

# MINUTES

## GRANT COUNTY BOARD OF COMMISSIONERS

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### MONDAY, MARCH 17, 2014

The Grant County Commissioners session began at 8:30 a.m. with all Commissioners in attendance.

8:30 a.m. – 9:00 a.m. Elected Official Roundtable Meeting

9:00 a.m. – 9:50 a.m. J Strickler, ASC Update and Misc. BOCC Action

A motion was made by Commissioner Carter, seconded by Commissioner Stevens, to approve items 1 through 4 on the ASC Agenda as presented. The motion passed unanimously.

1. Possible vouchers for Interfund Communications, insurance, and/or grant administration. **(Approved)**
2. For signature: Grant County application forms for Washington State Department of Commerce Community Development Block Grant (CDBG), 2014 Public Services Grant No. 14-65400-005 for \$129,070, which will be administered through the Opportunities Industrialization Center (OIC) of Washington: **(Approved)**
  - a. *Project Summary* form; and
  - b. *Title VI Certification* form.
3. Amendment B to Washington State Military Department Grant Agreement No. E14-003 with Grant County Department of Emergency Management, which increases the contract amount from \$24,500 to \$29,025 and amends Exhibits C and D (grant funding is also authorized by the Energy Facility Site Evaluation Council). **(Approved)**
4. Signature Authorization Form to Washington State Military Department's Columbia Generating Station Preparedness Program Contract No. E14-003, with Grant County Emergency Management. **(Approved)**

10:00 a.m. – 10:15 a.m. Commissioners Office Safety Meeting

10:30 a.m. – 10:45 a.m. Public Comment Period **(No public in attendance)**

11:00 a.m. – 11:50 a.m. D Nelson, Building Department Update

2:00 p.m. – 2:50 p.m. T Hechler, Human Resources Update

3:00 p.m. – 3:30 p.m. Department Head Review

4:00 p.m. – 4:20 p.m. B Smith, District Court Update **(Cancelled)**

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**MISCELLANEOUS ITEMS**

As of this date, the Board, by a majority vote, does approve for payment those vouchers certified by the auditing officer as required by RCW 42.24.080, and those expense reimbursement claims certified by the auditing officer as required by RCW 42.24.090, in the amount of \$495,591.50, as recorded on a listing and made available to the Board.

**TUESDAY, MARCH 18, 2014**

The session was continued at 9:00 a.m. with all Commissioners in attendance.

9:00 a.m. – 9:20 a.m.                      J Prior, Dispute Resolution Center Annual Report

10:00 a.m. – 10:20 a.m.                Open Record Public Hearing, 2014 CDBG Public Services Grant Application and 2013 Report on Use of Funds

The Commissioners held an Open Record Public Hearing to implement the Community Development Block Grant (CDBG) between Grant County and the Washington State Department of Commerce, with the funds being passed through the OIC of Washington. This hearing is also to close out the 2013 grant contract 13-65400-005. \$129,070.00 will be available to Opportunities Industrialization Center of Washington (OIC of WA) to fund public service activities that principally benefit low and moderate income persons.

June Strickler, Administrative Service Coordinator, discussed the proposed and notified the Commissioners that all hand outs are available in English and Spanish and that a Spanish interpreter is here to assist if necessary. She also shared the availability of technical assistance for anyone who desired to become knowledgeable with the CDBG program or to contribute ideas to solving some of the community's needs, upon request. Available handouts: (1) Community Development Block Grant Program description, (2) Federal Regulations 24 CFR 570.486(a), (3) Public Participation Plan (PPP), and a (4) Grant County's adopted CDBG Grievance Procedure form (an attachment to the PPP). Ms. Strickler has a resolution for signature with certifications of compliance for CDBG public services grant only. The amount of the pass through grant is \$129,070.00.

Candi Jaeger, OIC of WA, gave an update on the last year's grant. Part of the funding goes to energy assistance which serves Grant and Adams Counties. They also have a Migrant and Seasonal Farmworker program. The Prosperity Center has assisted with counseling. They also have financial workshops available to the public. The Weatherization program has helped 109 families.

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Commissioner Carter moved to close the public comment portion of the hearing. Commissioner Stevens seconded and the motion passed unanimously. Commissioner Stevens moved to adopt the close out of the 2013 grant and approve the 2014 application as presented. Commissioner Carter seconded and the motion passed unanimously. The hearing adjourned. **(Approved, Resolution No. 14-015-CC)**

11:00 a.m. – 11:30 a.m. Department Head Review

1:00 p.m. – 1:30 p.m. C Swartz Conference Call with P Jones, Port of Moses Lake – Larson Clean Up

1:30 p.m. – 2:20 p.m. J Tincher, Public Works Update

1. Authorization to Call for Bids: Alternate Daily Cover Materials/Materials Contract 2014-10 with a bid opening date of April 8, 2014 at 1:45 pm **(Not ready for signature)**
2. Authorization to Call for Bids: B-SE and 10-SE Roads (CRP 13-16) with a bid opening date of April 8, 2014 at 1:30 pm **(Approved)**
3. Execution of Contracts: Auto's and Pickups/Equipment Contract 2014-02 (Legacy Ford) **(Approved)**
4. Award Recommendation Letter: Asphalt Crack Sealant/Materials Contract 2014-07 award to Crafcoc, Inc. of Chandler, AZ for the bid amount of \$208,786.50 including sales tax **(Approved)**
5. Award Recommendation Letter: Sheriff Vehicles/Equipment Contract 2014-06:

**Part 1: (Approved)**

- Award the sale of trade-in #7005, 08 Ford Crown Vic, to the only bidder Gerald Coulter for \$2,510.00
- Award the sale of trade-in #7018, '10 Ford Crown Vic, to the only bidder Gerald Coulter for \$2,751.00
- Award the sale of trade-in #7023, '10 Ford Crown Vic, to the only bidder Gerald Coulter for \$3,110.00

**Part 2: (Approved)**

No bids were received for items 1 and 2 of the bid proposal. I recommend we purchase the needed vehicles, 5 Dodge Charges and 1 Chevrolet Tahoe, from the current state vendors. Three trade-ins #7016, #7021, and #7010 will remain in our yard until next year and then be traded with next year's contract.

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**Part 3: (Approved)**

Award the contract for the following items to the low bidder in compliance with the specifications:

Legacy Ford

1225 Autoplex Way

Pasco, WA 99301

Item 3 - Furnish and deliver one mid-size AWD Utility Police SUV F.O.B. Grant County, WA to furnish and deliver one Ford Interceptor AWD in the amount of \$31,359.34 including sales tax and including trade-in #7003, in the amount of \$3,101. The unit price bid was \$31,977.77. The apparent low submitted by Bud Clary Ford failed to provide the warranty repair location and failed to provide the outside air temperature gauge.

Item 4 - Furnish and deliver 1/2 ton 4WD Crewcab 8' box pickup F.O.B. Grant County, WA to furnish and deliver one 2014 Ford F150 4WD Supercrew 6.5' box pickup in the amount of \$17,605.15 including sales tax and accepting trade-in #7031, in the amount of \$13,601.00. The unit price bid was \$29,812.00.

Item 5 - Furnish and deliver 3/4 ton 4WD crew cab pickup 6.5' box F.O.B. Grant County, WA to furnish and deliver two 2015 Ford F250 Supercab 6.5' box pickup in the amount of \$40,543.64 including sales tax and accepting trade-ins #0771, in the amount of \$7,601, trade-in #7008, in the amount of \$9,101, and trade-in #ORV, in the amount of \$7,101. The unit price bid was \$30,568.00.

6. Execution of Contracts: 1-Incline Conveyor/Equipment Contract 2014-03 Rebid **(Not ready for signature)**
7. Request Signature Authority for Jeff Tincher to sign the Property Damage Release between Bench Mark Farms and Mutual of Enumclaw Insurance. **(Approved)**
8. Washington State Department of Transportation Local Agency Agreement between Grant County and the Washington State Department of Transportation to resurface South Frontage Road. **(Approved)**
9. Interlocal Procurement Agreement between Grant County and Lincoln County to acknowledge the parties' mutual interest to jointly bid the acquisition of goods and services and/or jointly dispose of property where such a mutual effort can be planned in advance, jointly acquire goods and services, and to purchase or acquire goods and services under contracts where a price is extended by either party's bidder to other governmental agencies. This is an open ended agreement. **(Not ready for signature)**

2:00 p.m. – 2:10 p.m.

Open Record Public Hearing, Gerald Brown Franchise Hearing

The Commissioners held an Open Record Public Hearing Open Record Public Hearing to consider a franchise request from Gerald Brown to construct, operate and maintain irrigation pipeline and related facilities on certain County Road Rights-of-Way within the County for the purpose of irrigation.

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Property is located the west 10 feet of the north 1100 feet of S 05, T 17 N, R 24 E, WM together with the west 10 feet of the south 30 feet of S 32, T 18 N, R 24 E, WM, together with the east 100 feet of the north 10 feet of the south 30 feet of S 31, T 18 N, R 24 E, WM.

Jeff Tincher, Public Works Director, stated he recommends approval of the Franchise. Gerald Brown discussed his request.

Commissioner Stevens moved to close the public comment portion of the hearing. Commissioner Carter seconded and the motion passed unanimously. Commissioner Carter moved to approve the franchise as presented. Commissioner Stevens seconded and the motion passed unanimously. The hearing adjourned. **(Approved, Order Granting Franchise signed)**

2:15 p.m. – 2:25 p.m.                      Open Record Public Hearing, Park Place Road Vacation (Pelican Point Addition 3)

The Commissioners held an Open Record Public Hearing to consider a petition requesting to vacate a certain county right-of-way known as Park Place (Pelican Point Addition 3), located in S 3, T 18 N, R 28 E, WM.

Jeff Tincher, Public Works Director, read into the record, the following Engineers Report:

*The Board of County Commissioners of Grant County Washington has received a petition to vacate that portion of County Road being all that portion of County Road Park Place, Road Log Number 21608, from Mile Post 0.000 to Mile Post 0.050, lying in Section 3 of Township 18 North, Range 28 East W.M., all in Grant County, Washington, as highlighted on the attached Exhibit A.*

*The Board of County Commissioners determined that consideration should be given to the petition and directed the County Road Engineer to prepare a report on the proposed vacation and abandonment for a public hearing to be held at 2:15 PM, March 18, 2014.*

*The proponents of the petition own the majority of the frontage along the petitioned County Road as shown on the attached Exhibit B. There is one (1) Approach Permit (5-225-A) at M.P. 0.019 on County Road Park Place for Lot #2, Pelican Point Addition No. 3, this lot also has an existing approach onto Goodrich Road just west of Park Place.*

*County Road Park Place does not abut on a body of freshwater (Moses Lake) as shown by the Mean High Water Line on Pelican Point Addition No. 3 Plat, Exhibit A.*

*Along the Westerly side of County Road Park Place is a drainage ditch that collects storm water from Park Place Road, Goodrich Road and a portion from Pelican Drive. The storm water from Pelican Drive is captured in catch basins and then piped down the hill, enters the ditch along Goodrich Road just East of Park Place Road then crosses Goodrich Road into the drainage ditch along Park Place.*

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*At the location where this storm water enters Goodrich Road there also appears to be ground water coming in from the hill side and/or piped from the adjacent properties.*

*I find there are four (4) options for the Board of County Commissioners to consider on the vacation of, all that portion of County Road Park Place, Road Log Number 21608, from Mile Post 0.000 to Mile Post 0.050, lying in Section 3 of Township 18 North, Range 28 East W.M., all in Grant County, Washington, as highlighted on the attached Exhibit A.*

*Option 1*

*Approve the vacation of all that portion of County Road Park Place.*

*Option 2*

*Approve the vacation of all that portion of County Road Park Place, except an existing twenty (20) foot drainage easement through the vacated right-of-way to accommodate drainage from Goodrich Road.*

*Option 3*

*Approve the vacation of all that portion of County Road Park Place as shown on Attached Exhibit C, original petition drawing with changes to include a hammerhead turnaround to be built and additional easement granted by the petitioner, and except an existing twenty (20) foot drainage easement through the vacated right-of-way to accommodate drainage from Goodrich Road.*

*Option 4*

*Deny the vacation of all that portion of County Road Park Place.*

*There would be benefit to the public in that road fund expenditures on this road would no longer be necessary. However, the office of the County Road Engineer recommends Option 2, Option 3 or Option 4 to accommodate the existing drainage in the area.*

Tom Taylor, member of the Pelican Point Community Association (PPCA), is here to testify against the vacation of Park Place. He disputed the County Engineer's statement that Park Place does not abut against a body of water. He states it does, according to Websters dictionary. Also, RCW 36.87.020 states the petition must show that the land owned by each petitioner that the county road is "useless" as part of the County road system. He does not believe it is useless. This cul-de-sac is paved and is used by the homeowners in the PPCA as over flow parking for the boat launch. He states this issue was addressed many years ago with the Commissioners and this cul-de-sac was agreed to be used for over flow parking. He is voting for Option 4 of the County Engineers report. Discussion ensued.

Mark Johnson, homeowner in the area, spoke against the vacation.

Don McGraw, homeowner in the area, spoke against the vacation.

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Mark Johnson stated Mr. Dexter has been telling him that his property value will increase if the road is vacated. He believes Mr. Dexter is looking at the as a financial gain, not as building himself a home.

Kim Thomas, Pelican Point Community Association Secretary/Treasurer, spoke against the petition. She stated that on the Grant County Mapsifter, the lots that were given to Mr. Dexter, the waterfront lots are still in the PPCA name, even though he has clear title to those properties. Its been several years since this change was done. Commissioners stated they will bring this up to the Assessor's Office. She also mentioned that the PPCA has been paying the taxes on these properties also.

Commissioner Carter asked if anyone in the audience today was in favor of the road vacation, and no one spoke up.

Chuck Sutton, spoke against the vacation.

Larry Thomas, Pelican Point Association Board, spoke against the vacation.

Commissioner Stevens asked about the parking agreement between the PPCA and Grant County as mentioned earlier. Jeff Tincher did not remember one but will research it.

Gary Castle, spoke against the vacation.

Freya Liggett stated the road vacation is not in the best interest of the Association at this time.

Jill Goodrich, opposes the vacation because she wants the PPCA to have access to the equipment needed to withdraw needed water from the lake, to irrigate the park on their property.

Kim Thomas reiterated what Ms. Goodrich stated about needing the irrigation that runs under Park Place to irrigation their park.

Commissioner Carter moved to close the public comment portion of the hearing. Commissioner Stevens seconded and the motion passed unanimously. Commissioner Stevens moved to deny the road vacation, which is Option #4 as presented by Public Works. Commissioner Carter seconded and the motion passed unanimously. The hearing adjourned. **(Denied, Resolution No. 14-016-CC)**

2:30 p.m. – 2:50 p.m.

D Lee, Prosecuting Attorney's Office Update

Pursuant to RCW 42.30.110(1)(i) Commissioner Swartz called an Executive Session to order at 3:05 p.m. to go until 3:25 p.m. regarding the REC Litigation. In attendance were Commissioners Stevens, Carter, Swartz, D. Angus Lee, Prosecuting Attorney, and Lee Pence, Civil Deputy Prosecuting Attorney. Commissioner Swartz closed the session at 3:25 p.m.

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3:00 p.m. – 3:15 p.m.

Consent Agenda (Items 1 through 7)

**COMMISSIONERS OFFICE**

1. Commissioners Office and Public Defense Vouchers. **(Approved)**
2. Commissioners February 24 and March 3, 2014 Minutes for approval. **(Approved)**
3. Five County Joint Resolution in the matter of the re-appointment of trustee of the North Central Regional Library, and Okanogan County's recommendation to re-appoint Jim Brucker as their representative. **(Approved)**

**HUMAN RESOURCES**

4. Personnel Action Request Recommendation regarding a request from Grant Integrated Services to create a Case Aide Position in the Department of Mental Health. This department formerly had a position called a Case Aide or a Crisis Case Aide. This position has been vacant for years and the department is now requesting to re-establish this position. **(Approved)**

**FAIRGROUNDS**

5. Recommendation to award the Arena Tractor bid to Rathbone Sales in the amount of \$22,119.50. **(Approved)**

**PROSECUTING ATTORNEY'S OFFICE**

6. Request to authorize the repurpose of a Traffic Enforcement Deputy Prosecutor position into a full time Gang Prosecution position for a period of 6-12 months so that a multi-pronged Gang Prosecution Taskforce can be created and fully staffed. **(Approved)**

**GRANT INTEGRATED SERVICES**

7. Request to purchase 4 small desktop computers and software in the approximate amount of \$5,000.00; software and licensing from QueueMetrics in the amount of \$1,143.51 to upgrade their VOIP phone system; and to purchase a Secure Access System in an amount not to exceed \$12,000.00. **(Approved)**

**MISCELLANEOUS ITEMS**

The Chair of the Board was authorized to sign the Health District Voucher listing in the amount of \$3,256.07.

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**WEDNESDAY, MARCH 19, 2014**

The session was continued at 10:00 a.m. with Commissioners Swartz and Carter in attendance. Commissioner Stevens was at an outside meeting as was excused.

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| 7:00 a.m. – 8:00 a.m.   | C Swartz at Grant County Economic Development Council Meeting (ATEC, BBCC)                                     |
| 9:30 a.m. – 12:00 p.m.  | TOURISM BOARD  |
| 10:00 a.m. – 12:00 p.m. | R Stevens, WRCIP Board of Directors Sit Down Meeting (Canfield, Ephrata)                                       |
| 10:00 a.m. – 11:30 a.m. | C Swartz and C Carter at Sheriff's Office Public Safety Presentation (3 <sup>rd</sup> Floor Meeting Room)      |
| 11:45 a.m. – 1:00 p.m.  | Commissioners with Eric Johnson, Washington State Association of Counties Lunch (Tequilas Restaurant, Ephrata) |
| 2:00 p.m. – 4:00 p.m.   | "Tentative" R Stevens at Columbia Basin Development League Meeting (Simplot, Moses Lake) <b>(Did not go)</b>   |
| 6:00 p.m. – 7:30 p.m.   | FAIRGROUNDS FACILITY ADVISORY COMMITTEE MEETING (Fairgrounds)  |
| 7:00 p.m. – 9:00 p.m.   | PLANNING COMMISSION  |

**THURSDAY, MARCH 20, 2014**

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|------------------------|--|
| 8:30 a.m. – 9:30 a.m.  | CENTRAL SAFETY COMMITTEE MEETING (3 <sup>rd</sup> Floor Conference Room)   |
| 12:00 p.m. – 1:00 p.m. | C Carter at Columbia Basin Domestic Violence and Sexual Assault Consortium Meeting (Samaritan Hospital, Moses Lake) <b>(Cancelled)</b> |
| 6:30 p.m. – 8:00 p.m.  | C Swartz at Grant Transit Authority Board Meeting (Moses Lake Facility)  |

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**FRIDAY, MARCH 21, 2014**

- 9:00 a.m. – 12:00 p.m.                    C Swartz at MRSC Board Meeting (MRSC Office, Seattle)
  
- 9:00 a.m. – 10:00 a.m.                    C Carter at Moses Lake Irrigation and Rehabilitation District Meeting  
(MLIRD Office, Moses Lake) **(Cancelled)**

Signed this 15<sup>th</sup> day of April, 2014.

BOARD OF COUNTY COMMISSIONERS  
Grant County, Washington

ELUSED  
\_\_\_\_\_  
Carolann Swartz, Chair

Richard Stevens  
\_\_\_\_\_  
Richard Stevens

Cindy Carter  
\_\_\_\_\_  
Cindy Carter

Attest:  
Barbara J. Vasquez  
\_\_\_\_\_  
Barbara J. Vasquez  
Clerk of the Board