

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

June 16, 2008

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, June 16, 2008, at 2:00 p.m. Commissioners Al Carter, Bob Beerbower and Mike Wilson were present. Jim Baker, Senior Deputy Prosecuting Attorney, Donna Caton, Clerk of the Board, and Molly Copeland, Deputy Clerk of the Board, were also present.

CALL TO ORDER AND FLAG SALUTE

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

MINUTES

- 1) **Regular Meeting June 9, 2008:** A motion was made, seconded and passed to approve the minutes of the regular meeting of June 9, 2008.

PROCLAMATIONS & PRESENTATIONS:

None

BIDS

None

HEARINGS

1. **Supplemental Budget – Prosecutor's Office Fund:** There was a public hearing to consider Supplemental Budget as follows: Supplemental Budget – Prosecutor's Office Fund #001-000-030, in the amount of \$31,686. Notice of this hearing was advertised in *The Montesano Vidette* on June 5 and 12, 2008. Chairman Carter asked for a staff report. Rose Elway, Budget Director, explained that this is a request for supplemental budget in the Prosecutor's Office Fund for \$31,686 for additional state revenue received from Senate Bill 6297, establishing the Prosecutor's salary with the Washington State Treasurer reimbursing the County for the salary increase. Chairman Carter asked for public comment. Commissioner Wilson sought clarification in regards to whether the County would presently be responsible for providing funds to accommodate the resulting increases to the Senior Deputy Prosecutor's salaries. Rose Elway explained the process for how these salaries are adjusted and confirmed that Prosecutor Stew Menefee will address this issue during the next budget cycle and that this mid-year change affects only the head Prosecutor's salary. Commissioner Beerbower commented in regards to funding

from the State most often being provided in the form of salary increases versus funds for legal system costs. Stan Blunt, Aberdeen, inquired as to whether Mr. Menefee practiced law outside of County related business. Jim Baker explained that per statute, Mr. Menefee is not allowed to practice law outside of his role as elected Prosecutor for Grays Harbor County.

ACTION: A motion was made, seconded and passed to approve Resolution No. 2008-51 – Authorizing a Supplemental Extension in the Budget of the Grays Harbor County Prosecutor’s Office Fund #001-000-030.

2. Supplement Budget- Crime Victim Witness Fund: There was a public hearing to consider Supplemental Budget as follows: Supplemental Budget - Crime Victim Witness Fund #109-000-000, in the amount of \$35,468. Notice of this hearing was advertised in *The Montesano Vidette* on June 5 and 12, 2008. Chairman Carter asked for a staff report. Rose Elway, Budget Director, explained that this is a request for a supplemental budget in the Crime Victim Witness Fund for \$35,468 in state grant funding received through the Washington State Department of Community Trade and Economic Development to increase personnel from .50 FTE to a .75 FTE. 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. 2008-52 – Authorizing a Supplemental Extension in the Budget of the Grays Harbor County Crime Victim Witness Fund #109-000-000.

3. Federal Emergency Management – Hazard Mitigation Grant Program: There was a second public hearing to solicit public involvement in the application process for federal and state funding through the Federal Emergency Management Agency’s Hazard Mitigation Grant Program, which is administered by Washington State’s Emergency Management Division. Private funds from the landowner will be used as a match if funding for the project is awarded. Notice of this public hearing was advertised in *The Montesano Vidette* on May 29, 2008. Written comments were invited to be sent to Anne Sullivan, 310 W. Spruce St. Suite 212, Montesano, WA 98563. Chairman Carter asked for a staff report. Anne Sullivan, Grays Harbor County Emergency Management, reported that this is the second required hearing in the application process for which Grays Harbor County has been approved to apply for hazard mitigation funding from FEMA through the Hazard Mitigation Grant Program. David Palmer, 7475 SR 12, Oakville, has requested that the County apply on his behalf for funding in order to mitigate repetitive flooding in his home. The application process requires public notification and involvement. A local match of up to 25% of the project cost is required. Ms. Sullivan explained that these grants are awarded on a very competitive basis and that the State Legislature as agreed to cover 12.5% if the property owner matches this contribution. Ms. Sullivan noted that the Palmer’s split-level home

has flooded three times over 17 years and that the National Flood Insurance Program (NFIP) has paid claims on all three floods. Ms. Sullivan invited Mr. Palmer to further explain the proposal. Mr. Palmer provided the following additional alternatives that have been discarded: 1) A buy-out of the property at the cost of \$250,000; 2) Elevating the entire home eight (8) feet above the flood plain at a cost of \$123,000; 3) Rebuild as encouraged by the NFIP, which he has already done three times. Mr. Palmer explained that the proposed project entails abandoning the first floor of the home while maintaining use of the garage and providing opportunity for flood waters to move freely through this lower level. The Palmer's experienced \$40,000 worth of damage from the most recent storm.

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 the application for federal and state funding through the Federal Emergency Management Agency's Hazard Mitigation Grant Program on behalf of Mr. David Palmer, 7475 SR 12, Oakville, WA.

COMMISSIONERS

None

DEPARTMENTS

The Clerk of the Board announced the following added item which was received after the agenda had been prepared:

FORESTRY

1. Request Approval, Timber Sale Contract Amendment- Donkey Creek No. 1:
A motion was made, seconded and passed to authorize the Treasurer for Grays Harbor County to advertise and sell at auction on July 11, 2008, at 10:00 a.m. the following listed timber sales:

<u>Sale Name</u>	<u>Acres</u>	<u>Estimated Value</u>
Raney Creek No. 5	84	\$150,759
Raney Creek No. 6	68	\$167,949
<u>Saddle Hill No. 1</u>	<u>32</u>	<u>\$122,340</u>
Totals:	184	\$441,048

These are all salvage units aimed at recovering storm-damaged timber which resulted from the December 2nd and 3rd 2007 storm event.

MANAGEMENT SERVICES

1. **Request Approval, Interlocal Agreement with City of Cosmopolis:** A motion was made, seconded and passed to approve a One Time Only Interlocal Agreement with the City of Cosmopolis. \$5,000 is being funded for the Parks & Recreation Summer Lunch Program and \$500 is being funded for the Festival in the Park.
2. **Request Approval, ORV Operation Agreement – Mudslingers Motorcycle Club:** A motion was made, seconded and passed to approve the ORV Park Operation Agreement for the Mudslingers Motorcycle Club for the April 1, through October 31, 2008 ORV Park season. It is understood that they will operate scheduled events providing Grays Harbor County with insurance and 50% of the gate fees.
3. **Request Approval, Set Hearing Date – Supplemental Budget – Treasurer’s Office:** June 30, 2008, at 2:00 p.m., is the date and time set for a public hearing to consider Supplemental Budget in the in the Treasurer’s Office Fund #001-000-034, for \$8,083 in funds received from the Secretary of State Washington State Archives Local Records Grant Program. Funds will be used to purchase a microfilm reader.

PUBLIC HEALTH & SOCIAL SERVICES

1. **Request Approval, Contract with Elma Home Care, Inc.:** A motion was made, seconded and passed to approve a contract between Grays Harbor RSN and Elma Home Care Inc. to provide prepaid inpatient health services.
2. **Request Approval, Amend contract with DSHS, WorkFirst:** A motion was made, seconded and passed to approve an amendment to the DSHS WorkFirst contract. The amendment extends the contract to June 30, 2009, for the Children with Special Health Care Needs Program. There is no change in the contract amount.
3. **Request Approval, Personal Services Agreement with Betty Beckett:** A motion was made, seconded and passed to approve a personal services contract with Betty Beckett for \$13,440. This contract will provide support services for people in the County with Developmental Disabilities from July 1, 2008, to July 30, 2009. Full funding for this contract is provided by the state’s DSHS Division of Developmental Disabilities. The Human Services Advisory Board was involved in the contractor selection process and recommends this selected contractor.
4. **Request Approval, Amend contract with Behavioral Health Resources:** A motion was made, seconded and passed to approve an amendment to the County’s

contract for mental health services with Behavioral Health Resources. This amendment passes along \$1,272,125 specifically to fund mental health treatment services. The agency will report numbers of employees working in direct mental health care each month. A quarterly report is required by the state on the expenditure of these funds.

5. Request Approval, Contract with Arc of Grays Harbor: A motion was made, seconded and passed to approve a contract with the Arc of Grays Harbor for \$130,988. This contract will provide day program services for people in the County with Developmental Disabilities from July 1, 2008, to June 30, 2009. Full funding for the contract is provided by the state's DSHS Division of Developmental Disabilities. The Human Services Advisory Board was involved in the contractor selection process and recommends this selected contractor.

6. Request Approval, Amendment #1 to the Chelan-Douglas Regional Support Network Agreement: A motion was made, seconded and passed to approve Amendment #1 to the Chelan-Douglas Regional Support Network Agreement. Through this agreement, the County receives data and information services for mental health programs from the Chelan-Douglas RSN Information Services staff. The amendment extends the agreement for IT/Netsmart/Data Support in an amount not to exceed \$27,575.

PUBLIC SERVICES

1. Request Approval, CRP Resolution – Boley Road: A motion was made, seconded and passed to approve CRP Resolution C-76590-03, to pave the new cul-de-sac on Boley Road. This cul-de-sac has been built on dedicated right of way by and from Glen Boley.

2. Request Approval, 2008-2018 Lease Agreement with Educational Service District 113 Sound to Harbor Head Start: A motion was made, seconded and passed to approve the August 1, 2008, through July 31, 2018, agreement with the Educational Service District (ESD) 113 Sound to Harbor Head Start – Early Childhood Education and Assistance Program (ECEAP). Rent during the initial term shall be \$1,034.75 per month. Commencing January 1, 2009, and annually thereafter during the period of this lease or any extensions thereof, the current monthly rental payment amount shall be increased by an amount equal to 3%.

3. Request Approval, 2008-2011 Lease Agreement with Elma Cooperative Preschool: A motion was made, seconded and passed to approve the June 1, 2008, through May 31, 2011, lease agreement with the Elma Cooperative Preschool located at 420 East Young Street, Elma, WA. The monthly lease amount remains the same, \$200.00 per month. This is a renewal of the existing lease agreement.

4. Request Approval, Contract with Superintendent of Public Instruction: A motion was made, seconded and passed to authorize the Chairman to sign a Contract with the Superintendent of Public Instruction. This Contract provides reimbursement for health and sanitation evaluations of food service management for summer feeding sites within Grays Harbor County. The total dollar amount of this Contract is \$1,600.00. Funds for the payment of this contract are provided by federal program Summer Food Service (SFSP) and CFDA #10.559.

5. Request Approval, Amend Engineering Agreement for Hogan's Corner Regional Water System – Gibbs & Olson: A motion was made, seconded and passed to authorize the Chairman to sign an Amendment to the County's current Agreement with Gibbs and Olson, which will provide for additional engineering services for completion of design and permitting, bidding, and services during construction. The cost of the Amendment is \$330,000.00, and will be funded by the Special Projects Budget and the DOH Loan as construction proceeds.

6. Request Approval, Agreement with Portland State University on behalf of Coastal Communities: A motion was made, seconded and passed to an Intergovernmental Agreement with Portland State University. This agreement has been developed on behalf of the Coastal Communities to have PSU provide facilitation, organization, and coordination of activities related to Regional Sand Management at the mouth of the Columbia River. The agreement has been reviewed by the Prosecuting Attorney's office. The cost of these services is \$20,000 and is funded by a grant from CTED for the Coastal Communities.

7. Request Approval, Wildcat Creek Aquifer – Discussion Draft Document: A motion was made, seconded and passed to authorize the submission of the Wildcat Creek Aquifer Hydrology, Regulatory Alternative and Recommendations – Final Report and draft Critical Areas Ordinance to the Department of Community Trade and Economic Development (CTED). This approval will start the 60-day comment period for the state agency review period, per RCW 36.70A.106. Community Development Director Lee Napier restated the Department's request of the Board to consider the release of the final report and draft critical areas ordinance as prepared. Ms. Napier explained that the 60 day comment period will include the Planning Commission's meeting and comments and will be considered in the decision made on or near August 11, 2008, as to whether the Wildcat Creek Aquifer Moratorium will be lifted. Ms. Napier introduced Jim Arthur, the consultant working with both the City of McCleary and the County in studying the aquifer. Mr. Arthur outlined the final report, focusing on the areas of hydrogeology, regulatory alternatives for managing the aquifer, and recommendations for the City of McCleary and for Grays Harbor County. Mr. Arthur also provided an explanation of the six critical aquifer recharge areas and the amendments that would be taking place to the proposed critical areas ordinance. For clarification, Chairman Carter announced that due to the required comment periods, the moratorium may indeed need to be extended past

the August 11, 2008, deadline, but for only the amount of time required for a decision to be made once all comments have been considered. Jim Baker noted that the lifting of the moratorium would be included in the adoption of the proposed ordinance.

8. Request Approval, CDBG Contract Compliance documents for Grays Harbor College Childcare Project: A motion was made, seconded and passed to authorize the Chairman to sign contract documents required by CTED as follows: Title VI Certification, Environmental Assessment Attachment 6-F, the Concurrent Notice Attachment 6-J and the Request for Release of Funds and Certification once the comment period for NEPA/SEPA process ends. A separate motion was made, seconded and passed to hire Creative Community Solutions to provide professional services and assistance with grant coordination on this project.

9. Request Approval, Close Roads (Roup & Camp Creek) for Utility Crossings – Requested by Mark Studer: A motion was made, seconded and passed to authorize the request of Mark Studer to close Roup Road for two days and Camp Creek Road for one day to install waterlines and sewer crossings for the development of his subdivision. The closure will be from 8 a.m. to approximately 4 p.m. during the summer months of 2008. Alternate roads are available to provide access to all homes and properties. Emergency Services will be notified of these closures.

10. Request Approval, Award bid, Harp Road Garrard Creek Bridge Replacement: A motion was made, seconded and passed to award the Harp Road Garrard Creek Bridge Replacement project to Rognlin's Inc., of Aberdeen, WA. Rognlin's submitted the lowest bid of \$580,535.25. This bid was 24.98% below the Engineer's Estimate.

ANNOUNCEMENTS

None

CORRESPONDENCE

None

PUBLIC COMMENT

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

Stan Blunt, Aberdeen, made comments regarding a contract with Behavioral Health Resources, issues related to illegal immigration, and timber salvage.

ORDINANCES

None

INTERGOVERNMENTAL AGREEMENTS

- **City of Cosmopolis – One Time Only, Summer Lunch Program & Festival in the Park**
- **Amendment #1 to the Chelan-Douglas Regional Support Network Agreement**
- **2008-2018 Lease Agreement with Educational Service District 113 Sound to Harbor Head Start**

The meeting adjourned at 3:55 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
Clerk of the Board