

## **BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS**

**JANUARY 8, 2002**

The meeting was called to order with the flag salute by Chairperson Herb Baze. Commissioners Wesley E. Johnson and Bob Holter were in attendance.

### **CORRESPONDENCE**

#### **ECONOMIC DEVELOPMENT COUNCIL**

Received the 2001 fourth quarter report from the Economic Development Council of Mason County.

#### **COMMUNITY DEVELOPMENT BLOCK GRANT**

The Washington State Office of Community Development announced the County's Planning-Only grant application for housing needs assessment has passed threshold review and is awarded \$29,775.00.

#### **RESOURCE ORDINANCE/FISH & WILDLIFE HABITAT CONSERVATION AREAS**

Comments were received from the following regarding the Fish & Wildlife Habitat Conservation Areas: Jean R. Springer and A. Reinold Anderson

### **BUSINESS**

#### **APPOINTMENT OF CHAIR**

**Cmmr. Baze/Holter moved and seconded to appoint Wes Johnson as chairperson of the Mason County Commissioners for calendar year 2002. Motion carried unanimously. B-aye; J-aye; H-aye.**

#### **DECLARATION OF EMERGENCY**

Dave Salzer, Emergency Management Director, reported that on Monday, January 7, 2002 the Skokomish River reached a level of 17.4 feet. The flood stage level is at 16 feet. The river was well over flood stage and continued to rise. It currently is at 16.7 feet and appears to be on its way down. Some of the incidents that were experienced on Monday were indicative that the emergency operations plan is a dynamic document. They have to keep moving with it as events occur and try to accommodate things that are not specifically spelled out in the plan. Many areas of the Skokomish Valley were isolated. A crew was sent out early in the morning to determine which roads were passable. They were able to negotiate all the roads early in the morning with a four-wheel drive vehicle, but by late afternoon most of the roads were not passable for passenger vehicles. There are two flood trucks in the Skokomish Valley that the fire district uses and they were able to move around successfully. One of the evacuation routes used past the Eels Hill Road Fish Hatchery was compromised. It was not reported that it was impassable, but there is a spot in the road just before the hatchery that they call a soft spot. Most of the vehicles trying to pass on the road could not make it because of the condition of the road.

SR 101 is closed and still closed at Purdy Creek. Purdy Creek still has lots of water across the road. SR 101 is also closed near Lilliwaup because of two slides. They are soft slides, which did not cover the entire road, but they continue to move.

They received a call from Bremerton Public Works that the Union River reservoir was full and they were allowing a controlled release of water out of the reservoir into the Union River. This issue prompted the Emergency Operation Center (EOC) to activate the automatic phone system for the people on the Union River that were registered. This was the first notice these people received and did not receive any reports of flooding problems of people on the Union River.

SR 300 was closed at Union River Bridge. The EOC staff contacted Mason County Fire Protection District #2 to confirm the road closure did not compromise their emergency response capabilities. They had already prepositioned essential equipment so they could respond on the other side of that area that was flooded. They did receive a situation report for FPD #2. Because of the geography of the County, FPD #2 is kind of a separate area. They have developed an emergency operations plan that suits the needs of the district and their resources. They coordinate

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enough with other resources to resolve it in a more expeditious manner. When the road was closed at Purdy Creek on SR 101 and Lilliwaup, it isolated Fire Protection District #1 & 18 in their ability to receive advance life support medical services. Under normal circumstances, if they have enough advance warning of what will happen, Mason County Medic One will pre position a medic unit in that area in anticipation. It did not happen because Medic One was busy with other calls. They made arrangements with Medic One and Fire Protection District #1 in Hoodspout to have a paramedic and essential equipment transported in a Mason Fire Protection District #9 flood truck through the waters going over SR 101 to a waiting basic life support unit on the other side from FPD #1. A paramedic was headquartered at FPD #1 station. Their Basic Life Support (BLS) unit became an Advance Life Support (ALS) unit for that area. During the transfer before they got the paramedic on the other side of the river, there was an ALS call in FPD #1.

Because of the closure of SR 101 FPD #1 and FPD #18 are still isolated, but the paramedic is still there until they are able to resume normal response.

He stated that he was prepared to present a declaration of emergency to the Board for signature because they anticipated the issues were going to continue to evolve that they might need to address through that. It appears the issues have subsided. The emergency declaration doesn't appear to be as critical as it was on Monday.

If issues come up that they feel needs to be addressed with a declaration they will contact the Board.

Cmmr. Johnson indicated he was able to come to work due to the flood truck at FPD #9.

It was noted that the Department of Emergency Management surplus a vehicle to FPD #9 last spring and it really expanded the FPD #9's capabilities.

**PRESENTATION OF PLAQUES – NEWS MEDIA**

Auditor Al Brotche presented plaques to the Belfair herald, Shelton-Mason County Journal and KMAS radio in recognition and appreciation for informing the public on what is happening in the Auditor's office and election issues.

**HEARING – ROAD VACATION**

Jerry Hauth, Public Works Director, presented a staff report for the petition for vacation of a portion of Pine Street located in the Plat of Union.

He stated that they frequently refer to plats, which are vacated by state law. There is a distinction of having a number of plats around the turn of the century. They were never developed and frequently the area is still covered by large timber. In 1985 the Board received a legal opinion from an attorney regarding a plat which referenced back to the laws of 1889/1890 Chapter 19 Section 32 and noted that if a road remains unopened for public use for the space of five years after authority is granted for opening it would be vacated.

There is no indication that Pine Street was ever opened and it was recommended the Board recognize the law of 1889/1890. This would clear up the title for the property owner.

No public testimony was received.

**Cmmr. Baze/Holter moved and seconded the Board vacate the right-of-way described as the southerly half of Pine Street North of Lots 1 – 4; Block 20, Plat of Gray's Harbor & Union City; Mason County Auditor's office, Book of Plats Volume 2, Page 1 and 2. This vacation shall be subject to any existing easements of record. Motion carried unanimously. B-aye; J-aye; H-aye. Resolution No. 1-02 (Exhibit A)**

**HEARING – ESTABLISHMENT OF ROADS**

A public hearing was held to consider the establishment of Belwood Lane, Skylark Court and Warbler Court in Belwood Subdivision as county maintained roads.

Jerry Hauth, Public Works Director, explained that a developer purchased the plat of Belwood Subdivision and chose

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which had not been completed to date. The proponents are planning on phasing that in as they get the funds from the first round of sales.

Bill Bullock, Transportation Planning Engineer, interjected the roads are built to a modified standard. Because it is in an old plat where they don't have complete width to accommodate ditches, this plat has installed curbs and a gutter system and piping system into the stormwater retention. This eliminated the need for the ditches, which takes up eight additional feet on either side of the road.

Jerry Riddell, 61 E. Skylark Court, expressed concern about the drainage system. He wanted to be sure the drainage system is in good shape and won't get plugged. Also, the developers have been driving in the mud and it is in the street.

Ken Vanbuskirk, Belfair, stated that he would prefer to have the streets go through all the way instead of having cul-de-sacs.

Mr. Hauth concluded that the drainage system was inspected when completed and it was approved. There was a call to the County that the road hadn't been added to the county road log. The developer had assumed that once the final inspection was completed his commitment was finished. The County did not establish the road establishment hearing as timely as they should have.

**Cmmr. Holter/Baze moved and seconded the Board establish Belwood Lane, Skylark Court, and Warbler Court into the county maintained system, subject to the Prosecutor's approval. Motion carried unanimously. B-aye; J-aye; H-aye. Resolution No. 2-02. (Exhibit B)**

**HEARING – CIVIL INFRACTIONS**

A public hearing was held by the Board to consider an ordinance for establishing civil infractions for violations of the Mason County construction code.

Tami Griffey, Department of Community Development/Building Division, explained that the enforcement officer may issue a civil infraction ticket of up to \$200 for first violation and up to \$400 for second and subsequent violations within two years.

The Board stated that if there is a repeat offender it will allow the County to levy fines and give the ordinances some authority to bring the process together to enforce. If a contractor is not in compliance, the county has other options than just shutting them down.

Mr. Hansen asked if there is any warning for the first offense.

Ms. Griffey stated if there is a violation the County would make contact with the individual and give them a time frame to respond and try to bring them into compliance. They work with the individuals quite lengthy before they get to the infraction process.

**Cmmr. Baze/Holter moved and seconded to adopt ordinance No. 3-02 pertaining to establishing a civil infraction process for violations of the Mason County Code Title 14 Building & Construction. Motion carried unanimously. B-aye; J-aye; H-aye. Ordinance No. 3-02 (Exhibit C)**

**EASEMENT – BPA POWERLINES SUSPENDED**

Public Works Director Jerry Hauth informed the Board the County was contacted by Bonneville Power Administration (BPA) because their franchise had lapsed. They wanted to enter into an easement process rather than a franchise with the County. There is no opportunity to interfere with the normal county maintenance of the county road system. They don't have plans to alter or expand their existing facilities. If they do change their plans they would need to come back and readdress the easement at that time. It was recommended the Board enter into the easement with BPA.

**Cmmr. Holter/Baze moved and seconded the Board execute the Easement between Mason County and the Bonneville**

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**Cmmr. Baze/Holter moved and seconded the board execute the Resolution repealing Resolution No. 104-99. Motion carried unanimously. B-aye; J-aye; H-aye. Resolution No. 4-02 (Exhibit D)**

**ESTABLISH HEARING – CHILD CARE**

Ron Henrickson, Department of Community Development Director, requested the board establish a public hearing to consider adoption of an amendment to the Mason County Development Regulations 1.03.027 relative to a child care center. It would provide under the Growth Management Act (GMA) that the county could proceed to approve a childcare center run by a governmental organization. The Squaxin Indian Tribe is proposing to develop a childcare center on land, which they have submitted for trust status. That status is expected to be approved within 12 – 18 months at which time they could proceed to develop this without any approvals from the county. Their desire is to expedite that process. The County would need to establish the provisions under the GMA to allow the County to approve this type of activity. The agreement will require that the Tribe meet all the regulations of the County.

**Cmmr. Baze/Holter moved and seconded to set a public hearing on January 22, 2002 at 6:30 p.m. to consider adoption of an amendment to Mason County Development Regulations 1.03.027 Interim Regulations Child Care Center. Motion carried unanimously. B-aye; J-aye; H-aye.**

**REQUEST TO APPROVE – INTERGOVERNMENTAL AGREEMENT**

Mr. Henrickson presented an Intergovernmental Agreement with Washington State Community, Trade and Economic Development (Contract # SO2-63000-105) for a funding grant from the Office of Community Development in the amount of \$78,750 to assist the County in meeting GMA requirements. It provides funds for contracting and mapping as well as staffing to meet the Comprehensive Plan Review required to complete by September of this year.

The Board added there have been a lot of resources of the County have gone into attempting to move forward on compliance with the GMA requirements. These funds are needed badly and will be put to good use.

**Cmmr. Baze/Holter moved and seconded to approve the Intergovernmental Agreement with Washington State Department of Community Trade and Economic Development Contract #S02-63000-105 in the amount of \$78,750 and further authorize the chairperson to execute the agreement on behalf of the County. Motion carried unanimously. B-aye; J-aye; H-aye.**

**LIQUOR LICENSE APPLICATION**

Change of Corporate Officers/Stockholders Application: Tradename: Teriyaki Wok; Applicants: Sol Food, Inc. Sonam Choi and Phong Ho Yi; Privileges Applied For: Beer/Wine Restaurant – Beer/Wine

**Cmmr. Holter/Baze moved and seconded there are no objections to the liquor license application for change of Corporate Officers/Stockholders Application: Tradename: Teriyaki Wok; Applicants: Sol Food, Inc. Sonam Choi and Phong Ho Yi; Privileges Applied For: Beer/Wine Restaurant – Beer/Wine. Motion carried unanimously. B-aye; J-aye; H-aye.**

**VETERANS ASSISTANCE APPLICATIONS**

- 1) Charles Sharpe – VFW 1694 – Utilities \$244.43
- 2) James Stott – VFW 1694 – Housing \$400.00
- 3) Johnie W. Grandey III – VFW 1694 – Utilities \$174.54
- 4) Robert J. Obiedzinski – VFW 1694 – Housing \$400.00
- 5) Sean R. Pentz – VFW 1694 – Housing \$400.00
- 6) John D. Green – VFW 1694 – Burial \$300.00

The Veterans Assistance Screening Committee is recommending approval of the above listed applications totaling \$1,918.97.

**Cmmr. Baze/Holter moved and seconded to approve the above expenditures recommended by the Veterans Assistance Screening Committee and read by the Clerk in the total amount of \$1,918.97. Motion carried unanimously. B-aye; J-aye; H-aye.**

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**BID OPENING - 2002 TOWING**

At 10:30 a.m. the Board closed the call for bids and opened the following bids:

Jim's Automotive, Inc  
Shelton, WA

Zone 1: Belfair/Allyn and North of the Hood Canal  
Zone 2: West of the Hood Canal and North of the Skokomish River  
Zone 3: Shelton area and South Mason County

Zone 1  
Towing \$50.00 flat rate  
Mileage \$2.75 per mile  
Recovery time \$75.00 per hour

Zone 2  
Towing \$40.00 flat rate  
Mileage \$2.25 per mile  
Recovery time \$75.00 per hour

Zone 3  
Towing - \$40.00 flat rate  
Mileage \$2.25 per mile  
Recovery time \$75.00 per hour

Heavy trucks  
Zone 1 - \$150.00 flat rate; \$3.00 per mile; \$175.00 recovery time  
Zone 2 - \$150.00 flat rate; \$3.00 per mile; \$175.00 recovery time  
Zone 3 - \$150.00 flat rate; \$3.00 per mile; \$175.00 recovery time

Tow King  
Shelton, WA

Zone 1  
No bid

Zone 2  
\$100.00 flat rate  
Mileage \$3.50  
Recovery time \$100.00 per hour

Zone 3  
Towing - \$85.00 flat rate  
Mileage \$2.50 per mile  
Recovery time - \$100.00 per hour

Heavy Trucks  
No bid

Bethel Towing  
Port Orchard, WA

Zone 1  
Towing - \$105.00 flat rate  
Mileage - \$4.20 per mile

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Zone 3

Towing - \$189.00 flat rate  
Mileage \$4.20 per mile  
Recovery time \$105.00 per hour

Heavy Trucks

Zone 1

Towing \$215.25 flat rate  
Mileage \$4.20 per mile  
Recovery time \$231.00 per hour

Zone 2

Towing \$215.25 flat rate  
Mileage \$4.20 per hour  
Recovery time \$231.00 per hour

Zone 3

Towing \$231.00 flat rate  
Mileage \$4.20 per mile  
Recovery time \$231.00 per hour

**Cmmr. Holter/Baze moved and seconded to award the 2002 towing contract to Jim's Towing. Motion carried unanimously. B-aye; J-aye; H-aye.**

**CHANGE ORDER #2 – NORTH BAY SEWER COLLECTION**

Gary Yando, Director of Utilities & Waste Management, recommended the Board sign a change order for the North Bay/Case Inlet Sewer collection system. The reason for the change order is to close out the system.

**Cmmr. Baze/Holter moved and seconded to authorize the Director of Utilities & Waste Management to sign Change Order No. 2 this order establishes the total cost with tax for the sewer collection system at \$7,681,215.70. Motion carried unanimously. B-aye; J-aye; H-aye.**

**APPROVAL OF WARRANTS**

The following warrants were approved:

FUND NAME	WARRANT NUMBER	AMOUNT
Claims Clearing	33502-33643	\$315,881.38
	33644-33645	\$553.93
	33646	\$157.68
	33647-33740	\$36,049.59
	117887-118320	\$1,006,996.45
	118321-118325	\$4,994.80

**ADJOURNED**

The meeting adjourned at 9:43 a.m.

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Clerk of the Board