831**

**No. 351                    An Ordinance Amending Grays Harbor County Code Chapters 16.16,  
16.20 And 16.36 Pertaining To Placement Of Monuments In**

**Subdivisions By A Licensed Land Surveyor And Correcting  
Applicability Chapter 16.36 To Be Consistent With County Code  
Section 16.08.040**

- No. 352      An Ordinance Amending Grays Harbor County Code Chapter 15.16  
Pertaining To Appeal Filing And Scheduling Limitation Periods For  
Final Orders, Decisions Or Determinations Of The Building Official,  
Fire Marshal And Building Codes Advisory Council.**

**INTERLOCAL AGREEMENTS**

None

The meeting adjourned at 2:48 p.m. to Monday, October 16, 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