

## MINUTES

### BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING August 18, 2008

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, August 18, 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 August 11, 2008:** A motion was made, seconded and passed to approve the minutes of the regular meeting of August 11, 2008.

#### BIDS

None

#### HEARINGS

1. **Application for Change of Use Classification to Current Use Timber;**  
**Applicant John & Kenesy Cavanah:** There was a public hearing to consider a request for Change of Use Classification to Current Use Timber by John & Kenesy 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 is 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. Notice of this hearing was advertised in the *Montesano Vidette* August 7, 2008. Chairman Carter asked for a staff report. Cherri Rose-Konschu, Assessor, reported that after further consultation with the applicant it has been determined that additional information is needed before a recommendation can be made. Therefore, both the Assessor and the applicant requested this hearing be continued to September 22, 2008.

**ACTION:** A motion was made, seconded and passed to continue this hearing to September 22, 2008, at the request of both the applicant and the Assessor.

2. **Emergency Budget Hearing – District Court:** There was a public hearing to consider emergency budget appropriations in District Court Fund # 001-000-024, for

\$9,000. Notice of this hearing was advertised in the *Montesano Vidette* August 7, 2008. Chairman Carter asked for a staff report. Rose Elway, Budget Director, reported that this funding provides for the use of interpreters for 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. 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. 2008-82, Authorizing an Emergency Appropriation in the Budget of the Grays Harbor County General Fund District Court #001-000-024.**

### **COMMISSIONERS**

None

### **DEPARTMENTS**

#### **FORESTRY**

- 1. Request Approval, Timber Sale Contract Amendment – Raney Creek No. 5:**  
A motion was made, seconded and passed to approve an amendment to the Raney Creek No. 5 Timber Sale Contract, which was purchased by Hampton Tree Farms, Inc. of Salem, Oregon on July 11, 2008. This amendment adds 11.9 acres of storm damaged timber to this contract. These acres were originally part of the sale but had to be deleted due to concerns over potentially unstable slopes. The Department of Natural Resources required a geo-technical report on this site prior to approving it for harvest. We have now completed the geo-technical report and the DNR has approved the area for timber harvest.
- 2. Request Approval, Authorize Contract Completion – 4570 Blow Timber Sale – Chehalis Valley Timber, Inc.:** A motion was made, seconded and passed to accept as complete and release the performance bond for the contract with Chehalis Valley Timber, Inc. for the 4570 Blow Timber Sale. Chehalis Valley Timber, Inc. has satisfactorily completed all the terms and conditions of the contract.
- 3. Request Approval, Authorize Contract Completion – John’s River Salvage & Valley Road Timber Sales – Sierra Pacific Industries:** A motion was made, seconded and passed to accept the contracts as complete and release the performance bonds for the John’s River Salvage and the Valley Road Timber Sales with Sierra Pacific Industries. Sierra Pacific has satisfactorily completed all the terms and conditions of the contracts.

## **JUVENILE COURT**

1. **Request Approval, Contract Amendment – Department of Social & Health Services:** A motion was made, seconded and passed to approve the JABG Contract No. 0663-98266-02 with the Department of Social and Health Services. This amendment increases the amount of federal funding from \$20,000 to \$30,000. The contract period will be from October 1, 2008, through September 30, 2009.

## **MANAGEMENT SERVICES**

1. **Request Approval, Set Hearing Date – Supplemental Budget Hearing – Public Health & Social Services:** September 8, 2008, at 2:00 p.m., is the date and time set for a hearing to consider supplemental budget in the Miscellaneous Fund Public Health & Social Services Department for \$7,500 in pass through funding received through the Thurston County Public Health & Social Services Department. Funding will be used in emergency preparedness.

\*\*\*The Clerk of the Board announced that the following item was added after the agenda had been prepared:

## **PROSECUTOR**

1. **Resolution Authorizing Representation:** A motion was made, seconded and passed to authorize **Resolution No. 2008-83, Agreeing to Legal Representation and Indemnification of Employee in Defense of Pending Litigation.** Chairman Carter announced that this Resolution was passed in regards to the recent lawsuit filed against Paul Easter, Public Service Director.

## **PUBLIC SERVICES**

1. **Request Approval, Contract Amendment – Reimbursable Agreement, Federal Highway Administration – Gatton Creek Bridge:** A motion was made, seconded and passed to authorize the Chairman to sign Amendment No. 5 to a Reimbursable Agreement with the Federal Highway Administration. This amendment extends the agreement ending date to December 31, 2009.

2. **Request Approval, Interagency Agreement – Washington Military Department, AHAB Warning System:** A motion was made, seconded and passed to authorize the Chairman to sign an Interagency Agreement with the Washington State Military Department. This agreement provides funding for the purchase and installation of an All Hazard Alert Broadcast Warning System for the Moclips area. Federal Signal is the sole source vendor that has designed and developed the AHAB Warning System. Operating sirens may be activated by the County or by the Washington State Emergency

Management Division for man-made or natural disasters.

**3. Request Approval, Contract Amendment – Puget Sound Meeting**

**Management Services:** A motion was made, seconded and passed to authorize the Chairman to sign a second amendment to the agreement with Puget Sound Meeting Management Services, dated October 27, 2006. This amendment will extend the duration of the agreement from July 1, 2008 to June 30, 2009, and allow for an increase in the billing rate for 2009. This amendment is eligible for reimbursement through a Department of Ecology grant administered by Grays Harbor County to facilitate the work of the Chehalis Basin Partnership.

**4. Request Approval, Chehalis Basin Watershed Grant Agreement Amendment – Department of Ecology:**

A motion was made, seconded and passed to authorize a grant agreement amendment with the Department of Ecology. This amendment increases the grant amount for Phase 4 watershed work and extends the performance period. On behalf of the Chehalis Basin Partnership, the County will administer the grant from the Department of Ecology and will cover the expenses incurred by the County.

\*\*\*At Commissioner Wilson's request, Paul Easter, Public Services Director, provided an overview of the services offered by the International Code Council (ICC). A motion was made, seconded and passed to continue communication with the ICC, under the direction of the Commissioners, in efforts to coordinate a review of the Public Services Department.

**ANNOUNCEMENTS**

1. It was announced at the BOCC meeting held August 11, 2008, that a hearing would be held August 25, 2008, to consider Case #2008-0760, a request for a planned unit development with 80-unit RV park site-plan. A hearing was already held by the Planning Commission regarding this matter on August 5, 2008. Therefore, it will appear on the August 25<sup>th</sup> agenda as a regular Public Services Department agenda item.

**CORRESPONDENCE**

1. A motion was made, seconded and passed to approve a Use Request by the Festival of Lights Entertainment Committee for use of the Grays Harbor County Courthouse on Saturday, December 13, 2008, prior to the Grand Parade.
2. A lawsuit, L-576-08, filed August 15, 2008, by Chris Crew. This lawsuit was referred to the Prosecuting Attorney's office.

## **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.

*Ken Flodstrom, McCleary*, commended Russ Esses, County Road Engineer, on the customer service he provided, and made comment regarding road access applications on Old McCleary Road, East Wishkah Road, and a proposed audit of the Planning & Building Department to be conducted by the ICC.

*Raymond Zombro, Aberdeen*, made comments regarding a poll building permit application for his property on Wishkah Road.

*Stan Blunt, Aberdeen*, made comments regarding County timber sale contracts and provided photos taken at John's River Road.

## **STAFF MEETINGS**

The Board held staff meetings on Monday, August 18, 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 Joan Brewster, Public Health & Social Services Director, regarding IT support for the Regional Support Network; Larry Smith, Forestry, regarding agenda items; Cherri Rose-Konschu, Assessor, regarding an agenda item; Paul Easter, Public Services Director, regarding agenda items, road and bridge projects; Brian Shea, Planning & Building Director, regarding department updates; Lee Napier, regarding agenda items; Anne Sullivan, regarding agenda items. Notes of these meetings are available upon request.

The Board approved the following:

## **RESOLUTIONS**

**No. 2008-82**

**Authorizing an Emergency Appropriation in the Budget of the Grays Harbor County General Fund District Court #001-000-024**

**No. 2008-83**

**Agreeing to Legal Representation and Indemnification of Employee in Defense of Pending Litigation**

**ORDINANCES**

None

**INTERGOVERNMENTAL AGREEMENTS**

None

The meeting adjourned at 2:39 p.m.

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

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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