

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

January 28, 2008

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, January 28, 2008, 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

January 14, 2008: A motion was made, seconded and passed to approve the minutes of January 14, 2008.

BIDS

None

HEARINGS:

1. **Ordinance – Public Records:** There was a public hearing to consider an ordinance adding a new chapter to Title 2 of the Grays Harbor County Code to establish the procedures Grays Harbor County will follow in order to provide full access to public records as provided by Chapter 42.56 of the Revised Code of Washington. A summary providing a brief description of the ordinance presented to the Board of Commissioners for consideration was published in the *Montesano Vidette* on January 17, 2008. A full text of the proposed ordinance was available for review at the County Commissioners Office, Suite 1, County Administrative Building, 100 West Broadway, Montesano, Washington, and was available to be mailed upon request.

delivery charges, provides for protection of county records, and review of public record requests. The ordinance establishes two classifications of electronic information, electronic records and custom electronic products, and provides for requests and dissemination of such electronic records. The ordinance requires that copies of the new chapter to Title 2 of the County Code and forms shall be made available to and provided without cost to the public at each County office. Mr. Baker stated that the proposed ordinance was drafted based on public records ordinances adopted by other Washington counties and was circulated to all county departments for comment and input.

Chairman Carter asked for public comment.

Ron Armstrong, resident of Hoquiam, expressed opposition to the proposed ordinance citing several concerns. He provided a copy of a lawsuit filed in Superior Court of Washington for Skagit County related to public records.

Kim Anensen, resident of McCleary, expressed concern regarding the County's public disclosure policy.

Terri Franklin, resident of McCleary, asked that the Board of County Commissioner's review the proposed ordinance.

Mark Gonhue, resident of Elma, referenced WAC 44.14.03005 and made comments regarding retention schedules and the delivery method for record requests.

Jim Baker clarified that customized records are not prohibited from disclosure, but also are not required to be prepared. He stated there is no statute to require the creation of customized documents, but if the record is in electronic format the County is required to provide the record. WAC 44.14 provides model rules and recommendations by the Attorney General which are not mandatory.

Kim Anensen made comment regarding section 8 of the proposed ordinance. Discussion followed regarding record retention policies and legal notification for publications.

Ron Armstrong commented regarding model rules and mechanisms for retrieving information from a database.

PRESENTATIONS

1. Ted Genengles, National Alliance on Mental Health: Ted Genengles introduced himself as a representative from the National Alliance on Mental Illness (NAMI). Mr. Genengles provided information regarding NAMI and mental illness in Grays Harbor County. He expressed appreciation to the Board of Commissioners for approval of a Mental Health Block Grant for the National Alliance for the Mentally Ill that will provide \$3000 for NAMI in its mission of advocacy, support and education for consumers and family members.

COMMISSIONERS:

1. Appointment – Building Code Advisory Council:

- a) A motion was made, seconded and passed to reappoint Ed Coyle to a four-year term to serve on the Building Codes Advisory Council. The term ends February 2012.
- b) A motion was made, seconded and passed to reappoint Penny Koal to a four-year term to serve on the Building Codes Advisory Council. The term ends February 2012.

2. Set Hearing – Wildcat Creek Aquifer moratorium to consider extension: A motion was made, seconded and passed to set February 11, 2008 at 2:00 p.m. as the date and time for a public hearing to consider the Wildcat Creek Aquifer moratorium extension.

DEPARTMENTS:

FAIR

1. Request Approval, Resolution establishing the 2008 Fair Fee Schedule for Fair and Event Center: A motion was made, seconded and passed to approve **Resolution No. 2008-06 – Establishing the 2008 Fair Fee Schedule for the Grays Harbor County Fair & Event Center.** This resolution reflects the revised fair fee

MANAGEMENT SERVICES:

- 1. Request Approval, Tourism Service Contract – Westport/Grayland Chamber of Commerce:** A motion was made, seconded and passed to approve a Tourism Service Contract with the Westport/Grayland Chamber of Commerce in the amount of \$10,000. Funding will be used for the promotion of tourism in Grays Harbor County.
- 2. Request Approval, Tourism Service Contract – Grays Harbor Chamber of Commerce:** A motion was made, seconded and passed to approve a Tourism Service Contract with the Grays Harbor Chamber of Commerce. The Tourism Board has approved \$20,000 to continue with tourism promotion within Grays Harbor County.
- 3. Request Approval, Municipal Services Agreement – Chehalis Basin Fisheries Task Force:** A motion was made, seconded and passed to approve a Municipal Services Agreement with the Chehalis Basin Fisheries Task Force in the amount of \$13,000 to provide a cooperative effort toward enhancement of fisheries in the production of salmon, steelhead, and trout on all waters affecting Grays Harbor County within the Chehalis Basin.
- 4. Request Approval, Set hearing – Supplemental Budget Request, Juvenile Department:** A motion was made, seconded and passed to set February 11, 2008, at 2:00 p.m. as the date and time for a public hearing to consider a Supplemental Budget request in the Juvenile Department. The Supplemental Budget is in the amount of \$48,117 in the General Fund Juvenile Department due to state funding received through DSHS. \$48,117 in grant money will be used in professional services, travel and supplies to provide functional family therapy and aggression replacement training to juveniles.
- 5. Request Approval, Set hearing – Emergency Budget Request, Superior Court:** A motion was made, seconded and passed to set February 11, 2008, at 2:00 p.m. as the date and time for a public hearing to consider an Emergency Budget request in Superior Court Fund #001-033. The Emergency Budget request in the amount of \$78,275 is for funding received through the Washington State Office of Public Defense for improvement of public defense. These funds were deposited in December 2007 and

2. Request Approval, Local Agency Agreements – December 2007 Storm Damage, South Bank, Middle Satsop, and Quinault South Shore Roads: A motion was made, seconded and passed to approve the Local Agency Agreements and Project Prospectus requesting Federal Funds to reimburse the County for Emergency Repair Work on the following three roads:

1. South Bank – Wakefield Road, \$170,000 (estimated damage)
2. Middle Satsop Road, \$670,000 (estimated damage)
3. Quinault South Shore Road, \$10,000 (estimated damage)

These projects are eligible for Federal Funding under the Emergency Repair Program.

SHERIFF

1. Request Approval, Letter of Understanding & Agreement with Finish Line Concessions LLC and Great Northwest Promotions LLC: A motion was made, seconded and passed to approve a Letter of Understanding and Agreement between Finish Line Concessions LLC., Great Northwest Promotions LLC., and the Grays Harbor County Sheriff's Office to establish the policies and procedures for alcoholic beverage consumption, security duties, and hours and scope of employment of Grays Harbor County Sheriff's Office Deputies.

ANNOUNCEMENTS

None

CORRESPONDENCE

The Clerk of the Board announced the following correspondence:

1. Claim for Damages, Claim #C-555-08, received from Brett Smith. The claim was referred to the Claims Review Committee for consideration.
2. Grays Harbor County Claim for Damages, Claim #C-556-08, received from Treeva M. Cohee. The claim was referred to the Claims Review Committee for

Art Blauvelt stated that he is an attorney in Aberdeen, Washington and represents the Grays Harbor Public Development Authority, a public corporation created by Grays Harbor County under Ordinance #245 and #246 created in 1999. Grays Harbor PDA is managed by a seven-member board and that board periodically appoints members. The appointments require confirmation by the Grays Harbor County Commissioners. On December 10, 2007 the GHPDA submitted to the County Commissioners a request for confirmation of the appointment of Port of Grays Harbor Commissioner Jack Thompson for position #3, Steve Polar for position #4 and Ron Rogstad for position #6. He requested that confirmation of these appointments be placed on an agenda as soon as possible.

Dorothy Cook, resident of Oyehut Road, commented regarding sewer issues. She spoke regarding a \$96,000 special benefit assessment by Ocean Shores to analyze sewer costs for each resident in Oyehut.

Terri Franklin, East Grays Harbor County resident, read and provided a letter regarding Forest Practice issues. Ms. Franklin submitted information received from the Washington State Department of Natural Resources regarding forest practices application/notification.

Ron Armstrong, Hoquiam resident, commented on staff special meetings. Mr. Armstrong also commented on a DNR moratorium.

There was no additional public comment.

STAFF MEETINGS

The Board held staff meetings on Monday, January 28, 2008, 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 Tom Fite, Director of the ORV Park; Jim Arthur, Consultant; and Paul Easter, Director of Public Services.

The Board approved the following:

ORDINANCES

None

INTERGOVERNMENTAL AGREEMENTS

None

The meeting adjourned at 3:05 p.m.

BOARD OF COMMISSIONERS
For Grays Harbor County
This _____ day of _____, 2008

ALBERT A. CARTER, Chairman
Commissioner, District 3

BOB BEERBOWER, Commissioner, District 1

MIKE WILSON, Commissioner, District 2

ATTEST:

Donna Caton