

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

March 22, 2010

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, March 22, 2010, at 2:00 p.m. Commissioners Al Carter, Terry Willis and Mike Wilson were present. Donna Caton, Clerk of the Board, and Jim Baker, Senior Deputy Prosecuting Attorney, were also present.

CALL TO ORDER AND FLAG SALUTE

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

BIDS:

None

HEARINGS

1. Continued Hearing – Request for Reclassification to Open Space – Applicant Cascade Land Conservancy: There was a public hearing on February 22, 2010 and March 8, 2010 to consider a request for reclassification as Open Space for applicant Cascade Land Conservancy; parcel number 181213410000; the hearing was continued to today, March 22, 2010. Notice of this hearing was published in the *Montesano Vidette* February 11, 2010. Brian Shea, Planning and Building Director, reported that the parcel is 119 acres and is located within the General Development 5 acre zoning district. The Comprehensive Plan Designation is General Development and the Shoreline Master Program Designation is Natural Environment. The Estuary Management Plan Designation is Rural Agriculture. The soil survey found one prime farmland soil present on the property. Mr. Shea stated that the department recommends denial based on the land use designations and presence of farmland soil.

Nicole Hill, Cascade Land Conservancy, reported that the property was purchased in 2009. The land was in the designated forest land classification, but has been removed due to the amount of wetlands on the parcel. She stated that to her knowledge agricultural practices have not occurred on this property. There are farmland soils, but those areas are also in wetlands, making it unsuitable for farming or planting.

Commissioner Willis asked if there are trees on the property. Ms. Hill stated that there are trees on a small portion of the land. Ms. Hill stated that the Assessor's Office stated that the land could no longer be in Designated Forest Land, so currently the property is awaiting a new classification.

Commissioner Willis asked Brian Shea about the definition of Open Space Land. He stated that the explanation for the purpose and definition of use for Open Space Land could be found on page 2 and 16 of the Planning Review document. Mr. Shea discussed the findings and other possible land classifications.

Nicole Hill, Cascade Land Conservancy, urged Commissioners to condition public access in their decisions for Open Space.

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

Commissioner Willis made a motion to deny the request for reclassification due to the presence of farmland soils and potential use of the land. She stated that she appreciates the work that Cascade Land Conservancy does in the County and supports its efforts.

Commissioner Wilson made comments regarding the presence of only one farmland soil out of almost fifty. He stated that only a portion of the land has been used for tree harvesting. Commissioner Wilson stated he intends to vote to approve this request.

Commissioner Carter stated that he would not second the motion. The motion died due to lack of a second.

Commissioner Carter inquired as to approving only a portion of the property into Open Space. Brian Shea and Jim Baker responded that the Board can choose to approve only a portion of the property. Brian Shea added that the Assessor's Office can take a parcel and divide it to allow the applicant to reapply for different land use classifications.

Commissioner Willis discussed the changes that would have to be made if there was a different classification. Taxing differences were also discussed. Twenty acres that has been logged could be brought into Timber Land if the applicant would like to submit for this classification in the future.

Commissioner Carter entertained a motion to approve the 119 acres into Open Space, therefore leaving it up to the applicant to decide whether to apply for reclassification of the twenty acre portion into a different land use designation.

ACTION: A motion was made, seconded and passed by Commissioners Carter and Wilson to approve the request for reclassification of 119 acres to Current Use Open Space. Commissioner Willis voted against the motion.

2. Supplemental Budget, Special Projects Fund in the amount of \$20,000: There was a public hearing on March 22, 2010 to consider a Supplemental Budget in the Special Projects Fund. Notice of this hearing was published in the *Montesano Vidette* March 11th and 18th, 2010. Commissioner Carter asked for a staff report. Rose Elway, Budget Director, reported that additional grant money has been received through the Department of Ecology. An additional \$30,000 has been approved for the administrative and project work of the Chehalis Basin Partnership, with \$20,000 expected to be expended in 2010.

Commissioner Carter 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. 2010-14, authorizing a supplemental extension in the budget of the Grays Harbor County Special Projects Fund in the amount of \$20,000.

PUBLIC COMMENT

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

Ron Armstrong, Hoquiam, made comments regarding the National Soil Survey. Commissioner Carter stated he would meet with Mr. Armstrong regarding this issue.

CONSENT AGENDA: Approval was requested for the following items:

Minutes:

Morning Meeting – March 30, 2009, March 15, 2010
Regular Meeting – March 15, 2010
Special Meeting – January 22, 2009 and March 12, 2010

Commissioners:

Reappointments to the Building Code Advisory Committee – Brian Little and Larry Zimbelman
Reappointments to the Planning Commission – Jim Kalkwarf and Bill Dineen

Public Services:

Set Hearing Date - *April 5, 2010* - Resolution Amending the Grays Harbor County 2010 – 2015 Transportation Improvement Program

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

COMMISSIONERS

None

DEPARTMENTS

MANAGEMENT SERVICES

1. Request Approval, 2010 Tourism Services Contract with Grays Harbor Chamber of Commerce: No action was taken.

The Clerk of the Board announced that this item has been held for a future meeting after more review.

ORV PARK

1. **Request Approval, Amendment to Parks Fee Schedule:** A motion was made, seconded and passed to approve **Resolution No. 2010-15, rescinding Resolutions No. 2006-30, 2006-38 and 2008-163 and establishing a 2010 user fee schedule for Straddleline ORV Park.** This resolution will bring the fees for the park in line with the sports current fee structure. The Straddleline fees are \$10.00 below other Washington Parks.

PUBLIC SERVICES

1. **Request Approval, Resolution Acknowledging Vacation of Rights-of-Way in the plat of Ocosta – Larry White:** A motion was made, seconded and passed to approve **Resolution No. 2010-16, acknowledging vacation of rights-of-way by operation of law in the Plat of Ocosta as requested by Larry White.** The Road Department received a petition from Larry White to acknowledge vacation of rights-of-way surrounding property he owns in the plat of Ocosta Original Plat Amended and First Addition to Chehalis County, Volume 2, pages 121-124, records of Grays Harbor County. The department found no record of any of these rights-of-way ever being opened within the applicable time period and the department has no objection to the Board acknowledging the vacation that occurred by operation of law.

2. **Request Approval, Resolution Acknowledging Vacation of Rights-of-Way in the Plat of Ocosta – Cynthia Miller:** A motion was made, seconded and passed to approve **Resolution No. 2010-17, acknowledging vacation of rights-of-way by operation of law in the Plat of Ocosta as requested by Cynthia Miller.** The Road Department received a petition from Cynthia Miller to acknowledge vacation of rights-of-way surrounding property she owns in the plat of Ocosta Original Plat Amended and First Addition to Chehalis County, Volume 2, pages 121-124, records of Grays Harbor County. The department found no record of any of these rights-of-way ever being opened within the applicable time period. Thus, the department has no objection to the Board acknowledging the vacation that occurred by operation of law.

3. **Request Approval, Professional Services Contract to Hire Appraiser – Black Creek Road Bridge No. 7 Replacement:** A motion was made, seconded and passed to approve the professional services contract with Christina A. Fagernes of Appraisal Solutions Northwest to provide appraisal services for the Black Creek Road Bridge No.7 Replacement. Ms. Fagernes will provide administrative offer summary reports on two parcels and temporary construction easements on three parcels. Ms. Fagernes submitted a proposal for \$5,000, which is 10% below the other two proposals received. Ms. Fagernes is on the Washington State Department of Transportation approved appraiser's list.

4. **Request Approval, Professional Services Agreement – Creative Community Solutions – Washington Coast Sustainable Salmon Partnership (WCSSP):** A motion was made, seconded and passed to approve the professional services agreement with Creative

Community Solutions for workshop facilitation for the Washington Coast Sustainable Salmon Partnership. The Washington Coast Sustainable Salmon Partnership (WCSSP) approved this agreement at their meeting on Feb. 17, 2010. The workshops will occur through January 2011 for WCSSP's Regional Salmon Plan. Funds secured through a grant contract between the Recreation and Conservation Office and Grays Harbor County will cover the expenses incurred.

5. Request Approval, Supplemental Agreement No. 7 with Sargent Engineers for County Bridge Evaluation and Replacement: A motion was made, seconded and passed to approve Supplemental Agreement No. 7 with Sargent Engineers, Inc. This supplement will provide for additional Environmental Research required by Local Programs. What was optional and excluded in 2005 is now required in 2010. This agreement will also provide for re-evaluation/monitoring of Cedar Creek bridge abutment movement and a Load Rating of the Bud Creek structure.

6. Request Approval, Contract with RV and Associates Inc. for the Wynoochee Wishkah 13 Corners Realignment Project: A motion was made, seconded and passed to approve the contract with RV Associates, Inc. of Port Orchard, Washington for the Wynoochee Wishkah 13 Corners Realignment Project.

SHERIFF

1. Request Approval, Set Bid Date – April 19, 2010 – Inmate Phone System: A motion was made, seconded and passed to set April 19, 2010 as the date to accept bids for a new inmate phone system in the County Jail. Sheriff Whelan explained that he has spoken with other Sheriffs and learned that there are a number of inmate phone service providers that will offer more in the way of revenue than our current vendor. In addition, the number of features that are available have increased significantly. Those features would assist inmates and facility staff alike. He stated he believes the county could generate more revenue by going out to bid on a new inmate phone system.

TOURISM

1. Request Approval, Spending and Contract Approval, Media and Public Relations Contracts – LaBrue Communications and Morris Media: A motion was made, seconded and passed to authorize spending and approve the contracts with LaBrue Communications and Morris Media. The contract with LaBrue Communications is in the amount of \$19,680 for public relations and creative services. The contract with Morris Media is in the amount of \$150,000 for mixed media planning and purchasing.

2. Request Approval, Spending and Contract Approval – Festival and Event Contracts for 2010: A motion was made, seconded and passed to authorize spending and approve the festival and event contracts for 2010. The contracting parties and amount for each event are as follows:

Lake Quinault Community Action Forum/ 2010 Quinault Tribal Pow Wow	\$1,500.00
Lake Quinault Community Action Forum/ 2010 Rain Forest Mushroom Festival	\$1,000.00

Lake Quinault Community Action Forum/ 2010 Rain Forest Elk Festival	\$1,500.00
Museum of the North Beach/ 2010 Promotional Expenses for N. Beach Area	\$10,000.00
Museum of the North Beach/ 2010 Chocolate on the Beach Festival	\$5,126.57
Cranberry Coast Chamber of Commerce/ 2010 Festival and Event Promotion	\$10,000.00
Westport/ Grayland Chamber of Commerce & VIC/2010	\$10,000.00

ANNOUNCEMENTS

None

STAFF MEETINGS

The Board held a regular morning meeting on Monday, March 22, 2010, beginning at 9:00 a.m. These meetings are advertised public meetings held in the Commissioners' Conference Room. Commissioners Carter, Willis and Wilson and the Clerk of the Board reviewed calendars and pending daily office issues. The Board met with Dale Gowan, Central Services Director, regarding a purchase request; Greg Reynvaan, Juvenile Director, request to hire; Mike Bruner and Brent Hunter, Tourism, regarding agenda items; Sheriff Whelan, regarding an agenda item; Russ Esses, County Engineer, regarding agenda items; Kevin Varness, Public Services, regarding agenda items, facility & utility updates; Brian Shea, Planning & Building Director, regarding agenda items and department updates; Jeff Nelson, Environmental Health, department updates and agenda items. Notes of these meetings are available upon request.

The Board approved the following:

RESOLUTIONS

- | | |
|--------------------|--|
| No. 2010-14 | Authorizing a supplemental extension in the budget of the Grays Harbor County Special Projects Fund in the amount of \$20,000 |
| No. 2010-15 | Rescinding Resolutions No. 2006-30, 2006-38 and 2008-163 and establishing a 2010 user fee schedule for Straddleline ORV Park |
| No. 2010-16 | Acknowledging vacation of rights-of-way by operation of law in the Plat of Ocosta as requested by Larry White |
| No. 2010-17 | Acknowledging vacation of rights-of-way by operation of law in the Plat of Ocosta as requested by Cynthia Miller |

ORDINANCES

None

INTERGOVERNMENTAL AGREEMENTS

None

The meeting adjourned 2:45 p.m.

BOARD OF COMMISSIONERS
For Grays Harbor County
This _____ day of _____, 2010

ALBERT A. CARTER, Chairman, District 3

TERRY L. WILLIS, Commissioner, District 1

MIKE WILSON, Commissioner, District 2

ATTEST:

Donna Caton
Clerk of the Board