

## MINUTES

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

July 2, 2007

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

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

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

#### **MINUTES**

**June 25, 2007:** A motion was made, seconded and passed to approve the minutes of the regular meeting of June 25, 2007.

#### **BIDS**

None

#### **HEARINGS**

**1. Supplemental Budget – Fair Fund:** There was a public hearing was to consider Supplemental Budget as follows: Fair Fund #103-000-000 in the amount of \$40,000. Notice of this hearing was published in the *Montesano Vidette* on June 21, and June 28, 2007. Commissioner Beerbower asked for a staff report.

Rose Elway, Budget Director reported that the supplemental budget hearing is for the Fair Fund to request that \$40,000 be moved from the beginning fund balance to various categories in the Fair Fund. Funds will be used within extra help, ground supplies, repairs and maintenance, and small tools categories.

Commissioner 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. 2007-73 – Authorizing a Supplemental Extension in the Budget of the Grays Harbor County Fair Fund #103-000-000.

## **PRESENTATIONS**

None

## **COMMISSIONERS**

1. **Re-appointment to Board of Equalization:** A motion was made, seconded and passed to re-appoint Brian Sterling to a second term on the Board of Equalization ending June 28, 2010.

## **DEPARTMENTS**

### **FORESTRY**

1. **Request Approval, Award Forestry Contract – Pre-Commercial Thinning:** A motion was made, seconded and passed to award the Precommercial Thinning Contract PCT2007 to Ramirez Reforestation, Inc. at \$93.98 per acre for a total contract value of \$30,073.60.

## **JUVENILE COURT SERVICES**

1. **Request Approval, Agreement with Department of Social & Health Services – Division of Community Programs:** A motion was made, seconded and passed to approve three original Agreements for DSHS Agreement Number 0763-21733, between the Grays Harbor County Juvenile Court and Juvenile Rehabilitation Administration for continuation of services. The contract period will be from July 1, 2007 through December 31, 2007. This contract will effect a continuation of services at approximately the same reimbursement amount and rate as was allowed during fiscal year 2007. William B. Trivison, Administrator of Grays Harbor County Juvenile Court recommended approval of this contract.

## **MANAGEMENT SERVICES**

1. **Request Approval, Surplus Property:** A motion was made, seconded and passed to approve a request to declare the following equipment as surplus property:

HP Mainframe Printer – 1200LPN (purchased April, 1997)  
HP Mainframe Printer – 800LPN (purchased April, 1997)  
HP 21 Monitor – (purchased April, 1997)

These items are no longer in use and have no value.

**2. Request Approval, Set Supplemental Budget Hearing – General Fund Health & Social Services:** July 16, 2007 at 2:00 p.m. is the date and time set for a public hearing to consider supplemental budget in the General Fund Health and Social Services Department for \$3,200 due to additional funding received through the Department of Social and Health Services Division of Alcohol and Substance Abuse contract. Funds will be used for a staff member to go to prevention training.

**3. Request Approval, Amend Agreement with Manley Services regarding Flexible Spending Plan:** A motion was made, seconded and passed to approve an Amendment to the Grays Harbor County Flexible Spending Account Plan with Manley Services. As a result of a new IRS regulation, this amendment will allow participants in the dependent care account to take advantage of the grace period if they have unused dollars left in their account.

## **PUBLIC SERVICES**

**1. Request Approval, Resolution Transferring all Rights, Title, and Interest to Washington State – Shafer Road #13600:** The Department received a request from J. Paul Malmberg with the Washington State Parks to transfer all rights, title and interest the County has in Schafer Road #13600. Jim Baker has issued an opinion in this matter outlining the procedure to follow for the transfer of this road. He states that since this road would not be defined as “useless to the public” you may dispose of it by transferring the County’s interest by a Quit Claim Deed, to the State, thus preserving the public’s interest. The Department recommended quitclaiming these rights to the State of Washington. A motion was made, seconded and passed to approve **Resolution No. 2007-74 – Order of Conveyance in the Matter of Quitclaiming all of the Right of Way of Schafer Road #13600 Lying Westerly of State Route 105, in Section 24, Township 16 North, Range 12 West, W.M., Grays Harbor County.**

**2. Request Approval, Grant Agreement with National Fish & Wildlife Foundation – Restoration along Mox Chehalis Creek:** A motion was made, seconded and passed to approve a grant agreement between the National Fish and Wildlife Foundation (NFWF) and Grays Harbor County. The grant awarded by NFWF will be instrumental to the proposed restoration and re-establishment of 1,200 feet of riparian habitat along Mox Chehalis Creek at the Straddleline ORV Park. The \$37,150 grant dollars will be matched by the time of Park staff and volunteers and in-site equipment and materials.

**3. Request Approval, Prospectus and Local Agency Agreement for Federal Project, Safe Routes to School Program:** The Aberdeen School District has received funding for completing the sidewalk along School Road near the Central Park Elementary School. The District has requested that the County act as the Certification Authority (CA) in this project. A motion was made, seconded and passed to approve two (2) copies of the project prospectus and two (2) copies of the Local Agency Agreement for this federally funded safety project.

**4. Request Approval, Award Bid – North River Road Emergency Repair Project:** A motion was made, seconded and passed to award the bid for the North River Road Emergency Repair Project M.P. 3.6 to M.P. 4.0 – ER-0601(010), E-96130-64, TA-3081 to the low bidder, Rognlin's Inc., of Aberdeen, Washington. The low bid of \$255,610.00 was submitted by Rognlin's Inc. This bid is 7.95% above the Engineer's Estimate. The department recommended the contract be awarded to Rognlin's Inc., of Aberdeen, Washington.

**5. Request Approval, Set Hearing Date – Road Variance Request by Tim and Sandra Motzer:** July 16, 2007 at 2:00 p.m. is the date and time set for a public hearing to consider a Road Variance request, Case 2007-0880 by Tim and Sandra Motzer. The request is for a variance from Private Roadway Standards prior to application for Preliminary approval of a long plat subdivision permit pursuant to Grays Harbor County Code Chapters 16.20, to subdivide approximately 12-acres of land into 6-lots with wetland areas preserved in open space tracts. The project is proposed on the property having Assessor's Parcel 16122413004 in the Northeast Quarter of Section 24, Township 16N., Range 12 W.W.M., near Westport, Washington.

### **ANNOUNCEMENTS**

None

### **CORRESPONDENCE**

The Clerk of the Board announced the following correspondence:

1. A lawsuit #L-529-07 (amended) was received from Richard D. Lovely and Marsha L. Lovely against Grays Harbor County and David F. Timmons and Arletta Timmons. The lawsuit was referred to the Prosecuting Attorney's office.

**PUBLIC COMMENT:**

Commissioner Beerbower asked for public comment. He announced that comments and statements only would be accepted and would be limited to five minutes. Questions should be submitted in writing.

Ron Armstrong, Hoquiam, Washington presented a letter to the Commissioners regarding an issue involving the East Wishkah Road. Mr. Armstrong requested a response regarding the letter.

Avis French announced that she is the sister of Sunde Chaney. Ms. French reported that a plaque in memory of Sunde has not been added to the courthouse garden.

There was no additional public comment.

**EXECUTIVE SESSION:**

Commissioner Beerbower announced that the Board would recess from their regular meeting for an Executive Session to discuss pending litigation. The Board recessed at 2:20 p.m. to executive session for an estimated fifteen minutes. At 2:33 the Board reconvened from Executive Session. Commissioner Beerbower announced that no decisions were made and no action was taken.

**STAFF MEETINGS**

The Board held staff meetings on Monday, July 2, 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 Bill Trivison, Juvenile Court Services, and Paul Easter and Brian Shea with the Department of Public Services.

The Board approved the following:

**RESOLUTIONS**

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|--------------------|--|
| <b>No. 2007-73</b> | <b>Authorizing a Supplemental Extension in the Budget of the Grays Harbor County Fair Fund #103-000-000</b>  |
| <b>No. 2007-74</b> | <b>Order of Conveyance in the Matter of Quitclaiming all of the Right of Way of Schafer Road #13600 Lying Westerly of State Route 105, in Section 24, Township 16 North, Range 12 West, W.M., Grays Harbor County.</b> |

**ORDINANCES**

None

**INTERGOVERNMENTAL AGREEMENTS**

None

The meeting adjourned at 2:33 p.m. to Monday, July 9, 2007 at 2:00 p.m.

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

\_\_\_\_\_  
*excused*  
ALBERT A. CARTER, Chairman  
Commissioner, District 3

\_\_\_\_\_  
BOB BEERBOWER, Commissioner, District 1

\_\_\_\_\_  
MIKE WILSON, Commissioner, District 2

ATTEST:

\_\_\_\_\_  
Donna Caton  
Clerk of the Board