

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

January 8, 2007

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, January 8, 2007, at 2:00 p.m. Commissioners Bob Beerbower, Al Carter and Mike Wilson were present. Jim Baker, Senior Deputy Prosecuting Attorney was present. Also in attendance was Donna Caton, Clerk of the Board.

CALL TO ORDER AND FLAG SALUTE

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

MINUTES

December 18, 2006: A motion was made, seconded and passed to approve the minutes of the Commissioners' Meeting of December 18, 2006.

BIDS

1. **Tree Planting:** There was a bid opening for the job of tree planting on Grays Harbor County Lands containing 266 acres more or less. A sample contract containing all specifications and requirements together with all the forms necessary to submit a sealed bid in accordance with the notice were available for inspection at the office of the County Forester, 310 West Spruce, Suite 100, Montesano, Washington. Notice of this bid was advertised in *The Montesano Vidette* on December 14, 21 and 28, 2006. The Clerk of the Board opened and read the following bids received with bid bond attached:

Sierra Reforestation, Tenino, Washington	\$20,850.60
Ramon Coronel Reforestation, Chehalis, Washington	\$22,382.00
Ramirez Reforestation, Chehalis, Washington	\$25,916.00

The bids were referred to the Forestry Department for review and recommendation.

HEARINGS

1. **Consider long subdivision – Applicant – Holbrook, Inc.:** There was a public hearing to consider an application submitted by Holbrook, Inc. for a Long Subdivision permit pursuant to Grays Harbor County Code Title 16, to subdivide the existing eight-acres of land into eight-lots. The project is proposed at 197 Monte Elma Road, on the property having Assessor's parcel #170704420010, approximately one-mile East of Montesano, within the Northwest quarter of the Southeast quarter of Section 4, Township 17 N., Range 7, W.W.M., Grays Harbor County, Washington. Notice of this hearing was

advertised in *The Montesano Vidette* on December 21 and December 28, 2006. Chairman Beerbower asked for a staff report. Suresh Bhagavan, County Planner reported that prior to the public hearing the applicant and the Board of County Commissioners were provided a packet containing the following materials. The materials below were entered into the record, by reference without reading, at the public hearing:

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

On December 5, 2006 the Planning Commission recommended approval of this application. Chairman Beerbower asked for public comment from the applicant. Hari Sharma, with Berglund, Schmidt and Associates reported that he represents the applicant. Mr. Sharma provided a report pertaining to the application. 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 Long Subdivision permit (Case #20061789).

2. Supplemental Budget – Illahee Oyehut Water: There was a public hearing to consider Supplemental Budget as follows: Illahee Oyehut Water, #402-000-000 in the amount of \$20,000. Notice of this hearing was advertised in *The Montesano Vidette* on December 21 and 28, 2006. Chairman Beerbower asked for a staff report. Rose Elway, Budget Director, reported that the request is for \$20,000 for the 2006 Illahee Oyehut Water budget due to an increase in water sales. Funds will be used to provide additional funding in the public utilities services category.

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. 2007-01 – Authorizing a Supplemental Extension in the Budget of the Grays Harbor County Miscellaneous Fund Illahee Oyeht Water #402-000-000.

3. Supplemental Budget – Special Projects Fund: There was a public hearing to consider Supplemental Budget as follows: Special Projects Fund #101-000-000 in the amount of \$75,000. Notice of this hearing was advertised in *The Montesano Vidette* on December 28, 2006 and January 4, 2007. Chairman Beerbower asked for a staff report. Rose Elway, Budget Director, reported that the request is for the 2007 Special Projects Fund for a \$75,000 grant received from the Interagency Committee for Outdoor Recreation. This grant is for Salmon Recovery – coastal regionalization scoping. Funds will be used in professional services and for lead entity time.

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. 2007-02 – Authorizing a Supplemental Extension in the Budget of the Grays Harbor County Special Projects Fund #101-000-000.

PRESENTATION

None

COMMISSIONERS

1. Call for bid – District Court Indigent Defense Contract and Juvenile Court Defense: January 22, 2007 at 2:00 p.m. is the date and time set for a bid for contracts to be awarded for public defense for juvenile court to relieve areas of conflict and workload. A grant was received from the State of Washington for criminal defense matters. As part of the grant requirements, it will be necessary to devote money for the improvement of public defense.

2. Re-appointment to Mental Health Advisory Board: A motion was made, seconded and passed to reappoint Pauline Berg to serve on the Mental Health Advisory Board for a three-year term.

3. Resolution approving Boundary Line Adjustment: A motion was made, seconded and passed to approve **Resolution No. 2007-03 – Resolution of the Grays Harbor County Board of Commissioners approving a boundary adjustment to include the portion of a certain parcel of land lying within unincorporated Grays**

Harbor County to be included within the corporate boundaries of the City of McCleary.

DEPARTMENTS

ASSESSOR

1. **Request Approval, Surplus Equipment:** A motion was made, seconded and passed to approve the request to declare certain items including computer monitors and one (1) HP LJ 4V printer, two (2) IBM Electric Typewriters and one (1) HP LJ 4 Plus printer as surplus and removed from the office and disposed of. These items are either office surplus or are no longer working. The computer monitors are currently being reported on the Assessor's inventory list. Because computer monitors are not required to be listed on inventory, approval was granted that they be removed from the inventory at this time.

AUDITOR

1. **Request Approval, December Expenditures:** A motion was made, seconded and passed to accept expenditures for December 2006 as follows: Claims \$3,836,483.17 Salary \$2,271,080.39, for a total of \$6,107,563.56.

FORESTRY

1. **Elk River Easement Amendment:** A motion was made, seconded and passed to approve an easement amendment between Grays Harbor County and the Washington Department of Natural Resources (DNR) covering certain roads within the Elk River Natural Resource Conservation area (NRCA). The county has perpetual road easements across many of the roads that currently exist within the Elk River NRCA. Following the recent sale of certain property located within the NRCA boundaries to the DNR, some of the roads are no longer needed for the management of the remaining county lands. The purpose of the easement amendment is to clean up the original easement document to correctly cover only those roads now needed by both parties to provide access to their perspective property. There is no monetary consideration regarding the amendment.

MANAGEMENT SERVICES

1. **Request Approval, 2007 Salary Resolution:** A motion was made, seconded and passed to approve **Resolution No. 2007-04 – Fixing Compensation of Employees from and after January 1, 2007.** The AFSCME Courthouse, AFSCME Public Works,

Sheriff's Corrections and Sheriff's Clerical Divisions have been negotiated at a 2% increase over the 2006 salaries with the Sheriff's Department Criminal Division still in negotiations.

2. Request Approval, Amend Resolution 2004-53, designation of Washington County Risk Pool Representative and specifying the County deductible for October 1, 2006 to September 30, 2007: The Washington County Risk Pool (WCRP) has requested that Grays Harbor County redesignate employee representatives voting on the Pool Board. A motion was made, seconded and passed to approve **Resolution No. 2006-05 – a Resolution Amending Resolution 2004-53**. This resolution names Bob Beerbower the voting Board member, Rose Elway, Budget Director for alternate and Anne Sullivan, Risk Manager/Claims Administrator as second alternate. Additionally, the resolution specifies the County deductible as \$25,000 for the WCRP year October 1, 2006 to September 30, 2007.

3. Request Approval, 2007 CDBG Public Service Block Grant: A motion was made, seconded and passed to approve the following documents with regard to the \$169,125 CDBG 2007 Public Services Grant:

- Original and two copies of grant agreement
- Two Signature authorization forms

These documents will be submitted to Department of Community Trade and Economic Development (DCTED).

4. Request Approval, Establishing Fund #115-000-000 NOAA Radio-DEM: Grays Harbor, Jefferson and Pacific Counties, the Quinault Indian Nation, Weyerhaeuser, Mark Reed Hospital and KXRO/KDUX Radio have entered into a cooperative agreement and agreed to participate in the maintenance of the National Weather Service NOAA Weather Radio site at Mt. Octopus. The annual contribution is \$200.00 from each agency over the next 50 years ending in 2050. Grays Harbor County Emergency Management has agreed to be the lead entity and will oversee site maintenance and billings to the various agencies. A motion was made, seconded and passed to approve **Resolution No. 2007-06 – Establishing a Grays Harbor County Miscellaneous Fund NOAA Radio Dem Fund #115-000-000**. This resolution establishes a new fund as a result of this agreement and for collection of the annual contributions and accounting for any costs associated with the operation of this site.

5. Request Approval, Transfer Resolution – Distressed Area Capital: The Board of County Commissioners has approved the Grays Harbor Public Development Authority's request for a one time grant of \$200,000 for building a 40,000 square foot building shell from the .08 Distressed Area Capital Fund. This request was also approved by the Rural .08 Advisory Committee of the Grays Harbor Economic Development Council. A motion was made, seconded and passed to approve **Resolution No. 2007-07 – Transferring Items in the Grays Harbor County Miscellaneous Fund Distressed Area Capital #310-000-000**. This resolution is necessary to transfer the funds.

6. 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 2007 budget. \$144,735 is budgeted for the WSU Extension Programs which include the 4-H Youth Program, agriculture/horticulture, marine resources/administration and family living. Grays Harbor County will contribute \$34,622 for operation support of the program.

PUBLIC HEALTH AND SOCIAL SERVICES

1. Request Approval, Amend contract with Providence St. Peter Hospital: A motion was made, seconded and passed to approve an amendment to the County's contract with Providence St. Peter Hospital for Chemical Dependency treatment services. \$52,123 is added to fund staffing at the local Division of Children and Family Services office and to expand adult outpatient treatment. All funding is derived from the contract with the State DSHS Division of Alcohol and Substance Abuse.

2. Request Approval, Amend contract with Arc of Grays Harbor: A motion was made, seconded and passed to approve an amendment to the County's contract with the Arc of Grays Harbor. \$8,000 is provided for Arc to fund a Community Project to encourage businesses to increase inclusion of people with developmental disabilities.

3. Request Approval, Extension of lease agreement with the State Department of Transportation: A motion was made, seconded and passed to approve an extension to the County's Airspace Lease Agreement with the State Department of Transportation. The department is continuing to use DOT property to site their mobile syringe exchange van for three hours each week. The Lease payment is set at \$150 per year.

4. Request Approval, Amend contract with Clark County: A motion was made, seconded and passed to approve an amendment to the County's contract with Clark County. Clark County has been managing the development and implementation of the

mental health data system since 2002. The system is shared by six RSNs. The amendment calls for the department to pay \$17,294 in 2007 as the department's share of the work to further implement the electronic medical record portion of the data system.

PUBLIC SERVICES

1. **Request Approval, Advertise for bids – 2007 emulsified asphalt contract:** A motion was made, seconded and passed to authorize the department to advertise for bids for the 2007 emulsified asphalt contract. Bid publications would be January 11, 18 with a bid opening of February 5, 2007, at 2:00 p.m.
2. **Request Approval, Amend agreement with Washington State Department of Military and Dept. of Homeland Security:** A motion was made, seconded and passed to approve an amendment to the Agreement with the Washington State Military Department and the Department of Homeland Security. The amendment increases the amount of the grant from \$154,140 to \$181,289.
3. **Request Approval, Personal Services contract with Enviro Vision Corp. – North River Road:** EnviroVision Corporation has submitted a proposal to monitor the effectiveness of the wetland mitigation site on North River Road. The estimated cost for this work is \$10,130.00. This work is required by the Army Corps of Engineers part of the Nationwide Permit. A motion was made, seconded and passed to approve two (2) Personal Services Contracts for the North River Road Realignment, M.P. 3.25 to M.P. 3.95/C-96130-31. The department recommended approval of these contracts with EnviroVision Corporation.
4. **Request Approval, Contract documents – Middle Satsop Road Boat Launch Curve Realignment:** A motion was made, seconded and passed to approve four (4) sets of contract documents for the Middle Satsop Road Boat Launch Curve Realignment, M.P. 2.42 to M.P. 3.04/STPH-T141- (002), TA-2408, C-97250-11. This project was awarded to the low bidder, Wilder Construction Company of Olympia, Washington. The department recommended approval of these contracts.
5. **Request Approval, Advertise for bids, authorize purchase of a knuckle crane:** A motion was made, seconded and passed to authorize approval to purchase and advertise for bids for a knuckle crane, which would be purchased by the Solid Waste Department. February 5, 2007 at 2:00 p.m. is the date and time set for bid opening for a knuckle crane.

6. Request Approval, Advertise for bids, authorize purchase – vehicles: A motion was made, seconded and passed to purchase and advertise for bids for the following items listed:

- (2) Two, medium size sedans.
- (4) Four, rear wheel drive pursuit vehicles.
- (1) One, full size sport utility vehicle.
- (1) One, medium size sport utility vehicle.
- (1) One extended cab 4x4 pickup.
- (1) One cab and chassis, 1 ton

February 5, 2007 at 2:00 p.m. is the date and time set for the bid opening for the above listed items.

7. Request Approval, Set hearing date – application for road variance – Keith McMaster: January 22, 2007 at 2:00 p.m. is the date and time set for a public hearing to consider an application submitted by Keith McMaster for a road variance, 2006-2387. The request is to allow the use of an existing sub-standard road for a private subdivision road to serve two lots in connection with a preliminarily approved 2-lot Short Plat.

The following item was added after the agenda was prepared:

8. Request Approval, FEMA Funding Application – Resolution Designating Agent: A motion was made, seconded and passed to approve two (2) copies of the FEMA Public Assistance Grant Agreement and **Resolution No. 2007-08 – Designation of Applicant’s Agent**. These submittals are necessary for the county to apply for Federal Disaster Funds for the disaster event beginning November 6, 2006. This resolution and the Grant Agreement will authorize the County to apply for FEMA Disaster Assistance.

SHERIFF

1. Request Approval, Purchase agreement with Spillman Technologies, Inc.: A motion was made, seconded and passed to approve a purchase agreement between Grays Harbor County Sheriff’s department and Spillman Technologies, Inc. The Agreement is for Spillman professional services for the amount of \$13,780.

TREASURER

1. Request Approval, Cancel Personal Property Tax Rolls: A motion was made, seconded and passed to approve **Resolution No. 2007-09 – Canceling Personal Property Taxes Pursuant to RCW 84.56.240**. Pursuant to RCW 84.56.240 this

resolution authorizes the submitted list of Personal Property Taxes to be canceled from the Personal Property Tax Rolls.

ANNOUNCEMENTS

A motion was made, seconded and passed to cancel the meeting scheduled for January 15, 2007 in observation of the Martin Luther King holiday.

CORRESPONDENCE

The Clerk of the Board announced the following correspondence:

1. A Claim (#C-523-06) against Grays Harbor County was received from John P. Niels, Sr. The Claim was referred to the prosecuting attorney for processing.
2. A Claim (#C-524-06) against Grays Harbor County was received from William J. Bennett. The Claim was referred to the prosecuting attorney for processing.

The following item was added after the agenda was prepared.

ELECT CHAIRMAN

A motion was made, seconded and passed to elect Al Carter to serve as chair of the Board of County Commissioners for the year 2007.

PUBLIC COMMENT

Chairman Carter asked for public comment. He announced that comments would be limited to five minutes. Comments and statements will be received and questions should be submitted in writing. If an appointment with a commissioner is required that issue will be addressed following the meeting. Stanley Blunt, resident of Aberdeen, Washington made comment regarding the agreement with the Washington State Department of Military and Department of Homeland Security. Mr. Blunt distributed a packet of material regarding the County's contract with Pacific Consulting and Management. Mr. Blunt outlined the Employment Eligibility Verification form.

The Clerk of the Board read into the record a letter dated January 8, 2007 and received from James Baker, Senior Deputy Prosecuting Attorney. The subject was employment eligibility verification requirements in forest product sale contract.

Ron Armstrong, resident of Hoquiam, Washington made comment regarding a conversation with Mr. Baker concerning an adoption by reference and an amendment. Mr. Armstrong made comment regarding infringement on his rights as a citizen and believes what he does in the privacy of his home should be his business providing it does not impact others. Chairman Carter agreed to meet with Mr. Armstrong following this meeting.

Terry Franklin, resident of Elma, made comment regarding a development occurring on property at Power Street and Elma Road by the Weyerhaeuser Development Company. Ms. Franklin outlined developmental concerns.

There was no additional public comment.

STAFF MEETINGS

The Board held staff meetings on Monday, January 8, 2007, 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; Ron Strabbing, Treasurer, Larry Smith, Forester, Maryann Welch, Public Health and Social Services and Paul Easter, Department of Public Services.

The Board approved the following:

RESOLUTIONS

- | | |
|--------------------|---|
| No. 2007-01 | Authorizing a Supplemental Extension in the Budget of the Grays Harbor County Miscellaneous Fund Illahee Oyehut Water #402-000-000. |
| No. 2007-02 | Authorizing a Supplemental Extension in the Budget of the Grays Harbor County Special Projects Fund #101-000-000. |
| No. 2007-03 | Resolution of the Grays Harbor County Board of Commissioners approving a boundary adjustment to include the portion of a certain parcel of land lying within unincorporated Grays Harbor County to be included within the corporate boundaries of the City of McCleary |
| No. 2007-04 | Fixing Compensation of Employees from and after January 1, 2007 |

- No. 2007-05 A Resolution Amending Resolution 2004-53**
- No. 2007-06 Establishing a Grays Harbor County Miscellaneous Fund
NOAA Radio Dem Fund #115-000-000**
- No. 2007-07 Transferring Items in the Grays Harbor County Miscellaneous
Fund Distressed Area Capital #310-000-000**
- No. 2007-08 Designation of Applicant’s Agent**
- No. 2007-09 Canceling Personal Property Taxes Pursuant to RCW
84.56.240**

ORDINANCES

None

INTERLOCAL AGREEMENTS

None

The meeting adjourned at 2:50 p.m. to Monday, January 22, 2007 at 2:00 p.m.

BOARD OF COMMISSIONERS
For Grays Harbor County
This _____ day of _____, 2007

ALBERT A. CARTER, Chairman
Commissioner, District 3

BOB BEERBOWER, Commissioner, District 1

MIKE WILSON, Commissioner, District 2

ATTEST:

Donna Caton
Clerk of the Board