

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING August 4, 2008

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, August 4, 2008, at 2:00 p.m. Commissioners Al Carter, Bob Beerbower and Mike Wilson were present. Jim Baker, Senior Deputy Prosecuting Attorney, and Donna Caton, 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 July 28, 2008:** A motion was made, seconded and passed to approve the minutes of the regular meeting of July 28, 2008.

PROCLAMATIONS & PRESENTATIONS:

None

BIDS

1. **Administration Building Roof:** There was an advertisement for bid for the following project: Reroofing of Grays Harbor County Administration Building. Plans, specifications, and contract documents for the contract work were available at the office of Street Lundgren & Foster Architects, 200 South First Street, Montesano, WA. Notice of advertisement for this bid was published in the *Montesano Vidette* on July 17 and 24, 2008. The Clerk of the Board opened and read the following bids received with bid bond attached:

- | | | |
|----|--|--|
| 1. | John Lupo Construction, Inc., Aberdeen, WA | 1) Base Bid: \$310,100
2) Alternate: \$1,500
3) Base Bid: \$265,000
4) Alternate: \$1,500 |
| 2. | Madsen Roofing, Inc., Lacey, WA | 1) Base Bid: \$326,562
2) Alternate: \$2,100
3) Base Bid: \$299,631
4) --- |

- | | | |
|----|-----------------------------------|--|
| 3. | Roof Toppers, Inc., Vancouver, WA | 1) Base Bid: \$290,364
2) Alternate: \$4,500
3) Base Bid: \$309,339
4) Alternate: \$4,500 |
| 4. | Weatherguard, Inc., Longview, WA | 1) Base Bid: \$218,108
2) Alternate: \$690
3) Base Bid: \$232,910
4) Alternate: \$690 |

Chairman Carter referred the bids to the Department of Public Services for review and recommendation.

HEARINGS

1. Right-of-Way Vacation Petition, Applicant Kurt Loris: There was a public hearing to consider a petition by Kurt Loris to vacate pursuant to RCW 36.87.020, that portion of abandoned right-of-way of Kirkpatrick Road through Parcel numbers 201123210000 and 201123220000. Notice of this hearing was advertised in the *Montesano Vidette* July 24 and 31, 2008. Chairman Carter asked for a staff report. Russ Esses, County Road Engineer, reported that the Department supports the request to vacate this right-of-way. Mr. Esses further explained that this portion of Kirkpatrick Road is no longer of use to the County as a public route due to its realignment in 1998. 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. 2008-76, Vacating That Portion of Abandoned Right-of-Way of Kirkpatrick Road Through Parcel #201123210000 & 201123220000.

2. Right-of-Way Vacation Petition, G. Holbrook: There was a public hearing to consider a petition by Gabe Holbrook to vacate pursuant to RCW 36.87.020, the following right-of-way: Sixty foot wide Grays Harbor County Road lying South of Lots 61, 62 and 63, Block 10, and North of Lots 45, 46, 47 and 48, Block 9, Plat of Linkshire as recorded in Volume 6 of Plats, page 13 records of Grays Harbor County, Washington, also lying West of the portion of the sixty foot wide Grays Harbor Road vacated on November 1, 1948, on page 12, Volume 2 of the Commissioners Journal and East of WSDOT State Route 12 (formerly S.H. No. 410) right-of-way. Notice of this hearing was advertised in the *Montesano Vidette* July 24 and 31, 2008. Chairman Carter asked for a staff report. Russ Esses, County Road Engineer, reported that the Department has no objections to this right-of-way vacation petition and finds no use for this portion as a County public road. 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. 2008-77, Vacating All That Portion of Unopened Right-of-Way Lying Within Block 10 Plat of Linkshire, Section 7, Township 17 Range 8 and North of Lots 45-48.

COMMISSIONERS

1. **Set Hearing Date – Wildcat Creek Aquifer – Ordinance Extending the Present Moratorium on Specified Land Use Development to February 12, 2009:** August 11, 2008, at 2:00 p.m., is the date and time set for a public hearing to consider an ordinance finding that additional time is required to adequately study, prepare, and review recommendations for management and protection of the Wildcat Creek Aquifer area extending the present moratorium on specified land use development to February 12, 2009, pursuant to the authority of RCW 36.70.795.
2. **Reappointments to the Grays Harbor County Public Facilities District:**
 - A. A motion was made, seconded and passed to approve the reappointment of **Bill Simpson** to the Grays Harbor County Public Facilities District, representing District 2. This is a four-year term which will expire July 2012.
 - B. A motion was made, seconded and passed to approve the reappointment of **Barbara Smith** to the Grays Harbor County Public Facilities District, representing District 3. This is a four-year term which will expire July 2012.
 - C. A motion was made, seconded and passed to approve the reappointment of Commissioner **Al Carter** to the Grays Harbor County Public Facilities District, representing the County Commissioners. This is a four-year term which will expire July 2012.
3. **Set Hearing Date – Application for Change of Use Classification to Current Use Timber, Applicant John & Kennesy Cavanah:** August 18, 2008, at 2:00 p.m., is the date and time set for a public hearing to consider an application for Change of Use Classification to Current Use Timber by John and Kennesy Cavanah. The property related to this request is located at 111 Schafer Meadows Lane Montesano, WA, having Assessor's Parcel #180711310020. The parcel consists of 20 acres of which 19 acres are classified as Current Use Farm and Agriculture and one acre is a home site. The parcel is described as that portion of Section 11, Township 18 North, Range 7 West of the Willamette Meridian.

DEPARTMENTS

AUDITOR

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

1. **Request Approval, Month End Expenditures Audit Report – July 2008:** A motion was made, seconded and passed to approve the month-end expenditures audit report as of July 31, 2008: Claims, \$4,277,311.18 and Salary, \$2,408, 497.36, totaling \$6,685,808.54.

DISTRICT COURT

1. **Request Approval, Contract Amendment – Mediation & Settlement Center:** A motion was made, seconded and passed to approve a contract amendment for mandatory mediation of small claims cases for July through December, 2008. Over the past several years, the number of small claims trials averaged around 60 per year, a rate of approximately five per month. With the mandatory mediation process fully implemented for the first six months of this year, there were a total of 7 small claims trials, a rate of a little over one per month. This reduction in trials has saved hours of “in-court” time for the District Court, freeing up judicial and court staff time for other work required by historically high overall case filings. This amendment increases the compensation rate from \$1,500 per month to \$2,000 per month. The additional funds are available from the Trial Court Improvement Account.

FORESTRY

1. **Request Approval, Timber Contract Completion – Geisler Creek No. 3 Timber Sale:** A motion was made, seconded and passed to accept the contract with Chehalis Valley Timber, Inc. for the Geisler Creek No. 3 timber sale as complete and release the performance bond as posted by Chehalis Valley Timber, as all terms and conditions of the contract have been satisfactorily completed.

MANAGEMENT SERVICES

1. **Request Approval, Resolution Authorizing & Establishing a Temporary Change Fund – Straddleline ORV Park:** A motion was made, seconded and passed to authorize **Resolution No. 2008-78, Authorizing and Establishing a Temporary Change Fund Within the Grays Harbor County ORV Park Fund #118-000-000.** This Resolution establishes an \$800 change fund for the Straddleline ORV Park for the World Off-Road Racing Championship Series to be held this month for two weekends.

2. **Request Approval, Straddleline ORV Sports Park Contract – Adventure Sports Promotions, LLC:** A motion was made, seconded and passed to authorize the Chairman to sign the ORV Park Contract with Adventure Sports Promotions, LLC for the World Off-Road Racing Championship Series Event scheduled for August 7th through the 17th, 2008.

3. **Request Approval, Set Hearing Date – Emergency Budget Request – District Court:** August 18, 2008, at 2:00 p.m., is the date and time set for an emergency budget hearing to consider an emergency budget request by District Court in the amount of \$9,000 for interpreters to cover the remainder of the year. There have been several cases that have required interpreters to travel from out of the local area as well as an increase in the number of cases requiring an interpreter.

PUBLIC HEALTH & SOCIAL SERVICES

1. **Request Approval, Agreement with Northwest Interpreters:** A motion was made, seconded and passed to approve an agreement with Northwest Interpreters Inc. This agreement provides interpreter referral services to assist Public Health and Social Services Department staff in communicating with clients.

PUBLIC SERVICES

1. **Request Approval, 2008 ER&R Fund Resolutions:** A motion was made, seconded and passed to approve **Resolution No. 2008-79, Establishing Work Equipment and Truck Rental Rates for the Equipment Rental & Revolving Fund #501.** A second motion was made, seconded and passed to approve **Resolution No. 2008-80, Establishing Rental Rates for Sheriff's Cars, Motor Pool Cars and SUV Vehicles.** These Resolutions reflect a 10% increase effective August 1, 2008, for Equipment Rental and Revolving Fund vehicles. This increase is due to increased costs of fuel.

2. **Request Approval, Local Government Certification – Ten-Year Homeless Housing Plan – THOR Grant:** A motion was made, seconded and passed to authorize the Chairman to sign the appropriate documents representing local certification of consistency with the Ten-Year Homeless Housing Plan. The proposal under consideration is from Coastal Community Action Program for the Transitional Housing and Operating Rent (THOR) grant program. The THOR grant will provide scattered site transitional housing to assist three families with rent, utilities, and case management. The Ten-Year Homeless Housing Plan identifies transitional housing and case management as a priority objective.

3. **Request Approval, Contract Amendment – Interlocal Agreement with City of Centralia:** A motion was made, seconded and passed to authorize the Chairman to

sign an amendment to the Interlocal Agreement with the City of Centralia. The essence of this agreement is that the City will complete and deliver work required by Project Task 7 under Washington State Department of Ecology grant number G0600069, and the County will pay for said services provided in the agreement.

4. Request Approval, Contract Documents – Straddleline ORV Park Site Improvements: A motion was made, seconded and passed to authorize the Chairman to sign the appropriate contract documents to comply with the Environmental Review requirements of National Recreation Trails Program, a grant secured for site improvements at the Straddleline ORV Park.

5. Request Approval, Interagency Agreement – Aberdeen School District – Emergency Bus Mobilization: A motion was made, seconded and passed to approve an Interagency Agreement with the Aberdeen School District for Emergency Bus Mobilization. This agreement may be activated in an emergency or disaster for evacuation of citizens.

ANNOUNCEMENTS

None

CORRESPONDENCE

1. A Claim, C-575-08, filed by Tom Fite. This claim was forwarded to the Claims Review Committee for consideration.
2. A letter from the Washington State Department of Transportation regarding the appointment of Commissioner Mike Wilson to the Transportation Improvement Board as the member representing a County executive, council member or commissioner serving on a Transit Board. This four-year term begins immediately and expires June 30, 2012.

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.

Ron Armstrong, Hoquiam, made comments regarding the County's public disclosure ordinance.

Ken Flodstrom, McCleary, made comment regarding road access applications on Old McCleary Road.

Paul Easter, Public Services Director, responded in regards to the different types of road access permits that are issued and the permitting process.

Stan Blunt, Aberdeen, made comments regarding contracts for interpreters on the agenda and illegal immigration.

EXECUTIVE SESSION

At 2:45 p.m., Chairman Carter announced that the Board would be moving in to Executive Session in order to meet with legal counsel regarding matters related to potential litigation and personnel matters. He announced that this Executive Session was expected to last 30 minutes in duration. At 3:12 p.m., it was announced that an additional 15 minutes would be needed to continue speaking with counsel.

At 3:31 p.m., the Board reconvened to regular session. Chairman Carter announced that no decisions were made and no actions were taken during the Executive Session. Chairman Carter asked for additional business or public comment. Hearing none, the meeting was adjourned.

STAFF MEETINGS

The Board held staff meetings on Monday, August 4, 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 Cheri Rose-Konschu, Assessor, regarding timber use and agenda items; Joan Brewster, Public Health & Social Services Director, and Jim Baker regarding agenda items and telecommuting; Paul Easter, Public Services Director, regarding agenda items, road and bridge projects; Brian Shea, Planning & Building Director, regarding department updates; Kevin Varness, regarding facility/utility project updates. Notes of these meetings are available upon request.

The Board approved the following:

RESOLUTIONS

No. 2008-76

**Vacating that portion of Abandoned Right Of
Way of Kirkpatrick Road Through Parcel
#201123210000 & #201123220000**

The meeting adjourned at 3:32 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