

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

February 9, 2009

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, February 9, 2009, at 2:00 p.m. Commissioners Al Carter, Terry Willis and Mike Wilson were present. Stew Menefee, Prosecutor, and Donna Caton, Clerk of the Board, were also present.

CALL TO ORDER AND FLAG SALUTE

Chairman Wilson called the meeting to order with the pledge of allegiance.

MINUTES

1. **Regular Meeting February 2, 2009:** A motion was made, seconded and passed to approve the minutes of the regular meeting held February 2, 2009.

BIDS

None

HEARINGS

1. **Request for Reclassification to Current Use Timber – Tubafor Mill, Inc.:**
There was a public hearing to consider a request by Tubafor Mill, Inc. for reclassification to Current Use Timber for Parcel Number 190832130010. Notice of this hearing was advertised in the *Montesano Vidette* January 29, 2009. Chairman Wilson called for a staff report. Bill Brown, Commercial Appraiser, reported that this parcel originally consisted of 21 acres that were in the Designated Forest Land Classification. On July 30, 2008, 3.58-acres were deeded to Grays Harbor County for a public road right-of-way. This action decreased the acreage in the parcel from 21-acres to 17.42-acres. To be classified as Designated Forest Land, the parcel must contain 20 or more acres. The applicant is requesting to transfer the 17.42-acres into the Current Use Timber Land Classification. Current Use Timber land is a classification for commercial timber on parcel of five acres or more. Mr. Brown noted that the applicant submitted a Timber Management Plan as required. He reported that the Assessor's Office recommends the request for reclassification of this parcel to Current Use Timber Land be approved, with the condition that the Forest Management Plan be followed and the acreage approved for Current Use Timber be managed as a commercial stand of timber.

Chairman Wilson 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 request for

reclassification to Current Use Timber by Tubafor Mill Inc. as conditioned.

COMMISSIONERS

1. **Fair Manager Position:** A motion was made, seconded and passed to approve an employment agreement with Mike Bruner as Fair Manager and setting his monthly wage at \$4,980.
2. **Resolution Regarding Commissioner Meetings:** A motion was made, seconded and passed to approve **Resolution No. 2009-06, Amending Resolution 97-146, Authorizing Staff Meeting Decisions, Implementing a Consent Agenda and Codifying Meeting Procedures.** Commissioner Wilson inquired as to the Resolution designating the times of meetings to be held and the possibility of holding evening meetings. Stew Menefee, Prosecutor, stated that he believed the intent of language was to allow the Board the authority to change the time of the regularly held meeting while providing adequate public notice of the meeting.

DEPARTMENTS

AUDITOR

1. **Request Approval, Month-End Expenditures Audit Report – January 2009:** A motion was made, seconded and passed to approve the month-end expenditures audit report for claims (\$3,635,094.91) and salary (\$2,560,127.58) totaling \$6,195,222.49.

MANAGEMENT SERVICES

1. **Request Approval, One Time Only Agreement – Copalis Community Church Food Bank:** A motion was made, seconded and passed to approve a One Time Only Interlocal Agreement with the Copalis Community Church Food Bank in the amount of \$2,000. This agreement provides funding for the development of a summer free lunch program in the North Beach Area.
2. **Request Approval, 2009 Municipal Services Agreement – Chehalis Basin Fisheries Task Force:** A motion was made, seconded and passed to approve the 2009 Municipal Services Agreement with the Chehalis Basin Fisheries Task Force. \$13,000 in funding will be used to provide a cooperative effort toward enhancement of fisheries in the production of salmon, steelhead and trout, on all waters within the Chehalis Basin towards habit restoration.
3. **Request Approval, 2009 Municipal Services Agreement Extension – Grays Harbor Council of Governments:** A motion was made, seconded and passed to approve the 2009 Municipal Services Agreement Extension with the Grays Harbor Council of Governments in the amount of \$42,689.00. This Extension does not affect the

terms and conditions of the original agreement but merely extends it to December 31, 2009.

4. Request Approval, Resolution Amending Resolution No. 2008-80, Reducing Sheriff's Vehicle ER&R Rental Rates: A motion was made, seconded and passed to approve **Resolution No. 2009-07, Amending Resolution No. 2008-80, Establishing Rental Rates for Sheriff's Vehicles.** The price of gasoline has decreased from the August 1, 2008, adoption of the Sheriff's vehicles Equipment Rental & Revolving (ER&R) fund rental rate of \$.83 per mile. The IRS rate for vehicle operation has been established at \$.55 per mile due to the decreased price of gasoline. This Resolution sets the rate for Sheriff's vehicles at \$.70 per mile which allows \$.10 per mile for vehicle replacement.

PUBLIC HEALTH & SOCIAL SERVICES

1. Request Approval, Amendment to Agreement with Behavioral Health Resources (BHR) – Mental Health Services: A motion was made, seconded and passed to approve Amendment No. 1 to the Behavioral Health Resources contract which provides Medicaid-funded Mental Health Services in Grays Harbor County. The purpose of this amendment is to implement state-mandated budget reductions. This amendment reduces the contract amount by \$87,000 through June 2008 by eliminating Supportive Employment Services (\$57,000) and Outpatient Services (\$30,000).

2. Request Approval, Amendment to Agreement with SeaMar Community Health Center – Mental Health Services : A motion was made, seconded and passed to approve Amendment No. 2 to the SeaMar State Contract. This amendment eliminates \$25,000 in state-funded mental health services in Grays Harbor County until further notice due to state-mandated budget reductions. Medicaid-funded outpatient services remain unchanged.

3. Request Approval, Amendment to Agreement with SeaMar Community Health Center – Substance Abuse Treatment: A motion was made, seconded and passed to approve Amendment No. 3 to the SeaMar Chemical Dependency Outpatient Treatment Services Contract. The purpose of this amendment is to implement state-mandated budget reductions. This amendment reduces the contract amount by \$28,000 by reducing \$10,000 Medicaid Match and \$18,000 Low Income Outpatient Services.

PUBLIC SERVICES

1. Request Approval, Personal Services Agreement – Dave Harman – Engineering & Geotechnical Evaluations : A motion was made, seconded and passed to approve a Supplemental Personal Services Contract with David J. Harman to provide engineering assistance and geotechnical evaluations for the Wynoochee-Wishkah Road Realignment and other projects as needed. Supplement No. 2 increases the contract

amount by \$12,000, for a final contract amount of \$29,000. This new contract amount will cover the cost incurred to date and anticipated emergency work through the year of 2009.

2. Request Approval, 2009 Agreement with Grays Harbor Communications, E-911 – Radio Equipment Maintenance: A motion was made, seconded and passed to approve an Intergovernmental Agreement between Grays Harbor Communication E9-1-1 and the ER&R Division for radio equipment maintenance. The annual amount of \$150,000 will be paid by Grays Harbor Communication E9-1-1 for ER&R to service all two-way radio systems and associated electronics gear.

3. Request Approval, Right-of-Way Deed & Temporary Easement – Wynoochee-Wishkah Rd. Realignment Project: A motion was made, seconded and passed to approve a Right-of-Way deed and one temporary easement for the above referenced county road project. Upon approval, all necessary Right-of-Way will be acquired for this project. Paul Easter, Director of Public Services, at the inquiry of Commissioner Willis, explained that the temporary easement allows the County to use the property on a short term basis without purchasing it and return it to its original condition when the project is complete.

4. Request Approval, Personal Services Agreement – Herrera Environmental Consultants: A motion was made, seconded and passed to authorize the Chairman to sign a Personal Services Contract with Herrera Environmental Consultants to provide biological and technical services for various projects. Biological assessments are required for all projects utilizing federal funds.

5. Request Approval, Local Agency Agreement Supplement No. 1 – Porter Creek Rd. West Overflow Bridge Replacement: A motion was made, seconded and passed to authorize the Chairman to sign the Local Agency Agreement Supplement No. 1 which requests additional federal funds to construct the Porter Creek Road West Overflow Bridge. This project has been approved for 86.5% federal matching funds under the federal Emergency Relief Program.

6. Request Approval, Local Agency Agreement Supplement No. 1 – Schmid Rd. Drainage Bridge Replacement: A motion was made, seconded and passed to authorize the Chairman to sign the Local Agency Agreement Supplement No. 1 which requests additional federal funds to construct the Schmid Road Drainage Bridge M.P. 0.5 Replacement. This project has been approved for 100% federal matching funds under the Federal Bridge Replacement Program. This approval also authorizes the signature of a revised project Prospectus.

7. Request Approval, Reject all Bids for the 2009 Emulsified Asphalt Contract: A motion was made, seconded and passed to approve the request by the Public Services Department to reject all bids for the 2009 Emulsified Asphalt Contract, due to the higher

cost of materials and the December storm damage repairs. Mr. Easter explained that the bids are being rejected due to drastic increases in the cost of materials and to allow time to let the newly prepared surface age for better adhesion of the chip seal material.

ANNOUNCEMENTS

1. It was announced that there would be no Board of County Commissioners Meeting Monday, February 16th, due to the President's Day Holiday.
2. The Clerk of the Board announced that the Chehalis River Basin Flood Authority is hosting public meetings to introduce community members to the Authority and its efforts and the answer questions. At those meetings, which are the first of several public meetings to be held in the first half of 2009, the Authority will also request input from citizens on the most important flood-related issues to address and on suitable goals and objectives for the Authority. This public meeting will be held at the Veteran's Memorial Museum in Chehalis on February 11, 2009, from 6:00 to 8:00 p.m., and repeated at Montesano City Hall on February 12th, 2008, from 6:00 to 8:00 p.m. This Authority is working to develop a Basin-wide Comprehensive Flood Hazard Management Plan, including a list of projects that will help protect Basin residents from flood damages.
3. Commissioner Willis announced that the Emergency Management Department has received information as to the process for reporting recent storm related damages to FEMA. This information is posted throughout County offices and details are available from Emergency Management.

CORRESPONDENCE

1. Documents related to a potential lawsuit filed by Brogan & Anensen LLC. These documents were forwarded to the Prosecuting Attorney's Office.

PUBLIC COMMENT

Chairman Wilson 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 the Resolution regarding Commissioner's Meetings and when the public comment portion of the meeting would be held, the Commissioners' pay increases, the current state of the County's budget, the Resolution regarding the Sheriff's mileage rate and a meeting held in Aberdeen regarding illegal immigration.

STAFF MEETINGS

The Board held staff meetings on Monday, February 9, 2009, beginning 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 Rose Elway, Budget Director, regarding Historical Seaport Funding Requests; Marilyn Lewis, Management Services, regarding the Fair Manager positions; Cherri Rose-Konschu, Assessor, regarding Current Use Timber issues; 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; Kevin Varness, regarding agenda items, facility/utility project updates; Brian Shea, Planning & Building, regarding department updates; Jeff Nelson, Environmental Health, regarding Department updates; Lee Napier, Russ Esses, regarding chip sealing projects; Anne Sullivan, regarding Emergency Management and storm/flooding updates; Notes of these meetings are available upon request.

The Board approved the following:

RESOLUTIONS

- | | |
|--------------------|--|
| No. 2009-06 | Amending Resolution 97-146, Authorizing Staff Meeting Decisions, Implementing a Consent Agenda and Codifying Meeting Procedures |
| No. 2009-07 | Amending Resolution No. 2008-80, Establishing Rental Rates for Sheriff's Vehicles |

ORDINANCES

None

INTERGOVERNMENTAL AGREEMENTS

- **2009 Agreement with Grays Harbor Communications, E-911 Re: Radio Equipment Maintenance**

The meeting adjourned at 2:39 p.m.

BOARD OF COMMISSIONERS
For Grays Harbor County
This _____ day of _____, 2009

MIKE WILSON, Chairman
Commissioner, District 2

TERRY L. WILLIS, Commissioner, District 1

ALBERT A. CARTER, Commissioner, District 3

ATTEST:

Donna Caton
Clerk of the Board