

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

September 14, 2009

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, September 14, 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. **Continued Hearing - Request for Classification as Current Use Farm and Agriculture Conservation Land – Applicant Wixson Family Trust:** A public hearing was held on August 17, 2009, and was continued to today, September 14, 2009 to consider the request by the Wixson Family Trust for classification as Current Use Open Space Farm and Agriculture Conservation Land for real property tax purposes for a 36 acre portion of Parcel Number 180631110020. Notice of this hearing was advertised August 6, 2009, in the *Montesano Vidette*. Commissioner Wilson called for a staff report. Brian Shea, Planning and Building Director, reported that the parcel is 38 acres and this request is for 36 of those acres. The property is zoned for agricultural use (A-1) and the comprehensive plan map designation is also agriculture. This property is best suited for agricultural activities. The Department of Agriculture Soil Survey indicates that prime farmland soils are present. Based on the zoning designation, comprehensive plan, the presence of prime farmland soils and RCW pertaining to reclassification, staff's recommendation is to grant the applicant's request for reclassification to Farm and Agriculture Conservation Land. Granting this request would retain the opportunity to encourage the use of this land for commercial agriculture or timber harvest activities.

Commissioner Wilson called for public comment. There was no public comment and the hearing was closed.

Commissioner Willis added that the property is located across the street from Lubbe Farms and this classification is a good way to preserve the land to be used in the future. The entire area around the parcel is in agricultural use.

ACTION: A motion was made, seconded and passed to approve the request by the Wixson Family Trust for Classification as Current Use Farm and Agriculture Conservation Land a 36 acre portion of Parcel number 180631110020.

2. Emergency Budget Appropriation in the Juvenile Department: There was a public hearing to consider a request for an emergency budget appropriation in the Juvenile Department in the amount of \$50,000. Notice of this hearing was advertised September 3, 2009 in the *Montesano Vidette*. Chairman Wilson announced that there has been additional discussion on this item and the Commissioners would like to continue the hearing.

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

ACTION: A motion was made, seconded and passed to continue this hearing to September 28, 2009 at 2:00 p.m.

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.

There was no public comment.

CONSENT AGENDA: Approval was requested for the following items:

Minutes:

- a. Morning Meeting – August 31, 2009
- b. Regular Meeting – August 31, 2009
- c. Special Meeting - September 2, 2009

Auditor's Office:

- a. Month-End Expenditures Audit Report – August 2009

Coroner's Office:

- a. Monthly Summary Report – August 2009

Public Health:

- a. Room Rental Agreement – Timberland Regional Library (already processed at the August 10, 2009 meeting)

Public Services:

- a. Set Bid Date – October 5, 2009 – City of Elma Waterline Relocation

Correspondence:

- a. Use Request- Cranberry Harvest Festival
- b. Claim, C-595-09 – Daniel Nicholas

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

PROCLAMATION

1. **Chehalis Watershed Appreciation Day:** A motion was made, seconded and passed to proclaim September 19, 2009 as Chehalis Watershed Appreciation Day. The Chehalis Basin Partnership invites the Board of County Commissioners and the community to attend the 4th Watershed Festival on Saturday, September 19, 2009 at Morrison Park in Aberdeen. The Watershed Festival offers hands on activities for children while the adults can network and learn more about our watershed.

COMMISSIONERS

1. **Ordinance Adding New Chapter to Title 3 – Sales and Use Tax 0.1%:** A motion was made, seconded and passed to approve **Ordinance No. 382, adding a new chapter to Title 3 of the county code to impose an additional sales and use tax to be used for the purpose of operation or delivery of new or expanded chemical dependency and mental health treatment programs and services and for the operation of new or expanded therapeutic court programs.** There was a public hearing on August 31, 2009 to consider this Ordinance. Notice of this hearing was advertised August 20, 2009, in the *Montesano Vidette*. This hearing was closed and deferred to September 14, 2009 for a decision. The Commissioners shared their thoughts on the mental health and substance abuse issues in the county and explained their individual decisions.

2. **Quit Claim Deed/ Resolution – Authorizing a Transfer of County Interest to the City of Montesano:** A motion was made, seconded and passed to approve the quit claim deed and **Resolution No. 2009-89, Authorizing transfer of the County's interest in certain property identified as a portion of Beacon Avenue #70780 to the City of Montesano, Washington.**

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

3. **Washington Coast Sustainable Salmon Partnership Professional Services Agreement:** A motion was made, seconded and passed to not renew the contract with Nancy Allison, as the Director of the Washington Coast Sustainable Salmon Partnership. Commissioner Wilson asked Lee Napier to explain this contract, as the county is the lead entity for this organization. Ms. Napier reported that the contract expired on August 31, 2009 and Ms. Allison will receive pay for the days she has worked.

DEPARTMENTS

MANAGEMENT SERVICES

1. **Request Approval, Resolution – Budget Transfer in the Clerk's Office:** A motion was made, seconded and passed to approve **Resolution No. 2009-90, Transferring items in the Grays Harbor County General Fund Clerk's Office, in the**

amount of \$12,000. The transfer is being made from communications into office supplies to cover the remainder of the year.

2. Request Approval, E-911 Washington State Military Department – Wireline/Wireless Grant: A motion was made, seconded and passed to approve the E-911 Washington State Military Department Enhanced 911 Wireline and Wireless Agreement for Grays Harbor County. This grant provides \$133,580 in funding to perform certain tasks and maintain certain equipment necessary to operate the Wireline and Wireless Enhanced 911.

PUBLIC HEALTH AND SOCIAL SERVICES

1. Request Approval, Amendment #18 to the 2007-2011 Consolidated Contract with the Department of Health: A motion was made, seconded and passed to approve Amendment #18 to the 2007 - 2011 Consolidated Contract with the Department of Health. The amendment adds a statement of work for Public Health Emergency Preparedness and Response (PHEPR). It provides an increase of \$131,266.

PUBLIC SERVICES

1. Request Approval, DOE Solid Waste and Financial Assistance Program: A motion was made, seconded and passed to authorize signature of the Washington State Department of Ecology (DOE) for the 2009-2011 Drug Lab Investigation Program. The current funding expires June 30, 2009, and this agreement repeats the funding request for the period of July 1, 2009 to June 30, 2011, in the amount of \$12,500.00. The Grant application was previously approved June 29, 2009.

2. Request Approval, Coordinated Prevention Grant Application – Solid Waste Enforcement Activities: A motion was made, seconded and passed to authorize the chairman to sign the Coordinated Prevention Grant application, which will provide for Environmental Health Solid Waste Enforcement Activities. The current funding expires December 31, 2009 and these applications repeat the funding request for the period of January 1, 2010 through December 31, 2011. One application is for the regularly allotted funding amount of \$113,915 with a local match of \$37,970 for a total of \$151,885. The other application is being submitted as a secondary request, as additional funding may be available increasing the amount to \$133,890 with a local match of \$44,630 for a total of \$178,520.

3. Request Approval, Contract Amendment to the Public Policy Mediation Contract re: Critical Areas Ordinance: A motion was made, seconded and passed to authorize the chairman to sign the Critical Areas Ordinance Public Policy Mediation Contract Amendment. The amendment is for professional services associated with the public policy mediation process for the update of the Grays Harbor County Critical Areas Ordinance (CAO), Grays Harbor County Code 17.56.180. This contract is an amendment of the December 15, 2008 contract with Environment International Limited, and it is

intended to explore consensus opportunities regarding the issue of buffer widths for stream protection prior to the enactment of the CAO.

4. Request Approval, Marine Resource Committee Grant Agreement: A motion was made, seconded and passed to authorize the chairman to sign the Marine Resource Committee Grant Agreement. This is an Inter-local agreement with the Washington State Department of Fish and Wildlife and the Grays Harbor County Marine Resources Committee for the 2009-2010 contract period. The current funding expired June 30, 2009, and this application reinstates the funding request for the period of July 1, 2009 to June 30, 2010, in the amount of \$22,525.00. Guidance for funding use and scope of work is found in the Contract/Project Summary. This agreement will likely be amended if additional funding becomes available.

5. Request Approval, Water Line Easement – Hogan’s Corner Water System: A motion was made, seconded and passed to authorize the chairman to sign an easement to provide water service for the Gull Station in Hogan’s Corner.

6. Request Approval, Inter-Local Agreement – Local Solid Waste Planning: A motion was made, seconded and passed to approve the Inter-Local Agreement prepared to document authorization by our cities for the County to lead the current update of the Local Solid Waste Plan and their participation. The Agreement was prepared with the assistance of the Prosecutor’s office along with the review by the City Attorneys. It has been executed by all the cities and awaits the Board’s signature. The Agreement is a condition of plan approval by the State Department of Ecology.

7. Request Approval, Professional Services Supplemental Contract – School Road Project: A motion was made, seconded and passed to approve the “Professional Services Supplemental Contract for Appraiser” for the School Road Project. With Board approval of the contract, Appraisal Solutions, Northwest, LLC will proceed with the appraisal.

8. Request Approval, FEMA Agreement Amendment B – December 2008 Snow Storm Disaster: A motion was made, seconded and passed to authorize the chairman to sign an amendment to the state agreement for the 2008 Snow Storm Disaster event. This amendment clarifies programmatic specifications as well as addresses recent changes in the Federal Emergency Management Agency (FEMA) Public Assistance Program.

9. Request Approval, FEMA Agreement Amendment B – January 2009 Severe Storm Disaster: A motion was made, seconded and passed to authorize the chairman to sign an amendment to the state agreement for this disaster event. This amendment clarifies programmatic specifications as well as addresses recent changes in the Federal Emergency Management Agency (FEMA) Public Assistance Program.

SHERIFF’S DEPARTMENT

1. Request Approval, Employment Agreement – Charles Wallace, Deputy

Director of Emergency Management: A motion was made, seconded and passed to approve an employment agreement with Charles Wallace for the Deputy Director of Emergency Management position.

TOURISM

1. Request Approval, Amended Printing Contract – Debi Tracy Design Printing: A motion was made, seconded and passed to approve the amended printing contract with Debi Tracy Design Printing. The printing contract is for the History and Legends and the Discover the Wildside brochures. The original quote was for \$5,510.20 and the amended quote is \$6,610.10, an increase of \$649.90.

ANNOUNCEMENTS

It was announced that Stanley Trohimovich had e-mailed the Commissioners a public comment regarding the Constitution and Declaration of Independence; Mr. Trohimovich was present and read his comments.

Commissioner Wilson thanked the Community Task Force and everyone that commented on the sales tax proposal, noting a lot of hard work was put into the project. Commissioner Willis also thanked the citizens that came to the meeting and sent in comments regarding the sales tax proposals. Commissioner Carter stated he also thanked all involved.

STAFF MEETINGS

The Board held a regular morning meeting on Monday, September 14, 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 Rose Elway, Budget Director, regarding budget issues; Jim Baker, Senior Deputy Prosecuting Attorney, regarding a resolution; Greg Reynvaan, Juvenile Department, agenda items and budget; Kevin Varness, regarding agenda items, facility & utility updates; Russ Esses, County Engineer, regarding agenda items; Lee Napier, Public Services, regarding agenda items, Chehalis Basin updates and WCSSP; Brian Shea, Planning & Building Director, regarding agenda item and department updates; Jeff Nelson, Environmental Health, department updates. Notes of these meetings are available upon request.

The Board approved the following:

RESOLUTIONS

No. 2009-89

Authorizing transfer of the County's interest in certain property identified as a portion of Beacon Avenue#70780 to the City of Montesano, Washington

No. 2009-90

**Transferring items in the Grays Harbor
County General Fund Clerk's Office
#001-000-014, in the amount of \$12,000**

ORDINANCES

No. 382

**Adding new chapter to Title 3 of the
county code to impose an additional sales
and use tax to be used for the purpose of
operation or delivery of new or expanded
chemical dependency and mental health
treatment programs and services and for
the operation of new or expanded
therapeutic court programs**

INTERGOVERNMENTAL AGREEMENTS

- **Comprehensive Solid Waste Management Plan with the cities of Grays Harbor County**

The meeting adjourned 2:47 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