

Minutes
BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY
REGULAR MEETING

March 18, 2013

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, March 18, 2013, at 2:00 p.m. Commissioners Herb Welch, Wes Cormier and Frank Gordon were present. Donna McCallum, Clerk of the Board, was present to record the meeting. James Baker, Senior Deputy Prosecuting Attorney was also present.

CALL TO ORDER AND FLAG SALUTE

BIDS:

None

HEARINGS:

1. Variance Request for reduction to Private Roadway Standards - applicant Mitchell Kellogg: There was a public hearing on March 18, 2013 to consider a variance for reduction to Private Roadway Standards for applicant Mitchell Kellogg. Notice of this hearing was published in *The Montesano Vidette* on March 7, 2013. Chairman Welch called for a staff report.

Kevin Varness, Public Services Director, reported that Mitchell Kellogg has requested a variance for a reduction in the required minimum private road standards, which is a requirement prior to building permit review (Case 2013-0063) for conversion of living space within an accessory structure. The request is for the following:

1. **Private Roadway Section B.** The applicant is requesting a reduction in the minimum requirements for roadway section B which includes reduction on the required 60-ft easement width to the existing 25-foot easement; reduction of the required 20-ft built road requirement to 14-ft width; and removal of the requirement for any private turn-around beyond that which already exists in the current driveway system.

Grays Harbor County Code 12.02.050 states that variances from the standards may be granted by the Board of Commissioners based upon evidence that such variances are in the public interest, and that requirements for safety, function, fire protection, appearance, and maintainability based on sound engineering judgments are fully met.

Mr. Varness stated the report from the County Road Engineer provided findings of fact that granting of the variance is not in the public interest and the requirements for safety, function, fire protection and maintainability, based on sound engineering judgment, are not fully met.

Commissioner Welch asked if there was any public comment.

Mitchell Kellogg, applicant, provided maps and photos of the property and the current driveway.

Carl Kellogg, applicant's father, provided details of the request. He explained there is a shop built behind the current manufactured home. The well and sewer are already approved for both buildings. They are asking to add an apartment to the shop, which would then make three residences using the private road. The county regulations require upgraded standards when a third dwelling requires access on a private road. Mr. Kellogg stated the amount of traffic on the road will not change as it will remain himself, his son and one other resident. He stated Fire District 2 had previously approved the roadway.

Commissioner Welch inquired as to the Fire Districts approval. Carl Kellogg explained the requirements for fire access, stating ambulances have turned around on the road with no issues.

Mr. Kellogg stated the CLEAR process made the whole process more difficult. His son intends to build a home sometime in the future.

Commissioner Cormier stated he met with Mr. Kellogg on other Building and Planning Department issues. He reiterated that by adding another residence, the county standards require an upgrade to the road.

Commissioner Gordon asked to see additional pictures on Mitchell Kellogg's tablet device.

Linda Webb, Hoquiam, made comments regarding her experience when applying for a building permit when she was required to widen the apron for fire apparatus. She stated common sense should be used when making decisions.

Don Jackson, Blaine Road, stated some county roads are substandard and common sense should be used when making decisions.

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

ACTION: A motion was made, seconded and passed to approve the variance request by Mitchell Kellogg for reduction in the minimum requirements for Private Roadway Section B (to reduce the minimum requirements for roadway section B which includes reduction on the required 60-ft easement width to the existing 25-foot easement; reduce the required 20-ft built road requirement to 14-ft width; and remove the requirement for any private turn-around beyond that which already exists in the current driveway system).

PUBLIC COMMENT

Commissioner Welch called for public comment on county-related items. He 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:

March 11, 2013 Regular and Morning Meetings

Management Services:

Revised hearing date for 2013 CDBG Public Services Grant Application – change from March 18, 2013 to *April 1, 2013*

Set Hearing Date – *April 1, 2013* – Supplemental Budget, Prosecutor \$33,600

Public Services:

Set Bid Date – *April 15, 2013* –2013-2015 County Beach Approach Sand Removal Project

Set Bid Date – *April 15, 2013* - One (1) ½-ton Extended Cab 4x4 Pickup

Set Bid Date – *April 15, 2013* - One (1) 1-ton Cab & Chassis with Utility Box and Crane

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

COMMISSIONERS:

1. **MOU with AFSCME Public Works Division for Road Crew to change to 4-10's schedule for April through Sept.:** A motion was made, seconded and passed to approve the MOU with AFSCME Public Works Division for the Road Crew to change to a 4-10's schedule for April through September 2013.

DEPARTMENTS

Fair, Events and Tourism:

1. **Request Approval, Authorization for the Fair, Events and Tourism Manager to sign 2013 Fair Entertainment Contracts with Dan Whyms "A Tribute to Johnny Cash", Predators of the Heart wildlife educational display and Arch Allies Tribute Show "Journey, Sticks and REO Speedwagon":** A motion was made, seconded and passed to authorize the Fair, Events and Tourism Manager to sign 2013 Fair Entertainment Contracts with the following:

- Dan Whyms "A Tribute to the Fabulous Johnny Cash" for the amount of \$5,000. McCleary native Dan Whyms will be at the Fair Thursday, August 8th at 8: 00 p.m. to do his Tribute show to the fabulous Johnny Cash.
- Predators of the Heart wildlife educational display will be at the Fair for the entire week of Aug. 7th -11th for the amount of \$7,500.
- Arch Allies- Tribute show of three of the best classic rock shows, "Journey, Styx & REO Speedwagon". The show will be on Saturday night, August 10th right after the car races. The cost is \$10,000.

2. Request Approval, Authorization for the Fair, Events and Tourism Manager to sign 2013 Fairground and Pavilion Use Agreements for May through August 2013: A motion was made, seconded and passed to authorize the Fair, Events and Tourism Manager to sign 2013 Fairground and Pavilion Use Agreements with the following:

- Twin Harbors Master Builders-May 18, 19
- Grays Harbor Vet.-May 1,8,15, 22, 29
- Olympia Dog Fanciers- May 3, 4, 5
- Timberland Valley Dog Fanciers-May 10,11,12
- Grays Harbor Vet.- June 5,12,19,26
- Grays Harbor 4-H Horse Council- June 15
- Grays Harbor 4-H Horse Council-June 29, 30
- American Cancer Society- June 14,15
- Antique Farm Engine & Tractor Show-13, 14
- Grays Harbor Vet.-August 21, 28
- Custom Northwest Car Show-August 30,31

3. Request Approval, Authorization for the Fair, Events and Tourism Manager to sign a contract with Las Vegas “Larry the Cable Guy” Impersonator for strolling act at the 2013 Fair: A motion was made, seconded and passed to authorize the Fair, Events and Tourism Manager to sign a contract with Las Vegas “Larry the Cable Guy” Impersonator for a strolling act at the 2013 Fair in the amount of \$6,000.

Forestry:

1. Request Approval, Award bids and contracts to the highest bidder for six (6) timber sales held on March 8, 2013: A motion was made, seconded and passed to award bids and contracts to the following bidders for a timber sale held March 8, 2103:

<u>Sale Name</u>	<u>Purchaser</u>	<u>Estimated Value</u>
Nelson Creek Salvage	Quinault Logging Corp.	\$ 913,858
Little Hoquiam River No. 1	Sierra Pacific Industries	\$ 239,394
W. Fork Andrews Creek No. 1	Sierra Pacific Industries	\$ 951,390
Barlow Creek No. 4	Sierra Pacific Industries	\$ 375,659
John’s River A-Line No. 1	Sierra Pacific Industries	\$ 1,058,566
S. Fork John’s River No. 1	WT Timber, LLC	<u>\$ 1,071,977</u>
	Total	\$ 4,610,844

Management Services:

1. Request Approval, Resolution – Budget Transfer, Chemical Dependency/Mental Health/Therapeutic Court: A motion was made, seconded and passed to approve **Resolution No. 2013-028 transferring items in the Grays Harbor County Miscellaneous Fund Chemical Dependency/Mental Health/Therapeutic Court Fund in the amount of \$33,600.** This budget amendment is needed to move a .5 case manager to the Prosecutor’s Office budget.

Public Health and Social Services:

1. Request Approval, Contract with NACCHO for Chronic Self-Management Program – Grant in the amount of \$11,000 for February 1, 2013 through September 29, 2013: A motion was made, seconded and passed to approve a contract with NACCHO for a grant in the amount of \$11,000 to expand the Chronic Disease Self-Management program. The program will begin offering the classes that focus on diabetes in the community. There is no matching requirement for this contract. The grant period is from February 1, 2013 through September 29, 2013.

2. Request Approval, SeaMar Chemical Dependency Contract Amendment for \$12,230 in additional funds for Medicaid Outpatient Services and \$31,000 for Inpatient/Outpatient services for offenders – July 1, 2012 to June 30, 2013: A motion was made, seconded and passed to approve an amendment to the Sea Mar chemical dependency contract that allows the agency to provide outreach services as part of the ADATSA Assessment and Referral services. The amendment also provides \$12,230 of additional funds for Medicaid outpatient services and \$31,000 for inpatient and outpatient services for offenders. The contract total is \$228,970 for the contract period July 1, 2012 through June 30, 2013.

Public Services:

1. Request Approval, Accept Contract as complete for Ocean Beach Road – Tulips Curve Realignment – Primo Construction, Inc.: A motion was made, seconded and passed to accept the contract as complete with Primo Construction Inc. for the Ocean Beach Road Tulips Curve Realignment project and to release the retainage in the amount of \$30,596.93. The total amount of the contract is \$611,938.66, 1.88 percent over the original bid of \$600,621.30.

2. Request Approval, Award bids for 2013 Aggregate Stockpiling Contract: A motion was made, seconded and passed to award the 2013 aggregate stockpiling contracts as follows:

Item 1	Northwest Rock, Inc.	\$ 108,000.00
Item 2	Northwest Rock, Inc.	\$ 24,800.00
Item 3	Northwest Rock, Inc.	\$ 72,720.00
Item 4	Northwest Rock, Inc.	\$ 29,737.50
Item 5	Spradlin Rock, Inc.	\$ 15,460.00
Item 6	Northwest Rock, Inc.	\$ 7,500.00
Sub Total		\$ 258,217.50
8.4% sales tax		\$ 21,690.27
Total		\$ 279,907.77

3. Request Approval, 2013 Emulsified Asphalt Contract with Paramount Petroleum Corporation, \$1,166,248.50: A motion was made, seconded and passed to approve the contract with Paramount Petroleum Corporation for the 2013 Emulsified Asphalt Contract in the amount of \$1,166,248.50.

ANNOUNCEMENTS

None

CORRESPONDENCE

None

STAFF MEETINGS

The Board held a regular morning meeting on Monday, March 18, 2013, beginning at 9:00 a.m. These meetings are advertised public meetings held in the Commissioners' Conference Room. Commissioners Herb Welch, Wes Cormier and Frank Gordon and Clerk of the Board Donna McCallum reviewed agendas, calendars and pending daily office issues. The Board met with Larry Smith, Forestry Department, regarding an agenda item; Mike Bruner, Fair, Events and Tourism Manager, regarding agenda items; Joan Brewster, Public Health and Social Services Director, regarding agenda items; Dan Teuteberg and Jim Kropf, WSU Extension, regarding department updates; Public Services individuals regarding agenda items and department updates: Environmental Health Director Jeff Nelson, County Engineer Russ Esses and Public Services Director Kevin Varness.

**RECAP OF APPROVED RESOLUTIONS, ORDINANCES, AND
INTERGOVERNMENTAL AGREEMENTS:**

RESOLUTIONS:

No. 2013-028

**Transferring items in the Grays Harbor
County Miscellaneous Fund Chemical
Dependency/Mental Health/Therapeutic
Court Fund in the amount of \$33,600**

ORDINANCES:

None

INTERGOVERNMENTAL AGREEMENTS:

None

The meeting adjourned at 2:44 p.m.

BOARD OF COMMISSIONERS
For Grays Harbor County
This _____ day of _____, 2013

HERB WELCH, Chairman, District 3

WES CORMIER, Commissioner, District 1

FRANK GORDON, Commissioner, District 2

ATTEST:

Donna McCallum, Clerk of the Board