

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

October 20, 2008

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, October 20, 2008, at 2:00 p.m. Commissioners Al Carter, Bob Beerbower and Mike Wilson were present. Jim Baker, Senior Deputy Prosecuting Attorney, 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 October 13, 2008:** A motion was made, seconded and passed to approve the minutes of the regular meeting of October 13, 2008.

BIDS

None

HEARINGS

1. **Decision: Reclassification to Open Space requested by Gary & Anita Ganz (HEARING CLOSED 09/08/08):** A hearing was held August 25, 2008, and continued to September 8, 2008, at which point the hearing was closed. This hearing was to consider a request by Gary and Anita Ganz for reclassification as Open Space for real property tax purposes for Lot 37 of Grays Harbor County Boundary Line Adjustment (BLA) 03-01060005 and BLA 03-06190002 and Lot 38 of BLA 03-01060005. A decision was delayed to September 15th, and again to October 20, 2008.

ACTION: A motion was made, seconded and passed to deny a request for reclassification to Current Use Open Space for property owned by Gary & Anita Ganz.

2. **Consider Resolution for an Emergency Budget Appropriation – Board of Equalization Fund:** There was a public hearing to consider Emergency Appropriation in the Board of Equalization Fund #001-000-012 in the amount of \$10,900. Notice of this hearing was advertised in the *Montesano Vidette* October 9, 2008. Chairman Carter asked for a staff report. Rose Elway, Budget Director, reported that this request will cover the Board of Equalization for the remainder of the year. The Board has exhausted the 2008 budget yet has an additional new board member who incurs expenses for travel

and training, and the fund must compensate the Board members for each hearing day. The Board has received an increased number of petitions and anticipates approximately 20 hearing days over the remainder of the year. 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. 2008-105, Authorizing an Emergency Appropriation in the Budget of the Grays Harbor County General Fund Board of Equalization #001-000-012.

COMMISSIONERS

1. **Resolution Authorizing Title III Funding Allocation:** A motion was made, seconded and passed to approve Resolution No. 2008-106, Electing to Receive National Forest Related Safety-Net Payments under Public Law 106-393 and Allocating funds for Title II & III Projects. The County has elected to receive its full payment amount pursuant to Title I, Section 102(a)(2) of P.L. 106-393 for the four-year period, which includes this fiscal year. The County hereby allocates 80 percent of its full payment for Title I of P.L. 106-393. The County will return none of its full payment amount to the General Treasury of the United States pursuant to Title I, Section 102(d)(1)(B)(iii). Of the amount allocated to Title II and Title III projects (Project Funds), Grays Harbor County further allocates between such Titles for federal fiscal year 2008 (for expenditure after federal fiscal year 2008) on the following basis: 17 percent of Project Funds for expenditure on Title II projects and 3 percent of the Project Funds for expenditure on Title III projects. Of the amount of Project Funds allocated to Title II projects, Grays Harbor County further allocates between RAC's 100 percent to the Olympia Peninsula RAC.
2. **Resolution – Regulations Prohibiting Smoking on Designated Grays Harbor County Property:** A motion was made, seconded and passed to approve **Resolution No. 2008-107, Rescinding Resolutions 85-85, 89-89, 90-2 and 91-21, and Readopting Regulations Prohibiting Smoking on Designated Grays Harbor County Property.**
3. **Resolution – Requesting Stable Long Term Funding for Public Health Services:** A motion was made, seconded and passed to approve **Resolution No. 2008-108, a Resolution of the Grays Harbor County Board of Commissioners and Grays Harbor County Board of Health Requesting Stable Long Term Funding for Public Health Services.**
4. **Re-appointments to Fair Board – Three Positions:** A motion was made seconded and passed to approve the following re-appointments to the Grays Harbor County Fair Board: Marsha Whitaker, District 2; Clarence Pearson, District 3; Tami Hickle, District 1. These re-appointments are for three-year terms ending 2011.

5. **Approval to Cancel Meetings on December 1st and 29th:** A motion was made, seconded and passed to cancel the regular BOCC meetings of December 1 and 29, 2008. December 1st follows the Thanksgiving Holiday and December 29th follows the Christmas Holiday.

DEPARTMENTS

MANAGEMENT SERVICES

1. **Request Approval, Two ORV Park Development Grants – Recreation & Conservation Office – Utilities & Park Upgrades:** A motion was made, seconded and passed to authorize the Chairman to sign two ORV Park Development Grants received from the Recreation and Conservation Office. The first grant is for \$7,041.00 and will be used to install power and water utilities at some of the campgrounds at the Park. The second grant is for \$118,576 and will be used to renovate the grandstands, install a reader board sign and improve the camping areas of the Park.

2. **Request Approval, Resolution Authorizing Budget Transfer – ORV Park:** A motion was made, seconded and passed to approve **Resolution No. 2008-109, Transferring Items in the Grays Harbor County Miscellaneous Fund ORV Park Fund #118-000-000.** This resolution transfers \$89,000 from ending cash balance. \$44,000 will be used in Extra Help, \$7,000 in Operating Supplies, \$4,000 in concession supplies, \$20,000 in repairs and maintenance and \$14,000 in Interfund ER&R rentals.

3. **Request Approval, Resolutions Authorizing Budget Transfer from Aberdeen Post Closure Fund, a Short-term Interfund Loan to the ORV Park Fund:** A motion was made, seconded and passed to approve **Resolution No. 2008-110, Transferring Items in the Grays Harbor County Aberdeen Landfill Post-Closure Fund #117-000-000, and Resolution No. 2008-111, Loaning Funds from Fund #117 Landfill Post-Closure Fund to Fund #118 ORV Park.** The ORV Park receives an annual maintenance and operations grant from the Recreation & Conservation Office on a reimbursable basis. The Interfund loan will allow the Park to accomplish maintenance prior to the Park opening in April. The Interfund loan will be made as an investment by the Aberdeen Post-Closure Fund at 3.5% interest rate.

4. **Request Approval, Salary Resolution Amendment – ORV Park & Assessor's Office:** A motion was made, seconded and passed to approve **Resolution No. 2008-112, Amending Resolution No. 2008-02 and Fixing Compensation of Employees from & after January 1, 2008.** This salary resolution amendment reflects the hiring of the new ORV Park Manager and the Interim Deputy ORV Park Manager returning to the Maintenance Lead position. These position changes are effective 11/01/08. This resolution also reflects the promotion of a Senior Real Property Appraiser to Lead Sales Analyst effective 10/01/08 in the Assessor's Office.

5. Request Approval, Resolutions Authorizing Budget Transfers – Pacific Beach/Moclips Water System M&O Fund and Bond Fund: A motion was made, seconded and passed to approve **Resolution No. 2008-113, Transferring Items in the Grays Harbor County Pacific Beach/Moclips Water System M&O Fund #405-000-000, and Resolution No. 2008-114, Transferring Items in the Grays Harbor County Pacific Beach/Moclips Water System Bond Fund #405-000-100.** These resolutions transfer \$15,000 from each fund for payment of the final bond payment.

6. Request Approval, Resolution Authorizing Budget Transfer – Capital Outlay to General Fund Sheriff's Department: A motion was made, seconded and passed to approve **Resolution No. 2008-115, Transferring Items in the Grays Harbor County General Fund Sheriff Department #001-000-032.** This resolution transfers \$75,000 from Capital Outlay to fund mileage cost increases for Interfund Rent in Patrol Cars.

7. Request Approval, Set Hearing Date – Supplemental Budget – General Fund Sheriff's Department: November 3, 2008, at 2:00 p.m., is the date and time set for a public hearing to consider supplemental budget in the General Fund Sheriff's Department for \$188,000 in reimbursement funds received for unanticipated Law Enforcement Services. Funds will be used as follows: \$120,363 in salaries, \$46,580 in benefits, and \$21,057 in overtime for the Jail Division of the Sheriff's Department.

PUBLIC HEALTH & SOCIAL SERVICES

1. Request Approval, Behavioral Health Organization Contract Amendment – Mental Health Services: A motion was made, seconded and passed to approve Amendment No. 3 to the Behavioral Healthcare Options Utilization Management Services Agreement. With this amendment, the Grays Harbor Crisis Clinic will be notified of all Grays Harbor RSN consumers admitted to a community inpatient psychiatric facility. The agreement provides for a payment of \$.37 per member per month.

2. Request Approval, Department of Health Contract – On-line Learning Management System: A motion was made, seconded and passed to approve an agreement between the State of Washington Department of Health (DOH) and Grays Harbor Public Health & Social Services Department (GPHSSD). The agreement allows for purchase of individual SkillSoft library licenses by tribal health and GPHSSD emergency management staff via SmartPH. The licenses allow designated staff to access, register and take SkillSoft courses SmartPH and provide customer support and necessary administrative services for up-to-date on-line training. A license to access SkillSoft Professional Development Desktop and the IT catalog is \$50.00 per user. An individual annual license granting access to the SkillSoft Environmental Health and Safety Catalog is \$40.00 per user. In this case, DOH has waived the fee.

PUBLIC SERVICES

1. **Request Approval, Agreement for Economic Development Funding – PDA Turbine Building Renovation:** A motion was made, seconded and passed to approve a funding agreement for the PDA Turbine Building Renovation. Pursuant to Board approval last June, this agreement provides \$250,000.00 to the PDA toward renovation of the turbine building in support of the relocation of BMT – Northwest to the Satsop Development Park. The funding was requested to assist in the costs of fire protection and safety improvements included in the renovation.
2. **Request Approval, Right-of-Way Deed for Calder Road:** A motion was made, seconded and passed to approve one right-of-way deed for Calder Road (County Road #76010). This right-of-way deed is for additional right-of-way to improve a substandard curve and is a condition for approval of a new subdivision by Terry Graham.
3. **Request Approval, Set Hearing Date – Request by the Mudd Family Revocable Trust to Re-classify to Current Use Open Space:** November 3, 2008, at 2:00 p.m., is the date and time set for a public hearing to consider a request for Change of Use Classification to Current Use Open Space for Parcel Number 160503330000 as requested by the Mudd Family Revocable Trust.
4. **Request Approval, Set Hearing Date – Request by John A. Vetter to Re-classify to Current Use Open Space:** November 3, 2008, at 2:00 p.m., is the date and time set for a public hearing to consider a request for Change of Use Classification to Current Use Open Space for Parcel Numbers 170708110000 and 170709320010 as requested by John A. Vetter.

ANNOUNCEMENTS

Paul Easter, Public Services Director, announced that on November 6, 2008, at 6:30 p.m., in the Large Commissioners Meeting Room, the Planning Commission will be conducting a public hearing to consider the Draft Critical Areas Ordinance. The public is welcome to attend and provide feedback.

CORRESPONDENCE

1. July & August monthly reports and personal effects reports from the Grays Harbor County Coroner's Office. These reports will be placed on file and are available for review.

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.

Fred Hutchison, Elma, made comments regarding not agreeing with funding being provided for the PDA and ORV Park.

Stanley Trohimovich, Aberdeen, made comments regarding Judge Godfrey's oath of office and filing claims against official bonds.

Stan Blunt, Aberdeen, mentioned the attendance of the Washingtonians for Immigration Reform, the Minute Men Civil Defense Corp and representatives for Respect for Washington Initiative I-409, and made comments regarding illegal immigration and the County's Forestry Department salal contracts.

Hal Washburn, Olalla, made comments regarding illegal aliens working on county property, the annual costs of illegal immigration to Washington State, and I-9 forms for day laborers.

Dick Hughes, Yakima, made comments regarding federal use of the E-verify system.

Cheryl Campbell, Kent, made comments regarding road access to her property on East Wishkah Road in Aberdeen and handed out photos of her property.

Ray Brown, Westport, made comments suggesting the commissioners were responsible for enforcing the laws regarding illegal immigration.

Dan Wood, Brady, made comments regarding the county's salal contract whereby the product is sold and the county does not directly employ the individuals that harvest salal. He addressed L&I practices, immigration, discrimination, and regulations regarding I-9 forms.

Leon Donahue, Tacoma, objected to Mr. Wood's comments and commented in regards to I-9 forms and acceptable documents for proof of citizenship.

Mimi Silver, Olympia, objected to Mr. Wood's comments and made comments regarding the government's role in upholding the law.

Ron Armstrong, Hoquiam, made comments regarding the value of the county's salal contract and the cost of illegal immigration.

David Brokreich, Gig Harbor, made comments regarding the Minutemen Civil Defense Corp being a group of individuals whose members do not discriminate by race, the laws in Washington that inhibit police authorities from asking for documents proving citizenship, and the program that verifies social security numbers.

STAFF MEETINGS

The Board held staff meetings on Monday, October 20, 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 agenda items; Paul Easter, Public Services Director, regarding agenda items, road and bridge projects and personnel updates; Brian Shea, Planning & Building Director, regarding department updates; Kevin Varness, regarding agenda items, facility/utility project updates. Notes of these meetings are available upon request.

The Board approved the following:

RESOLUTIONS

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| No. 2008-105 | Authorizing an Emergency Budget Appropriation in the Budget of the Grays Harbor County General Fund Board of Equalization # 001-000-012 |
| No. 2008-106 | Electing to Receive National Forest Related Safety Net Payments Under Public Law 106-393 and allocating Funds for Title II and III Projects |
| No. 2008-107 | Rescinding Resolutions 85-85, 89-89, 90-2 and 91-21, and Readopting Regulations Prohibiting Smoking on Designated Grays Harbor County Property |
| No. 2008-108 | A Resolution of the Grays Harbor County Board of Commissioners and Grays Harbor County Board of Health Requesting Stable Long Term Funding for Public Health Services |
| No. 2008-109 | Transferring Items in the Grays Harbor County Miscellaneous Fund ORV Park Fund #118-000-000 |

The meeting adjourned at 3:09 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