

Minutes
BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY
REGULAR MEETING

July 7, 2014

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, July 7, 2014, at 2:00 p.m. Commissioners present were Frank Gordon, Herb Welch and Wes Cormier. Donna McCallum, Clerk of the Board, was present to record the meeting.

CALL TO ORDER AND FLAG SALUTE

A motion was made, seconded and passed to add the following item to the agenda for the Public Services Department:

- Negotiations to acquire property for the Wishkah Road Flood Levee Project - \$72,000 for parcel number 180933210010

BIDS:

None

HEARINGS:

1. Ordinance terminating the Current Use Timber Land Program and declaring land previously designated in the Current Use Timber Land Program to be Designated Forest Land and prescribing minimum timber management plan requirements: There was a public hearing on June 23, 2014, that was continued to today, July 7, 2014, to consider an Ordinance terminating the Current Use Timber Land Program and declaring land previously designated in the Current Use Timber Land Program to be Designated Forest Land and prescribing minimum timber management plan requirements. Notice of this hearing was published in *The Montesano Vidette* on June 12, 2014.

Commissioner Gordon called for public comment.

The following people spoke in favor of the Ordinance:

Chuck Laier, Aberdeen
Dan Boeholt, Aberdeen
Frank Majeski, Aberdeen
Steve Bova, Ocean Shores
Jackie Shay, Aberdeen
Amy Spoon, Montesano
Cindy Bova, Ocean Shores
Nick Valentine, Montesano
Bill D., Wishkah

The following people spoke against the Ordinance:

Howard Wilson, Montesano
Bill Pickell, Hoquiam
Mike Bussard, Montesano
Harold Brumstead, Montesano

Commissioner Gordon asked the Assessor Rick Hole's opinion on the Ordinance. Rick Hole stated he does not make policy and this issue has not been litigated so he will do what statute requires of him.

Hearing no further comments Commissioner Gordon moved out of the hearing.

Commissioner Cormier made a motion to approve the Ordinance with the following amendments:

- Language in the Ordinance that indicates fee for access as a factor for disqualification of the Timber Management Plan with the exception of "Small Forest Landowners".
- Define a "Small Forest Landowner" in line with other statutes like HB 1095 which says an owner of forest land who has harvested from his or her own lands, in Washington State, no more than an average timber volume of two million board feet per year.
- Amend the definition of "Commercial Recreational" by striking through berry picking, mushroom picking and floral salal picking". These activities are viable examples of incidental use.

Commissioner Welch seconded the motion.

Commissioner Cormier stated he believes the amendments will further protect small forest landowners as well as strengthen Grays Harbor County's position with respect to Washington State Statutory Law and address Property Tax Advisory Opinion No. 16.01.2011. He stated he does not believe this is an infringement on rights.

Commissioner Welch stated he is concerned about possible litigation costs for the taxpayer; but he feels that if the Commissioners do not try to do something we can never know the outcome. If this ends up having huge legal fees the County can back off at a later date, but this has to go into effect to know what will happen next. The companies are already charging recreation fees.

Commissioner Gordon stated he is torn. He stated he understands property rights. He stated this can cost the county money to fight and a Road Levy Shift may be necessary in order to pay for a court fight. He stated the County budget is a major concern. He stated he hopes this brings people to the table to try to come to a compromise. He believes people may be willing to pay a small fee for access to lands.

ACTION: A motion was made, seconded and passed to approve Ordinance No. 412 as amended by Commissioner Cormier to terminate the Current Use Timber Land Program and declaring land previously designated in the Current Use Timber Land Program to be Designated Forest Land and prescribing minimum timber management plan requirements.

Commissioner Cormier thanked Representative Brian Blake and Dan Boeholt for their help throughout this process. He also thanked his fellow Commissioners for their support.

PUBLIC COMMENT

There was no public comment.

CONSENT AGENDA: Approval was requested for the following items:

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Auditor:

Month End Expenditures for June 2014 - Claims: \$3,715,600.25 and Salary:
\$2,431,069.69

Correspondence:

Lawsuit, L-683-14, Mathew Eric Smith

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

COMMISSIONERS:

1. **Superior Court Indigent Defense Contract with Christopher Wade:** A motion was made, seconded and passed to approve the Superior Court Indigent Defense Contract with Christopher Wade. This contract has been approved by the Superior Court Judges.

DEPARTMENTS:

Management Services:

1. **Request Approval, Resolution –Budget Transfer – Coroner’s Office, \$2,040:** A motion was made, seconded and passed to approve **Resolution No. 2014-080 transferring items in the Coroner’s Office in the amount of \$2,040.** This Resolution will authorize the transfer of budget from personnel benefits to miscellaneous to cover training expenses for a new Deputy Coroner.

2. **Request Approval, Letter of Agreement between the County and Centralia College to reimburse Centralia College for Jane Atha’s services as Watershed Coordinator and Lead Entity Coordinator - \$75,000:** A motion was made, seconded and passed to approve a Letter of Agreement between Grays Harbor County and Centralia College. \$75,000 will be reimbursed to the College for Jane Atha’s services as the Watershed Coordinator and the Lead Entity Coordinator. The Watershed Coordinator provides assistance to the implementation of the Chehalis Basin Watershed Management Plan and as the Lead Entity Coordinator for the Chehalis Basin Salmon Habitat Restoration Plan. Funding will come from donations and through a grant from RCO.

Public Health and Social Services:

1. Request Approval, Amendment No. 6 to a contract between DSHS/Dept. of Behavioral Health Resources and Grays Harbor RSN for Medicaid funded mental health treatment programs – extends contract for July 1, 2014 through June 30, 2015 with no change to the contract amount: A motion was made, seconded and passed to approve an Amendment No. 6 to extend the contract between DSHS/DBHR and GHRSN. The RSN is the fiscal agent for Medicaid funded mental health treatment programs in the county. The contract will bring approximately \$6.5 million in Medicaid funds for delivery of outpatient mental health treatment programs, crisis services, and pre-payment for inpatient claims. GHRSN contracts with BHR, SeaMar and others to implement the requirements of the contract. All exhibits remain the same with the exception of Exhibit D (rates) and G (which describes the new process to assist individuals moving between Regional Support Networks). The amendment covers the period July 1, 2014 through June 30, 2015. No changes were made to the dollar amount of contract. No match is required.

2. Request Approval, Amendment No. 6 to a contract between DSHS/Dept. of Behavioral Health Resources and Grays Harbor RSN for outpatient mental health treatment programs, crisis services and inpatient claims – increase in funding of \$1,284,420 for the period of July 1, 2014 through June 30, 2015: A motion was made, seconded and passed to approve Amendment No. 6 to extend the contract between DSHS/DBHR and GHRSN. This amendment will bring in approximately \$1.3 million in state funds for delivery of outpatient mental health treatment programs, crisis services, and inpatient claims. GHRSN contracts with BHR, Sea Mar and other entities to implement the requirements of the contract. This amendment adds Exhibit G, detailing a new service intended to help people with behavioral health problems find housing upon discharge from treatment settings. The amendment covers the period of July 1, 2014 through June 30, 2015. The amount of the increase is \$1,284,420.00. No match is required.

3. Request Approval, Provider Agreement with Health Care Authority for reimbursement for services provided to Medicaid recipients: A motion was made, seconded and passed to approve a provider agreement with Health Care Authority. The agreement will allow the Health Department to receive reimbursement for services provided to Medicaid recipients.

Public Services:

1. Request Approval, Five Year Reimbursable Agreement with the City of Cosmopolis for various Public Works projects: A motion was made, seconded and passed to approve a five year reimbursable agreement with the City of Cosmopolis to perform various public works projects.

2. Request Approval, Five Year Reimbursable Agreement with the City of Hoquiam for various Public Works projects: A motion was made, seconded and passed to approve a

five year reimbursable agreement with the City of Hoquiam to perform various public works projects.

3. Request Approval, Five Year Reimbursable Agreement with the City of Oakville for various Public Works projects: A motion was made, seconded and passed to approve a five year reimbursable agreement with the City of Oakville to perform various public works projects.

4. Request Approval, Resolution – Speed limit change on Oyehut Road from 25 MPH to 20 MPH for milepost .000 to 0.709: A motion was made, seconded and passed to approve **Resolution No. 2014-081 establishing a 20 mph speed limit for Oyehut Road, from milepost 0.000 to milepost 0.709.** This road is presently posted at 25 mph.

**Added Item:

5. Request Approval, Negotiations to acquire property for the Wishkah Road Flood Levee Project - \$72,500 for parcel number 180933210010: A motion was made, seconded and passed to authorize the County's Right-of-Way Agent to proceed with negotiations to acquire parcel number 180933210010 for the Wishkah Road Flood Levee Project in the amount of \$72,500. The appraisal for the property was completed by Twin Harbors Appraisal Service, Inc.

ANNOUNCEMENTS

None

CORRESPONDENCE

None

STAFF MEETINGS

The Board held a regular morning meeting on Monday, July 7, 2014, beginning at 9:00 a.m. These meetings are advertised public meetings held in the Commissioners' Conference Room 1. Commissioners Frank Gordon, Herb Welch and Wes Cormier, along with Clerk of the Board Donna McCallum reviewed agendas, calendars and pending daily office issues. The Board met with Dale Gowan, Central Services Director, regarding a purchase request and computer discussion, an Executive Session with Public Services Director Kevin Varness and Surveyor Tom Gray and later with the following Public Service representatives for departmental updates Public Services Director Kevin Varness, Environmental Health Director Jeff Nelson and County Engineer Russ Esses.

RECAP OF APPROVED RESOLUTIONS, ORDINANCES, AND INTERGOVERNMENTAL AGREEMENTS:

RESOLUTIONS:

No. 2014-080

Transferring items in the Coroner's Office in the amount of \$2,040

No. 2014-081

Establishing a 20 mph speed limit for Oyehut Road, from milepost 0.000 to milepost 0.709

ORDINANCES:

412

Terminating the Current Use Timber Land Program and declaring land previously designated in the Current Use Timber Land Program to be Designated Forest Land and prescribing minimum timber management plan requirements

INTERGOVERNMENTAL AGREEMENTS:

- Five Year Reimbursable Agreement with the City of Cosmopolis for various Public Works projects
- Five Year Reimbursable Agreement with the City of Hoquiam for various Public Works projects
- Five Year Reimbursable Agreement with the City of Oakville for various Public Works projects

The meeting adjourned at 3:08 p.m.

BOARD OF COMMISSIONERS

For Grays Harbor County

This _____ day of _____, 2014

FRANK GORDON, Chairman, District 2

WES CORMIER, Commissioner, District 1

HERB WELCH, Commissioner, District 3

ATTEST:

Donna McCallum, Clerk of the Board