

**Minutes**  
**BOARD OF COMMISSIONERS – GRAYS HARBOR COUNTY**  
**REGULAR MEETING**

**September 9, 2013**

The Commissioners met in regular session in the Commissioners' Meeting Room, Administration Building, Montesano, Washington, on Monday, September 9, 2013, at 2:00 p.m. Commissioners Wes Cormier and Frank Gordon were present with Commissioner Herb Welch participating by phone. Donna McCallum, Clerk of the Board, was present to record the meeting. Stew Menefee, Prosecuting Attorney, was also present.

**CALL TO ORDER AND FLAG SALUTE**

**BIDS:**

None

**HEARINGS:**

**1. Decision Only – (hearing was closed) Right-of-Way Vacation of Pearson Road**

**#831110:** There was a public hearing held on August 26, 2013 with the decision continued to September 9, 2013 to consider a right-of-way vacation for Pearson Road #831110. Notice of this hearing was published in *The Montesano Vidette* August 8, 2013.

Members of the audience requested to make public comment and were informed the hearing was held and closed on August 26, 2013. Stew Menefee, Prosecuting Attorney, stated in order to hear additional comments from the public the hearing would have to be re-set. Usually this only occurs on an emergency basis and would include re-advertising the hearing and other processes required by law. Commissioner Cormier stated he is hesitant to go through this process.

Commissioner Welch was asked if he had reviewed all the hearing materials and testimony. He stated he had not and that the other Commissioners could make the decision without him if they wished. Mr. Menefee stated if there were two opposing votes the result would be denial.

**ACTION:** A motion was made, seconded and passed to postpone the decision another week to September 16, 2013 during the 2:00 p.m. Board meeting in order to allow sufficient time for Commissioner Herb Welch to review the materials. The Commissioners decided against holding another hearing on the matter.

**2. Decision Only – (hearing was closed) Right-of-Way Vacation of Old Garrard Creek**

**Road #68750:** There was a public hearing on August 26, 2013 to consider a right-of-way vacation for Old Garrard Creek Road #68750. Notice of this hearing was published in *The Montesano Vidette* August 8, 2013. The public hearing was closed and the decision delayed to September 9, 2013.

**ACTION:** A motion was made, seconded and passed to postpone the decision another week to September 16, 2013 in order to allow sufficient time for Commissioner Herb Welch to review the materials.

**3. Continued Hearing - Road Variance request from Bob Betcher for Parcel 795501901200, Alley to access lot 12 of Block 9:** There was a public hearing held on August 26, 2013 that was continued to September 9, 2013 to consider a road variance request from Bob Betcher for Parcel No. 795501901200 for alley to access lot 12 of block 9. Notice of this hearing was published in *The Montesano Vidette* August 8, 2013. Commissioner Gordon called for a staff report.

Russ Esses, County Engineer, reported the applicant has requested variance from standards set for Private Roadway Section B. The applicant is requesting a reduction in the minimum requirements for roadway Section B which includes reduction of the required 60-ft easement width to the existing 16-foot alley right-of-way; reduce the required 20-ft built road requirement to 16-ft width; remove the requirement for a cul-de-sac turnaround.

Mr. Esses stated county standards would require a cul-de-sac. The alley is a narrow one lane road with no turn around. There is no right-of-way for drainage, utilities or vegetation maintenance. He explained this variance is not in the best interest of the public and recommends denial.

Commissioner Gordon asked if there was any public comment.

Wayne Hagen, Attorney for the applicant, Mr. Betcher, provided photos and a note from the District 8 Fire Chief regarding turn-around requirements. He stated the CLEAR application for development was submitted in June 2011. The applicant is now asking to extend use of the existing alley another 79 feet. There are no plans to improve the alley, just to extend it. He stated the applicant is not opposed to building a turn around. The area is platted and the applicant is not asking for anything anyone else does not already do.

Norm Vick stated the alley is not used for traffic and if the variance is allowed it would require someone's fence and garage of sixty years to be torn down. He believes the tranquility adds value to the properties and requested the application be denied.

Gerald Olson, having lived in the area over 22 years, stated the alley is a green belt used by pedestrians. He stated the applicant owns half the block and has other ways to access the property.

Steven Friederich recommended continuing the decision in order for Commissioner Herb Welch to look over documents provided by Mr. Hagen today.

Wayne Hagen stated the alley has been used by the owners of the garage and the current fence has not been there 60 years. He said adverse possession does not apply to governmental ownerships. He emphasized no paving will be done if the variance is approved.

Russ Esses, replying to inquiry from Commissioner Cormier, stated there has been no survey completed by the County. He understands the fence is on right-of-way. He stated the Road Department does not care that the fence is on right-of-way.

Commissioner Welch commented that the garage would have to be removed.

Commissioner Gordon asked Stew Menefee for instruction on how to proceed since Commissioner Welch has not reviewed all the documents. Mr. Menefee stated there were two options: continue the decision for one week so Commissioner Welch can review the documents or go to a vote now and Commissioner Welch would not be included.

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

**ACTION:** A motion was made, seconded and passed to postpone the decision to September 16, 2013 in order to allow Commissioner Herb Welch sufficient time to review the materials.

**4. Emergency Budget, Auditor - \$44,900:** There was a public hearing on September 9, 2013 to consider an emergency budget appropriation in the Auditor's Office in the amount of \$44,900. Notice of this hearing was published in *The Montesano Vidette* on August 29, 2013. Commissioner Gordon called for a staff report. Brenda Sherman, Budget Director, reported this appropriation will cover the County's portion of the primary election costs.

Commissioner Welch asked if there was any public comment. There was no public comment and the hearing was closed.

**ACTION:** A motion was made, seconded and passed to approve Resolution No. 2013-090 authorizing an emergency appropriation in the budget of the Grays Harbor County General Fund Auditor's Office in the amount of \$44,900.

**5. Emergency Budget, General Fund - \$54,600:** There was a public hearing on September 9, 2013 to consider an emergency budget appropriation in the General Fund in the amount of \$54,600. Notice of this hearing was published in *The Montesano Vidette* on August 29, 2013. Commissioner Gordon called for a staff report. Brenda Sherman, Budget Director, reported this resolution reverses the remaining contra balances in the Clerk, Prosecutor and Non-departmental funds. These departments had no areas in their budgets they could reduce in order to meet their contras. The County Treasurer and Auditor each provided areas in their budgets to offset their contras. After these adjustments are made, there are no contra entries remaining in the General Fund.

Commissioner Gordon asked if there was any public comment. There was no public comment and the hearing was closed.

**ACTION:** A motion was made, seconded and passed to approve Resolution No. 2013-091 authorizing an emergency appropriation in the budget of the Grays Harbor County

**General Fund in the amount of \$54,600.**

**6. Supplemental Budget Appropriation, Prosecutor - \$496:** There was a public hearing on September 9, 2013 to consider a Supplemental Budget appropriation in the Prosecutor's Office in the amount of \$496. Notice of this hearing was published in *The Montesano Vidette* August 29, 2013 and September 5, 2013. Commissioner Gordon asked for a staff report. Brenda Sherman, Budget Director, reported this resolution increases the salary for the County Prosecutor by \$124 per month effective September 1, 2013 and reflects the increase in revenue to be received from the State as a reimbursement.

Commissioner Gordon asked if there was any public comment. There was no public comment and the hearing was closed.

**ACTION:** A motion was made, seconded and passed to approve Resolution No. 2013-092 authorizing a supplemental appropriation in the budget of the Grays Harbor County General Fund Prosecutor's Office in the amount of \$496.

**7. Road Variance from Private Roadway Section B - request by Terry Rothell for 1246 Mox Chehalis Road:** There was a public hearing on September 9, 2013 to consider a road variance application by Terry Rothell for property located at 1246 Mox Chehalis Road. The request is for a variance from Private Roadway Section B, to reduce the minimum private road standards, which is to be a requirement of his future plans to develop the subject property with a single family residence. The request includes reduction of the required 60 foot easement width to the existing 20 foot build roadway; to allow the current roadway to remain at its steepest grade of 14 percent; to remove the requirement for a cul-de-sac turnaround. Notice of this hearing was published in *The Montesano Vidette* August 29, 2013.

Commissioner Gordon stated the applicant asked that the hearing be continued to September 16, 2013.

Commissioner Gordon asked if there was any public comment. There was no public comment.

**ACTION:** A motion was made, seconded and passed to continue the hearing to September 16, 2013.

**PUBLIC COMMENT**

Commissioner Gordon 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.

Ted Pearson, Oakville, stated the Tribe is buying all properties with river access.

Ray Brown, Westport, made comments regarding a handout made by Commissioner Gordon regarding crude oil by trains.

Al Smith, Wishkah, asked if Commissioner Welch was receiving information and materials from the office. Clerk of the Board, Donna McCallum, stated all the documents are being given to Commissioner Welch the same day the other two Commissioners receive them.

Susan K. Johnson, Hoquiam, discussed jobs, economy and drug problems in the county. Commissioner Gordon responded this is a nationwide problem and we can work as a team to do the best we can.

**CONSENT AGENDA:** Approval was requested for the following items:

**Minutes:**

August 26, 2013 Regular & Morning Meeting

**Assessor:**

Surplus numerous office items

**Auditor:**

Month End Expenditures: Claims: \$4,068,796.10 and Salaries: \$2,423,300.66

**Commissioners:**

Surplus TV, Computer and Printer

**Management Services:**

Set Hearing Date- *September 23, 2013* – Supplemental Budget, LOCAL Program  
Financing – Jail Security Fund \$3,216

Set Hearing Date- *September 23, 2013* – Supplemental Budget, LOCAL Program  
Financing – Energy Fund \$5,562

Set Hearing Date- *September 23, 2013* – Supplemental Budget, LTGO Refunding Bonds  
2012 Fund, \$600

Set Hearing Date- *September 23, 2013* – Supplemental Budget, Law Library, \$3,100

**Public Services:**

Request for Qualifications for Planning, Facilitation and Support Assistance

**Sheriff:**

Surplus three cameras

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

**PROCLAMATION:**

1. **September 21<sup>st</sup> as Chehalis Watershed Appreciation Day:** A motion was made, seconded and passed to proclaim September 21<sup>st</sup> as Chehalis Watershed Appreciation Day. The Clerk of the Board read the proclamation. In a letter from Jane Atha, Watershed Coordinator, Commissioners were invited to attend the annual Watershed Festival on September 21, 2013 at Morrison Park in Aberdeen. Much of the cost of the festival is covered by donations of time and services. Direct costs are paid for by grants and funds from the donation account.

**COMMISSIONERS:**

**1. Marine Resource Committee (MRC) Board Appointments – two vacancies:** A motion was made, seconded and passed to appoint Gregory Hinz to the MRC. A motion was made, seconded and passed to appoint Al Smith to the MRC. There were three applicants for the two vacant positions; the other nominee considered was Al Carter.

## **DEPARTMENTS**

### **Fair, Events and Tourism:**

**1. Request Approval, Authorization for the Fair, Events and Tourism Manager to sign contracts for Fairground Use for September through December 2013:** A motion was made, seconded and passed to approve authorization for the Fair, Events and Tourism Manager to sign the following contracts for Fairground Use:

Sierra Pacific	Sept.21
Grays Harbor Vet	Sept 21, 28; Oct. 2, 9, 16, 23, 30; Nov.6, 13, 20; Dec. 4, 11, 18
Elma High School Equestrian	Oct. 22, 29 Nov. 5, 12, 26 Dec. 3, 10, 17
Schafer Meadows Fiber Fest	Oct.11-13
Pacific Rim Arabian Horse Assoc.	Oct.4, 5, 6
Alpaca Ranchers of the Northwest	Oct. 12 & 13
Top Dog Agility	Oct.19 & 20
GH Mounted Posse	Oct.12
Hope From Horses	Oct.14 & 28; Nov. 25; Dec.9
GH Mounted Posse	Oct. 2, 9, 16, 23, 30; Nov. 6, 13, 27; Dec. 4, 11, 18
Country Christmas	Nov. 23 & 24
Rainier Agility Team	Nov. 9 & 10
GH Mounted Posse	Nov. 2
GH Mounted Posse	Nov 30-Dec.2
GH Mounted Posse	Dec.7
Boston Terrier Club	Dec. 27, 28, 29

**2. Request Approval, Authorization for the Fair, Events and Tourism Manager to sign and execute contracts with the 2013 4-H Fair Exhibitor Judges:** A motion was made, seconded and passed to authorize the Fair, Events and Tourism Manager to sign and execute contracts with the following 2013 4-H Fair Exhibitor Judges:

Brandon Best	\$50.00
Jan Hendrickson	\$60.00
Teena Butterfield	\$95.00
Kimberly Dubore	\$40.00
Tom Gwin	\$120.00
Davona Gwin	\$200.00
Beth Hargrove	\$75.00
Amy Akramoff	\$250.00
Patti Gylling	\$300.00
4-H Horse Council	\$600.00

**Juvenile Department:**

1. **Request Approval, CASA Contract with the Administrative Office of the Courts for July 1, 2013 through June 30, 2014 for \$92,689:** A motion was made, seconded and passed to approve the CASA contract #1AA14120 with the Administrative Office of the Courts. This is for the period of July 1, 2013 through June 30, 2014 in the amount of \$92,689.

**Public Health and Social Services:**

1. **Request Approval, Amendment #1 to the Interlocal Agreement with Pacific County for the Community Transformation Grant to add \$3,606 to the agreement, extend the term to September 29, 2013 and to add new activities to the statement of work:** A motion was made, seconded and passed to approve amendment #1 to the Interlocal Agreement with Pacific County for the Community Transformation Grant. This amendment provides funding that was specifically allocated for the two counties in our region who were not currently receiving CTG funding. This amendment adds \$3,606 to the agreement, and extends the term of the agreement to September 29, 2013. It amends the statement of work to add new activities.

2. **Request Approval, Agreement with Behavioral Health Resources for Crisis Intervention Training for up to \$40,061 for July 1, 2013 through June 30, 2014:** A motion was made, seconded and passed to approve an agreement with Behavioral Health Resources for Crisis Intervention Training (CIT). CIT equips police officers to interact with individuals experiencing a psychiatric crisis and provides officers with specialized training to respond safely and quickly to people with serious mental illness in crisis. Officers learn to recognize the signs of psychiatric distress and how to deescalate a crisis, avoiding officer injuries, consumer deaths and tragedy for the community. In addition, CIT officers learn how to link people with appropriate treatment, which has a positive impact on fostering recovery and reducing recidivism.

3. **Request Approval, Contract with Cigna Healthcare to allow Cigna to receive reimbursement for Clinical Services:** A motion was made, seconded and passed to approve a contract with Cigna Healthcare to allow Cigna to receive reimbursement for services.

4. **Request Approval, Contract with First Choice Health Network to allow First Choice Health Network to receive reimbursement for Clinical Services:** A motion was made, seconded and passed to approve a contract with First Choice Health Network to allow them to receive reimbursement for services.

5. **Request Approval, 2013 Chemical Dependency Six Month Bridge Contract with Providence St. Peter to provide involuntary commitment, inpatient and detoxification services for July 1, 2013 through December 31, 2013:** A motion was made, seconded and passed to approve the 2013 Chemical Dependency six month bridge contract with Providence St. Peter. The purpose of the contract is to provide Involuntary Commitment Services, Inpatient and Detoxifications Services to the citizens of Grays Harbor County. The contract runs from July 1, 2013 through December 31, 2013. The contract utilizes fee-for services basis for a maximum of

\$36,000 for ITA services and a bed day rate for detoxification and inpatient treatment under CJTA funding from the Prosecutor's Diversion program.

### **Public Services:**

**1. Request Approval, Hold Harmless Agreement for rental of FIN the migrating salmon for the Chehalis Basin Watershed Festival:** A motion was made, seconded and passed to approve a Hold Harmless Agreement for rental of FIN the migrating salmon for the Chehalis Basin Watershed Festival. FIN will arrive in Grays Harbor County several days before the watershed festival to visit and educate local students at three schools. FIN will conclude the tour at the watershed festival on September 21<sup>st</sup> at Morrison Riverfront Park in Aberdeen.

**2. Request Approval, Letter of Agreement with Centralia College for Watershed/Lead Entity Coordinator for the Chehalis Basin Partnership:** A motion was made, seconded and passed to approve an agreement with Centralia College for the College to provide the Coordinator for the Chehalis Basin Partnership and Lead Entity Program. The position was previously provided by Grays Harbor College (GHC). This agreement is the same agreement that the county had with GHC. The position is funded by the Lead Entity Grant and donations from other entities. Grays Harbor County continues to be the fiscal agent for this regional work.

### **ANNOUNCEMENTS**

None

### **CORRESPONDENCE**

None

### **STAFF MEETINGS**

The Board held a regular morning meeting on Monday, September 9, 2013, beginning at 9:00 a.m. These meetings are advertised public meetings held in the Commissioners' Conference Room 1. Commissioners Wes Cormier and Frank Gordon and Clerk of the Board Donna McCallum reviewed agendas, calendars and pending daily office issues. Commissioner Welch was present by phone. The Board met with Chuck Wallace, Deputy Director of Emergency Management, regarding the great shakeout event; Brenda Sherman and Marilyn Lewis, Budget Department, regarding 2014 preliminary budget and August budget recap; Greg Reynvaan, Juvenile Director, regarding agenda items; Public Services Representatives regarding requests and department updates: Road Engineer Russ Esses, Public Services Director Kevin Varness, County Surveyor Tom Gray, ER&R Director Jerry Benedict and Watershed Coordinator Jane Atha.

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

