

## MINUTES

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

July 16, 2007

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, July 16, 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 Carter called the meeting to order with the pledge of allegiance.

#### **MINUTES**

**July 02, 2007 and July 09, 2007:** A motion was made, seconded and passed to approve the minutes of the regular meeting of July 02, 2007. A motion was made, seconded and passed to approve the minutes of the regular meeting of July 09, 2007.

#### **PRESENTATION:**

None

#### **BIDS**

None

#### **HEARINGS**

1. **Road Variance Request – Tim & Sandra Motzer:** There was a public hearing to consider the following: Tim and Sandra Motzer submitted a request for variance from Private Roadway Standards prior to an application for a Long Subdivision permit pursuant to Grays Harbor County Code Title 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 Northwest Quarter of Section 24, Township 16N., Range 12 W.W.M., near Westport, Washington. Further information on the application was available from Grays Harbor County Planning Division, 100 West Broadway, Suite 31, Montesano, Washington. Notice of this hearing was published in the *Montesano Vidette* on July 5, and July 12, 2007. Chairman Carter asked a staff report. Jane Hewitt, Planning and Building Division for Grays Harbor County reported that prior to this hearing the applicant and the Board of County Commissioners received the following material. Ms. Hewitt requested the materials be entered into the record without reading:

1. Memorandum dated July 11, 2007 from Ms. Hewitt to the Board of County Commissioners via Paul Easter and Brian Shea.
2. Motzer Application for Three+ Lot Subdivision.
3. Narrative from the applicant explaining the variance request.
4. 6-lot Subdivision Site Design reduced scale map.
5. Engineering details for side slopes.
6. Original proposal which has been revised.
7. Minimum Road Standards Review Checklist for Variance Request Case No. 2007-0880.

Ms. Hewitt reported that the Minimum Road Standards Review Checklist was prepared by Russ Esses, County Road Engineer and he noted the following variance request categories: Easement Width Standard, Roadway Section Standard and Curvature Minimum Standard.

In summary Mr. Esses recommended granting the request subject to the following conditions:

- A reduction in the easement width from 60-feet to 40-feet
- A reduction of side slopes from 3:1 to 1.5:1, or riprap wall constructed to a steeper slope
- Require the applicant to reapply for this variance in the event there is a request that the road be used for future subdivision on the property to the south.

Ms. Hewitt reported that the Grays Harbor County Road Engineer has reviewed the request and recommended that the Board approve this variance for Long Subdivision Case 2007-0881 which serves six lots only.

Chairman Carter asked for public comment. Tim Motzer, applicant provided background information and spoke in support of the variance request. Brian Shea answered questions and provided additional information regarding the roadway. Ron Armstrong, Hoquiam, Washington, made comment regarding County road standards. There was no additional public comment and the hearing was closed.

**Action:** A motion was made, seconded and passed to approve the County Engineer's Report pertaining to Minimum Road Standards Variance Request Case #2007-0880 as follows: (1) A reduction in the easement width from 60-feet to 40-feet. (2) A reduction of side slopes from 3:1 to 1.5:1, eliminating the ditch requirement where the roadway crosses wetland areas. The request for relief from the requirement to improve the roadway from Roadway Section C if and when an additional 6 anticipated lots to the south was denied.

2. **Supplemental Budget – General Fund Health and Social Services:** There was a public hearing to consider a Supplemental Budget as follows: General Fund Health and Social Services #001-000-029 in the amount of \$3200. Notice of this hearing was advertised in the *Montesano Vidette* on July 5 and 12, 2007. Chairman Carter asked for a staff report.

Rose Elway, Budget Director reported that the supplemental budget is in the General Fund Health and Social Services Department for \$3200 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.

Chairman 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 Resolution No. 2007-79 – Authorizing a Supplemental Extension in the Budget of the Grays Harbor County General Fund Health and Social Services Department #001-000-029.

### **PROCLAMATIONS**

None

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

### **COMMISSIONERS**

1. **Set Hearing Date – August 6<sup>th</sup>, Wildcat Aquifer Moratorium:** August 6, 2007 at 2:00 p.m. is the date and time set for a public hearing to consider the Wildcat Aquifer Moratorium.

### **DEPARTMENTS**

## **AUDITOR**

1. **Request Approval, Surplus Camera:** A motion was made, seconded and passed to grant approval to remove the following item from inventory as surplus to the Auditor's needs and turn over to the County Treasurer for sale or disposal. One (1) Canon A50 Digital Camera, inventory #0097, purchased in 1999. Estimated value would be approximately \$20.

## **FORESTRY**

1. **Request Approval, Utility Easement Request – Mr. and Mrs. Preston Crow:** A motion was made, seconded and passed to approve the request for a utility easement over a small lot owned by the County located in South Aberdeen. Mr. and Mrs. Preston Crow are in the process of constructing a new home on their property, which is directly adjacent to the County lot. In order for the PUD to connect the power to their home, an easement is required to string overhead wires across the corner of the county lot. The Forestry Department recommended that the easement be granted.

2. **Request Approval, Award Forestry Mechanical Site Preparation contract:** A motion was made, seconded and passed to award the Mechanical Site Preparation Contract PILE2007 to James Peterson Trucking for a contract value of \$8,365.06.

3. **Request Approval, Award Cedar Salvage Sale contract:** A motion was made, seconded and passed to award the Cedar Salvage Contract to Cisneros Cedar who was the successful bidder of the Cedar Salvage Sale held on July 10, 2007 for a lump sum value of \$221,810.90.

## **MANAGEMENT SERVICES**

1. **Request Approval, ORV Park Use Agreement – Spanaway Moonshiners/Pacific NW 4 Wheel Drive Association:** A motion was made, seconded and passed to approve two copies of an ORV Park Operation Agreement for Spanaway Moonshiners or Pacific NW 4-Wheel Drive Association for the dates of July 21 and 22, 2007.

2. **Request Approval, Grant Agreement – USFS Title II Quinault River Bank Protection Project:** A motion was made, seconded and passed to approve two copies of the USFS Title II Quinault River Bank Protection Project Grant. Grays Harbor County will receive \$27,000 for this project which involves placement of large woody debris for stabilization of approximately 500 linear foot segment of the river bank line area and to protect fish habitat. The project has a short term proposal window of July 15, 2007 to

August 31, 2007 and it is intended to address an emergency condition anticipated to occur during the winter months of 2007 and early 2008.

3. **Request Approval, Neilton Landscaping Inc. Agreement – USFS Title II Quinault River Bank Protection Project:** A motion was made, seconded and passed to approve two copies of the Neilton Landscaping Inc. Agreement for the USFS Title II Quinault River Bank Protection Project totaling \$14,050. This project involves placement of large woody debris for stabilization of approximately 500 linear foot segment of the river bank line area and to provide fish habitat on the John Olson property. Neilton Landscaping Inc. will be providing the equipment and operators to complete the project. The project has a short term proposal window of July 15, 2007 to August 31, 2007 and it is intended to address an emergency condition anticipated to occur during the winter months of 2007 and early 2008.

4. **Request Approval, John Olson Agreement – USFS Title II Quinault River Bank Protection Project:** A motion was made, seconded and passed to approve two copies of the John Olson Agreement for the USFS Title II Quinault River Bank Protection Project totaling \$4,600. This project involves placement of large woody debris for stabilization of approximately 500 linear foot segment of the river bank line area and to provide fish habitat on the John Olson property. The project has a short term proposal window of July 15, 2007 to August 31, 2007 and it is intended to address an emergency condition anticipated to occur during the winter months of 2007 and early 2008.

5. **Request Approval, Lake Quinault Community Action Forum Agreement – USFS Title II Quinault River Bank Protection:** A motion was made, seconded and passed to approve two copies of the Lake Quinault Community Action Forum Agreement for the USFS Title II Quinault River Bank Protection Project totaling \$7,100 and volunteers in kind documentation. This project involves placement of large woody debris for stabilization of approximately 500 linear foot segment of the river bank line area and to provide fish habitat on the John Olson property. The project has a short term proposal window of July 15, 2007 to August 31, 2007 and it is intended to address an emergency condition anticipated to occur during the winter months of 2007 and early 2008.

## **PUBLIC HEALTH AND SOCIAL SERVICES**

1. **Request Approval, CHOICE Regional Health Network contract:** A motion was made, seconded and passed to approve a contract with CHOICE Regional Health Network. CHOICE serves a five-county region and locally provides a program to assist low-income persons in signing up for health care coverage through Medicaid, the Children's Health Plan, Basic Health Plan or other subsidized health care. They provide

an Access Coordinator on-site in the building to perform this function. Their involvement has greatly expanded the number of people in Grays Harbor County with access to paid health care. With this contract, the department is providing funding for CHOICE to continue to provide services one day a week at the Pearsall Building in both English and Spanish. The total amount is \$6,000 for July through December 2007.

**2. Request Approval, Contract with State 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. The funding level is increased by \$169,739. Statements of Work for Family Planning and Group B Water Systems have been modified. The additional funding is provided for the Male Teen Pregnancy Prevention Program, Tobacco Prevention and Family Planning.

**3. Request Approval, Program Agreement with State DSHS Division of Developmental Disabilities:** A motion was made, seconded and passed to approve an amendment to the County's current contract with the State DSHS Division of Developmental Disabilities. The Agreement provides \$16,000 to support the local Parent to Parent support program. A motion was made, seconded and passed to approve an amendment to the County's current contract with the State DSHS Division of Developmental Disabilities. The Department has contracted with ARC to continue to implement this program.

**4. Request Approval, Change ownership and control of a contract with Behavioral Healthcare Options, Inc.:** A motion was made, seconded and passed to approve a contract between the County and Behavioral Healthcare Options, Inc. (BHO) for mental health utilization management services. The Department has been notified by BHO that this parent company has merged with another company. As a result, the ownership and control of BHO will change. The change will not affect the business arrangements with BHO. They are requesting that the County consent to the change of ownership and control.

## **PUBLIC SERVICES**

**1. Request Approval, CRP Resolution and Award bid – North River Road Culvert Replacement:** A motion was made, seconded and passed to award the North River Road Culvert Replacement project to Rognlin's Inc. of Aberdeen, Washington. The low bid of \$537,850 was submitted by Rognlin's Inc. This bid is 37% above the Engineer's Estimate. Also approved was an amended CRP Resolution allowing for \$145,000 increase in cost. The total cost of this project is now \$682,000 with the County share being \$527,400. Salmon Recovery Funding Board (SRFB) will provide \$154,600.

The Department recommended the contract be awarded to Rognlin's Inc. of Aberdeen, Washington.

**2. Request Approval, Pedestrian Crossing Maintenance Agreement (State Route 109):** A motion was made, seconded and passed to approve the Pedestrian Crossing Maintenance Agreement between Grays Harbor County and the Seabrook Land Company LLC. This Agreement has been reviewed and approved as-to-form by the Grays Harbor County Prosecuting Attorney's office. The process to finalize the on-going maintenance of pedestrian facilities located in the State Route 109 right-of-way adjacent to the Seabrook development in Pacific Beach will involve two agreements: (1) the Pedestrian Crossing Maintenance Agreement and (2) a subsequent General Maintenance Agreement GM-1465 between the County and the Washington State Department of Transportation. The Department recommended this Pedestrian Crossing Maintenance Agreement between Seabrook Land Company LLC and Grays Harbor County be approved to begin the process for on-going maintenance and related funding.

**3. Request Approval, Local Agency Agreement Supplement 3 – Cougar Smith Road Middle Satsop River Bridge Replacement:** A motion was made, seconded and passed to approve the Local Agency Agreement Supplement #3 which transfers unused federal funds to categories that exceeded original funding limits.

**4. Request Approval, Local Agency Agreement Supplement 2 – North River Road Emergency Slide Repair:** A motion was made, seconded and passed to approve the Local Agency Agreement Supplement #2 requesting additional Federal Funds to cover higher bid costs than anticipated. The North River slide occurred in January 2006 due to storm damage.

**5. Request Approval, Contract Amendment with CTED – Housing Rehabilitation Grant:** A motion was made, seconded and passed to approve a contract amendment between Grays Harbor County and the Department of Community Trade and Economic Development. The amendment will extend the contract expiration date from July 31, 2007 until December 31, 2007. This time extension will allow NeighborWorks of Grays Harbor County time to complete several outstanding housing rehabilitation projects.

**6. Request Approval, Amend contract with NeighborWorks of Grays Harbor:** A motion was made, seconded and passed to approve a revised contract to provide Neighborhood Revitalization Services between Grays Harbor County and Aberdeen Neighborhood Housing Services, Inc. DBA NeighborWorks of Grays Harbor County. The revised subrecipient agreement includes language related to the requirement for the special audit if the aggregate of \$500,000 in federal funds is reached.

**7. Request Approval, Set hearing date – Preliminary Plat Approval of a 58-Lot Cluster Subdivision:** August 6, 2007 at 2:00 p.m. is the date and time set for a public hearing to consider a request by Seabrook Land Company for preliminary plat approval of Cluster Subdivision with Planned Unit Development, Case #2007-0242. The Grays Harbor County Planning Commission voted unanimously for recommending approval of the 58-Lot Cluster Subdivision /PUD.

**8. Request Approval, Set hearing date – Amend County Code Chapter 14.03 Forest Practices:** Section 2 of Washington State Senate Bill 5883 directs County's to deny development permit applications if the subject property has been named in a notice of conversion to non-forestry uses. Therefore, a new section to Chapter 14.03 Forest Practices of the Grays Harbor County Code is required whereby the issuing official of both development and planning permits will ensure that the property under study has not been subject to a notice of conversion to non-forestry uses under RCW 76.09.060. July 30, 2007 at 2:00 p.m. is the date and time set for a public hearing to consider the proposed new section to Chapter 14.03 of the County Code.

### **TREASURER**

**1. Request Approval, Resolution – Declaration of Surplus, Order of Sale for Tax Title Property:** Ron Strabbing, County Treasurer presented a request to declare 28 parcels of tax title property surplus, establish a minimum bid on each parcel and authorize the sale of these parcels by public auction. The list of properties was developed based on sale request received by the Treasurer's office. The Treasurer is planning to offer these properties for sale via sealed bid. As many of the parcels request for sale were received from individuals outside the area it seemed this was the most appropriate way to proceed with the sale. A motion was made, seconded and passed to approve **Resolution No. 2007-80 – Declaration of Surplus Order of Sale for Tax Title Property.**

### **ANNOUNCEMENTS**

None

### **CORRESPONDENCE**

The Clerk of the Board announced the following correspondence:

1. A Claim (#C-535-07) was received on behalf of the estate of Beverly Joyce Johnson. The claim was referred to the Claims Review Committee and the Prosecuting Attorney.

**PUBLIC COMMENT:**

Chairman Carter 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.

Terry Franklin, East Grays Harbor County made comment regarding development activity in her area. Ron Armstrong, Hoquiam, Washington commented regarding Grays Harbor County road standards.

There was no additional public comment.

**STAFF MEETINGS**

The Board held staff meetings on Monday, July 16, 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 Larry Smith, Forestry Department, Maryann Welch, Department of Public Health and Social Services, Ron Strabbing, Treasurer and Paul Easter, Kevin Varness, Brian Shea, Jane Hewitt and Anne Sullivan of the Department of Public Services.

The Board approved the following:

**RESOLUTIONS**

- |                    |  |
|--------------------|--|
| <b>No. 2007-79</b> | <b>Authorizing a Supplemental Extension in the Budget of the Grays Harbor County General Fund Health and Social Services Department #001-000-029</b> |
| <b>No. 2007-80</b> | <b>Declaration of Surplus Order of Sale for Tax Title Property</b>   |

**ORDINANCES**

None

**INTERGOVERNMENTAL AGREEMENTS**

None

The meeting adjourned at 2:48 p.m. to Monday, July 23, 2007 at 2:00 p.m.

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

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ALBERT A. CARTER, Chairman  
Commissioner, District 3

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BOB BEERBOWER, Commissioner, District 1

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MIKE WILSON, Commissioner, District 2

ATTEST:

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Donna Caton  
Clerk of the Board