

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

August 24, 2009

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, August 24, 2009, at 2:00 p.m. Commissioners Al Carter, Terry Willis 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

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

BIDS

None

HEARINGS

1. Emergency Budget Appropriation – General Fund Non-Departmental:

There was a public hearing on August 24, 2009 to consider a request for an Emergency Budget Appropriation in the General Fund Non-Departmental in the amount of \$498,340. Notice of this hearing was published in the *Montesano Vidette* August 13, 2009. Commissioner Wilson asked for a staff report. Rose Elway, Budget Director, reported that that this resolution reduces revenue by \$1,501,660 shortfall increasing the interfund loan category by \$2,000,000 which leaves an additional cash balance in the General Fund of \$498,340.

Commissioner Wilson called 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. 2009-82, Authorizing an Emergency Budget Appropriation in the budget of Grays Harbor County General Fund Non-Departmental, in the amount of \$498,340.

2. Request for Reclassification to Current Use Open Space – Applicant

Rayonier Forest Resources: There was a public hearing on August 24, 2009 to consider a request for reclassification to Current Use Open Space for real property tax purposes for Parcel Number 181013200000 by Rayonier Forest Resources. Notice of this hearing was advertised August 13, 2009, in the *Montesano Vidette*.

The property consists of 186 acres located in the Hoquiam River Surge Plain. The parcels were originally classified as Designated Forest Land as part of a large forest owned by Rayonier. Rayonier has plans to take wetlands and unproductive forest land and reclassify to Current Use Open Space to allow the land to be managed as wildlife habitat and wetland conservation areas. The suggested Conditions of Approval are that the property is to be used for wildlife habitat and wetland conservation.

The Clerk of the Board announced that the applicant has requested a continuation of this hearing.

Commissioner Wilson called for public comment. There was no public comment.

ACTION: A motion was made, seconded and passed to continue the hearing to December 7, 2009 at 2:00 p.m.

3. Road Variance Request Reduction in the Minimum Private Road Standards:

There was a public hearing on August 24, 2009 to consider a road variance request for a reduction in the minimum private road standards by applicant Larry Davis. Notice of this hearing was advertised August 13, 2009, in the *Montesano Vidette*. The request is made for variance from the required subdivision road standards, which is to be a condition of approval for a future 2-lot short subdivision. The request is for the following:

1. Commercial/ Multi-family Road Approach Standard. The applicant is requesting to vary from the multi-family road approach standard to what is currently built at the existing intersection with West View Drive.
2. Private Roadway Section B. The applicant is requesting a reduction in the minimum width of the built road for a private road serving three or more lots, from 20-feet to the existing 12 to 15 foot built private lane, and also to reduce the required easement width from 60-feet to 20-feet, as exists under the current private easement agreement.
3. Cul-de-Sac. The applicant is requesting relief from the requirement to install a 70-foot diameter cul-de-sac down to the current turn-around at the end of West View Drive.

Commissioner Wilson called for a report. Larry Davis, the applicant, reported that he is planning to build a residence on the property, and the private road that is currently on site will not be used as an access to the new home. Mr. Davis pointed out on a map the property site upon Commissioner Willis's request. Commissioner Carter inquired as to why this private road will not be used as an access point. Mr. Davis described that the topography of the area alongside the private road is not adequate for an expansion.

Russ Esses was asked to describe why the private road needs to be widened if it is not going to be used for the applicant's new home. Mr. Esses explained the checklist that is used to evaluate a road variance request. The private road is only one lane, whereas standards require a two lane road.

Mr. Esses stated that he agreed with the applicant regarding the different access to the new home. If he is not going to service the subdivision he is planning with the private roadway, it seems reasonable that he should not have to upgrade the road. Commissioner Willis asked for clarification. Mr. Esses stated that regulations require the County to assess any access to a subdivision that could be used. If he is going to use a separate access point for the new home then this variance should not matter. The law requires all accesses be built or changed to meet the standards when a subdivision is proposed, even

if the current private road will not be the access used for the subdivision, it still abuts the property.

The Commissioners discussed the easements and deeds of the property. Russ Esses also explained that if Mr. Davis builds on the lot, additional traffic will not be added to the road. He restated that he agrees with many of Mr. Davis's statements. Commissioner Carter stated that he understands that Russ is following the rules and regulations that we ask him to consider and appreciates his understanding of the process and that variances can be considered.

Commissioner Wilson called for public comment. There was no public comment.

ACTION: A motion was made, seconded and passed to approve the road variance request made by Larry Davis, Case No. 2009-0888.

PUBLIC COMMENT

Chairman Wilson called for public comment. He announced that comments and statements would be accepted and limited to three minutes. Questions should be submitted in writing.

Ralph Cole, Elma, made comments regarding conditional use permits granted to M&M Development for building on Stamper Road and their water supply availability in the area.

CONSENT AGENDA: Approval was requested for the following items:

Minutes:

- a. Morning Meeting: August 17, 2009.
- b. Regular Meeting – August 17, 2009

Straddleline ORV Park:

- a. Amend contract with Cascade Karting to add an additional date of September 5, 2009

Correspondence:

- a. Petition received 08/18/09 re: Copalis Mercantile
- b. Road Use Request – Wishkah Valley Fun Run & Walk on October 3, 2009
- c. Claim No. C-594-09- Jeanne Leville
- d. Coroner's Office - Monthly Summary Report for July 2009

ACTION: A motion was made, seconded and passed to approve Consent Agenda items as listed above.

COMMISSIONERS

1. **Ratification of re-appointment, Steve Poler, to Board of Directors of the Public Development Authority:** A motion was made, seconded and passed to ratify the re-appointment of Steve Poler to the Board of Directors for the Public Development Authority, position number 4, for a two-year term.

** The Clerk announced that the following item had been added to the agenda:

2. **Approval to Purchase - Laptop for Superior Court:** A motion was made, seconded and passed to approve the purchase of a laptop for Superior Court Judge Godfrey. His current laptop is not repairable.

DEPARTMENTS

MANAGEMENT SERVICES

1. **Request Approval, Amend Contract with E-911 Washington State Military Department:** A motion was made, seconded and passed to approve the contract amendment for E-911 Washington State Military Department. The contract expiration date is September 30, 2009 and the amendment changes the overall contract amount from \$92,353 to \$95,568.70, an increase of \$3,215.70. This amendment increases Wireline reimbursable costs by \$7,158.17 and decreases Wireless reimbursable items by \$3,942.47.

2. **Request Approval, Resolution – Budget Transfer, Trial Court Improvement Fund:** A motion was made, seconded and passed to approve **Resolution No. 2009-83, Transferring items in the Grays Harbor County Miscellaneous Fund Trial Court Improvement**, in the amount of \$3,000. The transfer will cover the maintenance and repair of equipment purchased by the Trial Court Improvement Fund. Laser-fiche equipment converts case files to digital records for permanent storage, which improves the court operations.

PUBLIC SERVICES

1. **Request Approval, Wynoochee-Wishkah Road 13 Corners Realignment program Public Works Board funding application:** A motion was made, seconded and passed to authorize Assistant County Engineer, Fred Becker, to sign the Wynoochee-Wishkah Road 13 Corners Realignment program Public Works Board funding application. This application to the Public Works Board Small Communities in Rural Counties Grant Program requests \$1,000,000 for this project. Because of the County Engineer's family's property ownership adjacent to the project, it was requested that the Board designate Assistant County Engineer Fred Becker to sign this application, approve the plans, specifications and estimate (PS & E) and to be the approving authority for the construction phase.

2. **Request Approval, Snow and Ice Control Procedure modification request:** A motion was made, seconded and passed to approve the snow and ice control procedure

modification request. Due to the severe shortfall in road fund revenues modification of the present snow plowing and winter sanding activities is necessary. The modifications will reduce the snow and ice costs by approximately \$130,000 (20%). The changes to the procedure are as follows:

1. Having the scheduled start time for road sanding at approximately 5:00 a.m. instead of 4:00 a.m.
2. Having only one employee in the sanding vehicles instead of two.
3. Having only the area that has a call out for sanding respond to the request. In the past when there was a call out for ice control in Elma, the Cosmopolis and Copalis Crossing crews were dispatched at the same time.
4. Generally, do not provide snow and ice control between 11:00 PM to 5:00 AM. Crews will respond to the Sheriff's Department requests for snow and ice control at all times if resources are available.
5. Do not schedule sanding unless there is a high probability of wide spread ice and frost.

3. Request Approval, Professional Services letters of agreement with Creative Community Solutions: A motion was made, seconded and passed to authorize the Chairman to sign the letters of agreement for professional services with Creative Community Solutions to assist with updating the countywide affordable housing plan and technical support for the lead entity program. The expenditures resulting from both contracts are eligible for reimbursement under existing grants.

4. Request Approval, Contract Supplement No. 5 – Sargent Engineers, Inc. re: bridge replacement at Forrest Road: A motion was made, seconded and passed to approve Supplemental Agreement No. 5 with Sargent Engineers, Inc. This supplement will provide for bridge construction support services for replacing Forrest Road Garrad Creek Bridge.

5. Request Approval, Washington Coast Sustainable Salmon Partnership Professional Services Agreement – Triangle and Associates: A motion was made, seconded and passed to approve the Professional Services Agreement with Triangle Associates, Inc. The agreement describes the services of Triangle Associates, Inc. as a facilitator for the Lake Ozette Steering Committee. Grant funds secured through a contract between the Resource and Conservation Office and Grays Harbor County will cover the expenses incurred.

SHERIFF'S DEPARTMENT

1. Request Approval, Agreement with Washington State Parks and Recreation Commission for law enforcement services: A motion was made, seconded and passed to approve the agreement with Washington State Parks and Recreation Commission for law enforcement services. This is a renewal of a long standing agreement we have had with the state to provide law enforcement service on certain parts of the north beach area. The amount of the contract has been reduced from the 2007-2009 rate of \$134,200 to \$121,500. A portion of this money is passed through the City of Ocean Shores for the

services they provide in the designated area. This agreement will run from July 1, 2009 thru 2011.

ANNOUNCEMENTS

None

STAFF MEETINGS

The Board held regular morning meetings on Monday, August 24th, 2009, beginning at 9:00 a.m. These meetings are advertised public meetings held in the Commissioners' Conference Room. Commissioners Willis, Wilson and Carter and the Clerk of the Board reviewed calendars and pending daily office issues. The Board met with Dan Boeholt regarding roads; Russ Esses, regarding agenda items and department updates; Lee Napier regarding agenda items; Jeff Nelson, Environmental Health, department updates. Notes of these meetings are available upon request.

The Board approved the following:

RESOLUTIONS

2009-82

Authorizing an Emergency Budget Appropriation in the budget of Grays Harbor County General Fund Non-Departmental # 001-000-038 in the amount of \$498,340

2009-83

Transferring items in the Grays Harbor County Miscellaneous Fund Trial Court Improvement # 104-000-000 in the amount of \$3,000

ORDINANCES

None

INTERGOVERNMENTAL AGREEMENTS

None

The meeting adjourned 2:50 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