

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

December 12, 2011

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, December 12, 2011, at 2:00 p.m. Commissioners Terry Willis, Mike Wilson and Herb Welch were present. Donna McCallum, Clerk of the Board, and James Baker, Senior Deputy Prosecuting Attorney, were also present.

CALL TO ORDER AND FLAG SALUTE

Commissioner Willis called the meeting to order with the pledge of allegiance.

BIDS:

1. **Indigent Defense Contracts:** The bids were due by December 9, 2011. Stew Menefee stated that there were seven applicants for the District Court Contract, two for Juvenile Guardian Ad Litem, three for Juvenile Conflict and two for the Juvenile Defense contract. He had conferred with the District Court Judges and they recommend renewal of the six contracts for District Court to the current contract holders: Amanda Kleespie, Pamela Hartman-Beyer, Robert Ehrhardt, Kyle Imler, Harold Karlsvik and Brett Colacurcio. The recommendation for the Juvenile Conflict contract is Amanda Kleespie and the Juvenile Defense contract recommendation is for Kyle Imler. Mr. Menfee stated the bid from David Bustamante was too low for the case load required. The Juvenile Guardian Ad Litem contract was shared in the past between two applicants, Tamara Milligan and Pamela Hartman-Beyer. One bid was received later in the day on Friday and the judges have not had a chance to review the bid. Mr. Menefee asked that the Juvenile Guardian Ad Litem bid approval and contract be held for one week.

There was discussion on the contract amount for the Juvenile Guardian Ad Litem.

ACTION: A motion was made seconded and passed to accept the bids and award the contracts to the individuals recommended for the District Court Contract, Juvenile Conflict and Juvenile Indigent Defense. The decision on the Juvenile Guardian Ad Litem bid was postponed to December 19, 2011.

HEARINGS:

1. **Vacation of a portion of Workman Creek Road and all of the Workman Creek Branch Road:** There was a public hearing on December 12, 2011 to consider vacating that portion of Workman Creek Road #65210 lying southerly of the south line of the Northeast quarter of the Southwest quarter of Section 10, Township 17 North, Range 6 West, W.M. and all of the Workman Creek Branch Road # 64840 in Section 16, Township 17 North, Range 6 West, W.M. Notice of this hearing was published in *The Montesano Vidette* December 1 and December 8, 2011. Chairman Willis called for a staff report.

Tom Gray, Engineering, read the engineers report. He explained the road is not access for residents but is used to access timberlands. The suggested vacation begins 100 feet past the last resident on

the road and the intersection has a turnaround.

Chairman Willis called for public comment.

Robert Borden, property owner, stated he owns 36.5 acres and prefers the county not vacate the road stating it would reduce his property value.

Anne Snitcher, stated her family owns over 40 acres off the road and have enjoyed the public road. They do not want to see the road vacated, as it creates landlocked property.

Commissioner Willis asked where the property was located. Ms. Snitcher stated they were located just past the three way intersection. The need for mutual access agreements was discussed.

Tom Gray was asked by Commissioner Wilson for his understanding of the access. He stated he spoke with Weyerhaeuser about working out access agreements.

Robert Boardman stated he had not been contacted by Weyerhaeuser.

Commissioner Willis asked for the county's reasoning for the right-of-way vacation. Mr. Gray stated the road is basically a logging road and is not needed for the county road system. The road is not up to county standards.

Commissioner Welch asked if there was any obligation to upgrade the road, if kept in the public road inventory. Tom Gray stated there was no obligation to upgrade.

Robert Boardman stated there are two sections proposed for vacation. The Upper Branch Road is windy and steep and accesses Weyerhaeuser. The other portion is flat and accesses private properties.

Commissioner Welch stated it needs to be looked into further.

Commissioner Willis asked if the Resolution prepared for approval could be amended. James Baker, Senior deputy Prosecuting Attorney, stated the Resolution can be changed. He recommended deferring to the Road Department to adjust the Resolution. After an inquiry from Commissioner Willis, James Baker stated allowing time for easements to be negotiated between property owners is acceptable.

There was no further public comment. The hearing was left open.

ACTION: A motion was made, seconded and passed to continue the hearing to consider the right-of-way vacation to January 23, 2012.

2. Ordinance Amending Section 16.20.00 of the County Code and Ordinance No. 111 and No. 388 to remove the requirement to include the notation of "private road" in the same size as the road name on all private road signs: There was a public hearing on December 12, 2011 to

consider an ordinance amending Section 16.20.00 of the County Code and Ordinance No. 111 and Ordinance No. 388 as follows: Road signs shall be installed in accordance with requirements of Chapter 12.02 as directed by the public works division. Traffic signs and safety devices shall be provided and installed by the developer in accordance with State Highway Department traffic control standards as approved by the public works director. Road names shall not duplicate nor when spoken sound similar to other names of roads in the county and shall be approved by the public works division, affected fire districts, and the affected postmaster. ~~((All private roads shall be identified by a sign with the notation "private road" of the same size as road name signs. The p))~~ Private road signs shall be placed at all private road intersections and maintained in the same manner as the private road. Notice of this hearing was published in *The Montesano Vidette* December 1, 2011.

Donna McCallum, Clerk of the Board introduced the Ordinance.

James Baker, Senior Deputy Prosecuting Attorney, recommended the October 31, 2011 letter from the Engineering Department be attached to the Ordinance as an exhibit. The Clerk of the Board read the letter aloud for the record.

Chairman Willis called for public comment. There was no public comment and the hearing was closed.

ACTION: A motion was made, seconded and passed to approve Ordinance No. 399 amending Grays Harbor County Code Section 16.20.200 and Ordinance 111 and 388 eliminating the private road notation requirement for private road signs.

PUBLIC COMMENT

Commissioner Willis called for public comment on county-related items. She announced 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:

Regular and Morning Meetings – December 5, 2011

Commissioners:

Reappoint Tami Garrow to the Pacific Mountain Workforce Development Council for a three year term ending Dec. 31, 2014

Management Services:

Set hearing date Supplemental Budget/Elections – Special Meeting Dec. 29th at 2pm

Public Services:

Set bid date of February 13, 2012 – 2012 Emulsified Asphalt Contract

Correspondence:

Road Use Request – CBC Cycling Team, roads near Vance Creek and Satsop PDA –
May 5, 2012

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

COMMISSIONERS

1. **Memorandum of Agreement with Washington State University Extension, 2012 funding Appendix A and B:** A motion was made, seconded and passed to approve the memorandum of agreement Appendix A and B with Washington State University Extension for 2012 funding. Appendix A states the County will provide \$136,661 to WSU Extension for extension programs for the period January 1, 2012 through December 31, 2012. Appendix B states the County will provide \$16,305 in operation support for the office.

DEPARTMENTS

FAIR, EVENTS AND TOURISM

1. **Request Approval, Authorization for the Fair, Events and Tourism Manager to sign 2012 Agreements for Fairground Use:** A motion was made, seconded and passed to authorize the Fair, Events and Tourism Manager to sign 2012 Agreements for Fairground Use for January through April. The 2012 agreements are as follows:

I-5 Quarter Midget Club	January 7 & 8
Elma High School Equestrian	Jan. 3, 5,10,12,17,24,26,31
Elma FFA Logging Rodeo	January 21
Hope from Horses	January 9 & 23
WA. HS Equestrian District 3	February 16, 17, 18, 19
Hope from Horses	February 13 & 27
Rainier Agility Team	February 11 & 12
Wideside Team Penning	February 25
Elma High School Equestrian	February 2, 7,9,14, 21, 28
WA. HS Equestrian District 6	March 1,2,3,4
Hope from Horses	March 12 & 26
Top Dog Agility	March 10 & 11
Volcano View Rat Terrier Club	March 31 & April 1
WA HS Equestrian District 2	March 15, 16, 17, 18
Elma High School Equestrian	March 6, 8, 13, 27
Hope from Horses	April 9 & 23
Rainier Agility Team	April 14 & 15
GH Geology & Gem Society	April 28 & 29
Elma High School Equestrian	April 3,5,10,17

2. **Request Approval, Authorization for the Fair, Events and Tourism Manager to sign 2012 Entertainment Contracts with Hotel California in the amount of \$7,500 and Wool Busters in the amount of \$6,000:** A motion was made, seconded and passed to authorize the Fair, Events and Tourism Manager to sign 2012 Entertainment Contracts with Hotel California in the amount of \$7,500 and Wool Busters in the amount of \$6,000. Both Entertainment Contracts are for the 2012 Fair.

3. **Request Approval, Authorization for the Fair, Events and Tourism Manager to sign a 2011 Tourism Advertising Agreement with Olympic Peninsula Culinary Loop Tourism Partnership in the amount of \$4,000:** A motion was made, seconded and passed to authorize the Fair, Events and Tourism Manager to sign a 2011 Tourism Advertising Agreement with Olympic Peninsula Culinary Loop Tourism Partnership (OPLCTA) in the amount of \$4,000. OPLCTA is a joint venture culinary tourism promotion effort established with support from all four counties of the Olympic Peninsula: Grays Harbor, Mason, Jefferson and Clallum. OPLCTA exists to define, promote and celebrate the Olympic Peninsula's unique culinary tourism experience.

JUVENILE COURT

1. **Request Approval, Consolidated Contract #1263-43180 with the Department of Social and Health Services, 01/01/12 -06/30/13:** A motion was made, seconded and passed to approve the Consolidated Contract #1263-43180 with the Department of Social and Health Services. The contract period is January 1, 2012 to June 30, 2013. In the amounts of \$144,430 for 2012 and \$141,851 for 2013.

MANAGEMENT SERVICES

1. **Request Approval, Renewal of Crime Insurance Policy 01/10/12 – 01/10/13:** A motion was made, seconded and passed to hold this item for one week to get more information. The item will be placed on the December 19, 2011 agenda.

2. **Request Approval, Resolution – Budget Transfer, District Court:** A motion was made, seconded and passed to approve **Resolution No. 2011-123 transferring items in the Grays Harbor County General Fund District Court in the amount of \$1,000.** The transfer is being made from Office and Operating Supplies to Communications to cover costs for the remainder of the year.

PUBLIC HEALTH AND SOCIAL SERVICES

1. **Request Approval, Consolidated Contract with Department of Health – Public Health Services 01/01/12 – 12/31/14:** A motion was made, seconded and passed to approve the Consolidated Contract with the Department of Health. The purpose of this contract is to provide Public Health Services to the residents of Grays Harbor County and the State of Washington in accordance with the Public Health Improvement Plan. The contract term is January 1, 2012 through December 31, 2014. The total amount of the contract is \$1,073,274.

PUBLIC SERVICES

1. Request Approval, Amend Letter of Agreement with Creative Community Solutions – facilitation and other work associated with the update of Title 18 (Critical Protection Code):

A motion was made, seconded and passed to approve an amended letter of agreement with Creative Community Solutions for facilitation and work associated with the update of Title 18. This amendment increases the contract amount by \$10,000 to a total of \$20,000 to cover the costs associated with facilitation services and other work associated with the update to Title 18 (Critical Protection Code) and settlement of the lawsuit.

ANNOUNCEMENTS

Clerk of the Board, Donna McCallum stated next Monday will be the last Regular Meeting of the Board of County of Commissioners for 2011.

CORRESPONDENCE

None

STAFF MEETINGS

The Board held a regular morning meeting on Monday, December 12, 2011, beginning at 9:00 a.m. These meetings are advertised public meetings held in the Commissioners' Conference Room. Commissioners Welch, Wilson and Willis and Clerk of the Board, Donna McCallum reviewed calendars and pending daily office issues. The Board met with Dale Gown, Central Services, regarding an agenda item, Joan Brewster, Public Health and Social Services, regarding agenda items and updates and the following Public Services individuals regarding agenda items and department updates: Kevin Varness, Public Services; Russ Esses, Road Department; Tom Gray, Engineering.

RECAP OF APPROVED RESOLUTIONS, ORDINANCES, AND INTERGOVERNMENTAL AGREEMENTS:

RESOLUTIONS

No. 2011-123

Transferring items in the Grays Harbor County General Fund District Court in the amount of \$1,000

ORDINANCES

No. 399

Amending Grays Harbor County Code Section 16.20.200 and Ordinance 111 and 388 eliminating the private road notation requirement for private road signs

INTERGOVERNMENTAL AGREEMENTS

None

The meeting adjourned at 2:55 p.m.

BOARD OF COMMISSIONERS

For Grays Harbor County

This _____ day of _____, 2011

TERRY L. WILLIS, Chairman, District 1

MIKE WILSON, Commissioner, District 2

HERB WELCH, Commissioner, District 3

ATTEST:

Donna McCallum, Clerk of the Board