

MINUTES

BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY REGULAR MEETING

April 2, 2012

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, April 2, 2012, at 2:00 p.m. Commissioners Terry Willis, Herb Welch and Mike Wilson were present. Donna McCallum, Clerk of the Board, and James Baker, Senior Deputy Prosecuting Attorney, were also present.

CALL TO ORDER AND FLAG SALUTE

BIDS:

None

HEARINGS:

1. **Continued Hearing - Classification as Current Use Open Space of 47.22 acres of Parcel Numbers 170603240020, 170603130000 and 170603210010 located South of the City of Elma on Wenzel Slough Road – Applicant Darryl and Carol Druzianich:** There was a public hearing on March 5, 2012 to consider a request for Classification as Current Use Open Space for real property tax purposes 47.22 acres of Parcel Numbers 170603240020, 170603130000 and 170603210010 located South of the City of Elma on Wenzel Slough Road for Applicants Darryl and Carol Druzianich and was continued to today, April 2, 2012. Notice of this hearing was published in *The Montesano Vidette* February 23, 2012. Chairman Terry Willis called for a staff report.

Laura Gray, Planner, entered the staff report into the record. She stated the original application was for 47.22 acres and was later adjusted to 42-acres, discounting developed area. She explained the following conclusions made in the staff report:

- On November 21, 2011, the applicant submitted the appropriate Washington State Department of Revenue application Form 64 0038e (w) along with a processing fee of \$450 to the County Assessor's Office
RCW Section 84.34.037(1)
- Approval of the Druzianich open space tax classification application would result in a negative tax shift providing a tax benefit to the property owner of between \$400 and \$500.
RCW Section 84.34.037 (2)(a)
- Approval of Case 2011-1327 will preserve open space adjacent to Vance Creek County Park.
RCW 84.34.037 (2)(b) (i) and (viii),
- Approval of Case 2011-1327, as conditioned, will prohibit development of the subject property thereby preserving water quality for two critical aquifer wellhead protection areas for the City of Elma and the waters flowing into Vance Creek. No unique natural wetlands were identified with the man-made lake.

RCW 84.34.037 (2)(b) (ii),

- Approval of Case 2011-1327 will conserve wood duck nesting and brood areas on the lake's banks. No prime farm soil was mapped on the subject property.
RCW 84.34.037 (2)(b)(iii).
- Approval of Case 2011-1327 will not offer educational opportunities due to the lack of public access.
RCW 84.34.037 (2)(b)(iv)
- Approval of Case 2011-1327 will enhance the value of Vance Creek County Park extending the scenic elements of the park by providing open water viewing towards the Chehalis River and Vance Creek with mountains in the background.
RCW 84.34.037 (2)(b)(v)
- Approval of Case 2011-1327 will have no impact on recreation as there is no public access on the lake.
RCW 84.34.037 (2)(b)(vi)
- Approval of Case 2011-1327 will not impact historic and archaeological sites as none are mapped at the location.
RCW 84.34.037 (2)(b)(vii)
- No other benefits of preserving the current use of the property were identified by staff during field visits and records review.
RCW 84.34.037 (2)(b)(ix)

Ms. Gray recommended the following conditions of approval (Amending the second item to strike the word “the” and replace it with “Commercial”):

- The subject property will be used solely for open space scenic preservation purposes.
- Commercial use of motor boats is prohibited.
- Altercation of the water course, such as placement of fill or artificial drainage, is prohibited.
- Should use of the property change or conditions stated in the taxation agreement be violated, the subject property will be removed from the Current Use Open Space classification.

She stated analysis has concluded that classifying approximately 42-acres of land as "current use open space" positively meets several granting authority considerations as required by RCW 84.34.037 (2). Specifically the reclassification will provide the following public benefits:

- Preservation of open space and extension of scenic values associated with Vance Creek County Park

- Protection of water quality in the critical aquifer wellhead protection areas for two City of Elma community wells.
- Protection of State of Washington priority cavity nesting wood duck species nesting and brood areas.

Staff recommends the Board accept the findings of fact and conclusions for Open Space Case 2011-1327 as presented in the staff report. Staff further recommends approval of Open Space Case 2011-1327, as conditioned, based on the findings of fact, conclusions and conditions as presented in the staff report.

Commissioner Willis asked if there was any public comment.

Darryl Druzianich stated he agreed with the staff report and findings. After an inquiry from Commissioner Welch, Mr. Druzianich stated there are no fish in the ponds, except for the possibility during floods.

There was no further public comment and the hearing was closed.

ACTION: A motion was made, seconded and passed to approve the *findings* as submitted in the staff report for the application to Classify as Current Use Open Space for 42 acres of Parcel Numbers 170603240020, 170603130000 and 170603210010 located South of the City of Elma on Wenzel Slough Road for Applicants Darryl and Carol Druzianich.

ACTION: A motion was made, seconded and passed to *approve the request to classify* as Current Use Open Space for 42 acres of Parcel Numbers 170603240020, 170603130000 and 170603210010 located South of the City of Elma on Wenzel Slough Road for Applicants Darryl and Carol Druzianich with the following *Conditions*:

- **The subject property will be used solely for open space scenic preservation purposes.**
- **Commercial use of motor boats is prohibited.**
- **Altercation of the water course, such as placement of fill or artificial drainage, is prohibited.**
- **Should use of the property change or conditions stated in the taxation agreement be violated, the subject property will be removed from the Current Use Open Space classification.**

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 –March 26, 2012

Correspondence:

Grays Harbor PUD Revenue from 2011

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

COMMISSIONERS

1. Accept Bid – Award Contract for Official County Publications Newspaper – The Vidette: A motion was made, seconded and passed to approve the contract for official county publications with *The Montesano Vidette*. The contract states costs as follows:

- Six Point type, full width column: \$8.30 per column inch for first insertion
\$7.25 per column inch for second insertion
- Eight-point type, full-width column: \$6.00 per column inch for first insertion
\$5.75 per column inch for second insertion

Bids were accepted on March 26, 2012 for the Grays Harbor County legal publications contract for printing and publication of Commissioners' proceedings, legal notices, and all other advertising of Grays Harbor County, as required by law to be published in the official newspaper of the County, from July 1, 2012, through June 30, 2013. The only bid received was from *The Montesano Vidette*.

DEPARTMENTS

FAIR, EVENTS AND TOURISM

1. Request Approval, Visitor Information Center Funding Request – South Beach Visitor Information Center: A motion was made, seconded and passed to approve the funding request of \$10,000 for the South Beach Visitor Information Center. Commissioners discussed new legislation effective in 2013 that will change funding eligibility criteria for visitor centers. Chairman Willis stated of the three on the agenda, only the visitor center operated by Greater Grays Harbor, Inc. would qualify next year. A letter will be sent to each visitor center describing the legislative changes affecting funding availability in the future.

2. Request Approval, Visitor Information Center Funding Request – Greater Grays Harbor Inc.: A motion was made, seconded and passed to approve the funding request of \$20,000 for the Greater Grays Harbor Inc. Visitor Information Center in Aberdeen.

3. Request Approval, Visitor Information Center Funding Request – Quinault Museum

Visitor Information Center: A motion was made, seconded and passed to approve the funding request of \$5,183 for the Quinault Museum Visitor Information Center.

MANAGEMENT SERVICES

1. Request Approval, Resolution – Budget Transfer, Tax Title Management: A motion was made, seconded and passed to approve **Resolution No. 2012-019 transferring items in the Grays Harbor County Forestry Fund in the amount of \$301,400.** Brenda Sherman, Budget Director, stated the transfer is being made in the Tax Title Management Fund from ending cash balance to professional services and travel. The increase in professional services is necessary after this budget line was used pay for the demolition of a tax title parcel, leaving inadequate funds for road repairs. The increase in travel was due to one month of the prior years' travel allowance being paid during 2012.

2. Request Approval, Resolution – Budget Transfer, Chemical Dependency/Mental Health/ Therapeutic Court: A motion was made, seconded and passed to approve **Resolution No. 2012-020 transferring items in the Grays Harbor County Miscellaneous Fund Chemical Dependency/Mental Health/Therapeutic Court in the amount of \$259,495.**

Brenda Sherman, Budget Director, stated the transfer is being made from the Chemical Dependency/Mental Health/Therapeutic Court Fund ending cash balance to outpatient services, UA testing and miscellaneous. These funds will be used to support chemical dependency treatment for individuals entering the Prosecutor's Diversion Program.

3. Request Approval, Resolution rescinding Resolution 2011-36 for a new three year Interfund Loan to the Fair Construction Fund from the Landfill Post-Closure Fund: A motion was made, seconded and passed to approve **Resolution No. 2012-021 rescinding Resolution #2011-36 loaning funds from fund #117 Landfill Post-Closure Fund to fund #303 Fair Construction Fund and creating a new loan for \$525,000.** Brenda Sherman, Budget Director, stated the request is to create another loan for \$525,000 for which \$425,000 is a prior loan and an additional \$100,000 be authorized as budgeted in the 2012 construction program. Funds are available from the Landfill Post-Closure Fund for a three year loan to the Fair Construction Fund.

4. Request Approval, Renewal of the UST Pollution Liability Policy and authorization for the Central Services Director to sign supporting documents: A motion was made, seconded and passed to renew the UST Pollution Liability Policy for Grays Harbor County and to authorize the Central Services Director to sign the supporting documents. This insurance is for the County's underground storage tanks and insures the county against accidental spills and leakage. The cost for the renewal of this policy is \$4,654. The renewal for the UST Pollution Liability Policy is in the 2012 budget.

PUBLIC HEALTH AND SOCIAL SERVICES

1. Request Approval, Contract with Lewis County for Healthy Communities HUB: A motion was made, seconded and passed to approve a contract with Lewis County to carry out, as a

Healthy Communities HUB, the priority health improvement initiatives in the contract. The contract runs from October 1, 2011 through September 30, 2012 in the amount of \$79,596.

2. Request Approval, Human Services Advisory Board recommendation on Funding Usage in the Chemical Dependency/Mental Health/ Therapeutic Court: A motion was made, seconded and passed to approve the recommendations from the Health and Human Services Advisory Board for spending in the Mental Health and Chemical Dependency fund for support of chemical dependency treatment for individuals entering the Prosecutor's Diversion Program. The recommendation is consistent with the original program plan.

3. Request Approval, Department of Health Grant Application for SNAP-Ed for nutrition education in schools: A motion was made, seconded and passed to approve a grant application for a second year of funding for the SNAP-Ed grant. The grant provides federal funding to support nutrition education in schools. The grant amount for 2012 was \$125,000 and the department expects to apply for a similar amount for the coming year. The application will be submitted by May 1, 2012. The grant will be administered by the Department of Health at no cost to the County.

PUBLIC SERVICES

1. Request Approval, 2012 Emulsified Asphalt Contract – Paramount Petroleum Corporation: A motion was made, seconded and passed to approve the contract documents for the 2012 Emulsified Asphalt Contract with Paramount Petroleum Corporation in the amount of \$1,024,651.00.

2. Request Approval, Correction to Contractor from 3/26/12 agenda item for Contract Completion and release of retainage for the Garrard Creek Bridge Brooklyn Road Project – Contractor is Quigg Bros. Inc.: A motion was made, seconded and passed to accept the contract as complete and release the retainage pursuant to RCW 60.28 in the amount of \$33,006.98 for the Garrard Creek Bridge Brooklyn Road Project to Quigg Bros. Inc. The total amount of the contract is \$660,139.59 which is 2.34% below the original bid. The contractor was named incorrectly in the March 26, 2012 meeting.

SHERIFF

1. Request Approval, Subscription Agreement for four employees to participate in Teamster's Retirees Welfare Trust: A motion was made, seconded and passed to approve a Retirees Welfare Trust subscription agreement for four employees of the Grays Harbor Sheriff's Office. This agreement would allow four exempt employees from the Grays Harbor Sheriff's Office to participate in the Teamster's Retirees Welfare Trust. By subscribing to this trust, the four employees would make regular payments from each monthly paycheck into the Retirement Trust. When the time comes for that employee to retire, monies that have built up in the trust would allow employees to buy health care coverage at a reduced rate. The cost of participation in this trust is solely the responsibility of the participating employees. There is no cost to Grays Harbor County.

TREASURER

1. Request Approval, Resolution - Setting Terms and Conditions of a Short Term Interfund Loan to the General Fund from the Post-Closure Fund: A motion was made, seconded and passed to approve **Resolution No. 2012-022 confirming the terms and conditions of a short term inter-fund loan to meet cash flow needs in the General Fund.** The Resolution states the aggregate maximum for the loan is \$1,000,000 as approved in the 2012 budget. The maturity date is December 31, 2012 and the interest rate is variable at the LGIP Rate. Ron Strabbing, Treasurer, stated \$500,000 was authorized to be loaned to the General Fund from the Aberdeen Post-Closure Fund in order to insure sufficient funds were available for March 30, 2012 payroll.

ANNOUNCEMENTS

Clerk of the Board, Donna McCallum, announced a proclamation was made by the Governor proclaiming April 2-8, 2012 Public Health Week.

CORRESPONDENCE

None

STAFF MEETINGS

The Board held a regular morning meeting on Monday, April 2, 2012, beginning at 9:00 a.m. These meetings are advertised public meetings held in the Commissioners' Conference Room. Commissioners Wilson, Welch and Willis and Clerk of the Board, Donna McCallum reviewed calendars and pending daily office issues. The Board met with Joan Brewster, Public Health and Social Services, regarding agenda items; Dale Gowan, Central Services, and Milt Hagedorn, ER&R, regarding an agenda item; Mike Bruner, Fair, Events and Tourism Manager, regarding agenda items; the following Public Services individuals regarding agenda items and department updates: Environmental Health Director Jeff Nelson, Planning and Building Director Lee Napier, Assistant Road Engineer Fred Becker.

RECAP OF APPROVED RESOLUTIONS, ORDINANCES, AND INTERGOVERNMENTAL AGREEMENTS:

RESOLUTIONS

No. 2012-019	Transferring items in the Grays Harbor County Forestry Fund in the amount of \$301,400
No. 2012-020	Transferring items in the Grays Harbor County Miscellaneous Fund Chemical

**Dependency/Mental Health/Therapeutic
Court in the amount of \$259,495**

No. 2012-021

**Rescinding Resolution #2011-36 loaning
funds from fund #117 Landfill Post-Closure
Fund to fund #303 Fair Construction Fund
and creating a new loan**

No. 2012-022

**Confirming the terms and conditions of a
short term inter-fund loan to meet cash flow
needs in the General Fund**

ORDINANCES

None

INTERGOVERNMENTAL AGREEMENTS

- Contract with Lewis County for Healthy Communities HUB

The meeting adjourned at 2:48 p.m.

BOARD OF COMMISSIONERS

For Grays Harbor County

This _____ day of _____, 2012

TERRY L. WILLIS, Chairman, District 1

MIKE WILSON, Commissioner, District 2

HERB WELCH, Commissioner, District 3

ATTEST:

Donna McCallum, Clerk of the Board