

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

APRIL 26, 2005

1. Call to Order – The meeting was called to order at 6:01 p.m.
2. Pledge of Allegiance – The chairperson led the flag salute
3. Roll Call - Present: Cmmr. Dist. 1 – Lynda Ring Erickson; Cmmr. Dist. 2 – Tim Sheldon; Cmmr. Dist. 3 – Jayni L. Kamin.
4. Approval of Minutes – **Cmmr. Ring Erickson/Sheldon moved and seconded to approve the regular meeting minutes of March 15 and April 5, 2005. Motion carried unanimously. K-aye; RE-aye; S-aye.**
5. Correspondence and Organizational Business
 - 5.1 Correspondence
 - 5.1.1 Letter from Mason/Kitsap County Farm Bureau regarding challenges they face doing business in the Evergreen industry.
 - 5.1.2 Received the First Draft of Wildlife Area Management Plan for the South Puget Sound Wildlife Area. Comments are accepted prior to the Citizens Advisory Group meeting to be held the end of May.
 - 5.1.3 Columbia-Pacific Resource Conservation and Economic Development District is requesting \$500 to help support a study of the feasibility of providing small business incubator services electronically.
 - 5.1.4 Mr. & Mrs. Zazuetta gave notice that they have become a “farm” and are exempt from certain regulations.
 - 5.1.5 US Environmental Protection Agency (EPA) announced that EPA has published a new set of federal rules that will protect air quality on Indian Reservations in the Pacific Northwest.
 - 5.1.6 North Mason Little League noted their appreciation for the proposed Sand Hill Park Development Plan.
 - 5.2 News Release – 2005 Comprehensive Plan Update: Economic Development Element Workshops -- Steve Goins, Planner, announced the two sessions for public participation scheduled for May 15 & 24 for Session 1 and June 7 & 14 for Session 2 both in North Mason and Shelton areas.
 - 5.3 Introduction of new employee - Joy Fulling, Public Health Nurse. Steve Kutz, Public Health Services Director, announced that Mrs. Fulling comes from one of the practices in town. She will be working with the communicable disease; tuberculosis; bio-terrorism, and emergency preparedness grant.
 - 5.4 Announcement that Public Works has selected SCA Engineering of Lacey, WA from the 2005 Consultant Roster for the redesign of the Skookum Creek Bridge.
 - 5.5 Announcement that Public Works has selected Skillings and Connolly of Lacey, WA from the 2005 Consultant Roster for Transportation Engineering Services to Mason County. Staff: Charlie Butros
 - 5.6 Announcement of the TIPCAP Open Houses, May 3rd 4:30 p.m. to 7:00 p.m. at the Public Works Building #8, 415 North 6th Street, Shelton and May 4th, 4:30 p.m. to 7:00 p.m. at North Mason/Timberland Library, 23081 NE SR3, Belfair.
 - 5.7 News Release – 2005 State Legislature – Mason County Projects (see website for detailed list totaling nearly \$100 million)
6. Open Forum for Citizen Input
 - 6.1 Richard Scott stated he is having difficulty building his own home on his lot. There is a height restriction. He received a staff report back from the Hearings Examiner. He felt that the result back from the Hearings Examiner had nothing to do with what he applied for. He was told he should go through the State Shorelines Hearings Board or through the court.

Cmmr. Sheldon responded the Commissioners are not the appellant body. There is the opportunity to appeal to the Shorelines Hearings Board. He suggested Mr. Scott make a timely application.

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Darren Nienaber, Deputy Prosecutor, recommended Mr. Scott talk with the Planning Department and find out more information. The Hearings Examiner made a final decision on the County. There is nothing the applicant can do to reverse that. He stated he could find out more about what happened.

Cmmr. Ring Erickson encouraged Mr. Scott to have a conversation with the Planning Department.

Cmmr. Kamin stated the Board can talk with the staff to see if there is anything that can be done in the future.

- 6.2 Steve VanDenover explained that he began work with the county ten years ago with the Emergency Management Department. The staff was dedicated and had worked up to managing one of the most sought after programs on the Peninsula in the State of Washington. Three and a half years ago Department of Emergency Management was taken away as a stand-alone department under the Commissioners and placed under the Sheriff's Department. He felt that they have lost a large capability for the department. He asked that the Commissioners' look at bringing back the Department of Emergency Management under the Commissioners' control. He felt Mason County has two of the finest Emergency Management staff in the State of Washington. They are state and nationally trained as well as nationally recognized as Comprehensive Emergency Management Trainers. He felt they should be utilized for the fullest extent.

Cmmr. Kamin stated she has scheduled a planning meeting with the Emergency Management staff this Friday. They will also have an Emergency Management Council meeting in two weeks to discuss protocol during emergency situations.

- 6.3 Mick Sprouffske, Public Works, announced that the petitioner for Road Vacation File No. 336 has withdrawn his petition based on the valuation placed on the property (Item 9.1 on the agenda).

7. Adoption of Agenda – **Cmmr. Ring Erickson/Sheldon moved and seconded to adopt the agenda as presented. Motion carried unanimously. K-aye; RE-aye; S-aye.**

8. Approval of Consent Agenda:

8.1 Approval of Veterans Assistance Fund applications for Tara Cox – utilities \$251.85; Norman C. Garlinghouse – housing \$600.00; Chip Proctor – utilities \$369.29; John R. Roney – utilities \$264.72; John E. Malick – food \$226.00 for a total of \$1,711.86.

- 8.2 Approval of Warrants

Claims Clearing Fund	88134-88430	\$536,062.91
Salary Clearing Fund	147563-147815	\$208,601.00

- 8.3 No objection to the following special occasion liquor licenses:

Applicant:	Allyn Community Association	
Place:	Allyn Waterfront Park, E 18610 Hwy 3, Allyn	
Date:	July 16, 2005;	Time: 10 am – 9 pm
Applicant:	Backcountry Horsemen of Washington, Mason County Chapter	
Place:	Rodeo Arena – 751 W Fairground Rd, Shelton	
Date:	July 29 & 30;	Time: 10 am – 10 pm
	July 31, 2005	10 am – 6 pm

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- 8.4 Approval of resolution approving an annexation of territory into Fire Protection District No. 17.
Resolution No. 36-05 (Exhibit A)
- 8.5 Approval to purchase the Malaney Creek Park property at 1570 East Agate Road, Shelton, WA (Oakland Bay). As is necessary, approval for the chair to sign the closing documents with Land Title Company for the purchase of property located at 1570 East Agate Road, Shelton, WA (Oakland Bay); approval to issue the warrant in the amount of \$630,873 from the REET 1 fund; approval to sign the conservation easement between Mason County and Capitol Land Trust; and approval for the chair to sign the Deed of Right to Use the Land for Salmon Recovery. This purchase was previously authorized under Resolution 111-04. The Land Trust, or its assigns, accepts the stewardship responsibilities as set forth in the conservation easement in perpetuity. Once in escrow at Land Title of Mason County, \$30,000 of \$630,873 goes to the Capitol Land Trust, or its assigns, in accepting its stewardship responsibilities in perpetuity as set forth in the conservation easement. If there are any miscellaneous previously unidentified closing costs, those costs shall be paid on a 50/50 basis by Mason County and the Land Trust.

Darren Nienaber, Deputy Prosecutor, noted that last he heard there was money in the REET 2 fund for the project. It seems to be building up at a rapid rate.

Cmmr. Kamin stated that she was concerned about the status of the homestead on the property and that is taken care of in the conservation easement. They will be able to preserve that as a potential educational facility and for historical purposes as well.

Cmmr. Ring Erickson/Sheldon moved and seconded to approve consent agenda items 8.1 – 8.5. Motion carried unanimously. K-aye; RE-aye; S-aye.

9. 6:30 p.m. Public Hearings and Items Set for a Certain Time
- 9.1 Public hearing continued from April 5, 2005 to consider Road Vacation #336, vacation of a surplus right of way remnant along Mason Lake Drive West as requested by Walt Peterson. Hearing cancelled due to applicant withdrawing petition.
- 9.2 Public hearing to consider adoption of the ordinance adopting Chapter 246-215 WAC, Food Service, into the Mason County Title 6 Sanitary Code Public hearing to consider the BOH Sanitary Code.

Debbie Riley, Environmental Health Manager, explained this is a second in a series of public hearings to adopt the state food code. The first was held on May 5, 2005 before the Mason County Board of Health. This hearing is to take the recommendation of the Board of Health to adopt the code. The proposed Ordinance was read aloud. The Washington Administrative Code (WAC) goes into effect on May 2, 2005 statewide no matter what the counties do. Mason County chose not to be more restrictive than the state. The biggest change in Mason County is the bare hand contact. Up until May 2, 2005 clean hands could be used on certain foods. After that date, any ready to eat food has to be handled with sanitary utensils or a gloved hand.

There was no public comment. The public hearing was closed.

Cmmr. Ring Erickson/Sheldon moved and seconded to adopt Ordinance No. 37-05 incorporating Chapter 246-215 of the Washington Administrative Code Food Service into the Mason County Title 6 Sanitary Code. Motion carried unanimously. K-aye; RE-aye; S-aye. Ordinance No. 37-05 (Exhibit B)

- 9.3 Public Hearing continued from April 19, 2005 to consider Ordinance No. 20-05 which extends the effective period of Ordinance No. 104-03 (sign ordinance for the unincorporated areas of Mason County)

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to September 17, 2005; and amends Ordinance No. 104-03 so that it does not apply to the Allyn and Belfair Urban Growth Areas.

Bob Fink, Planning Manager, submitted the proposed revisions from Mason County Association of Realtors concerning real estate signs in the Mason County Sign Code. It is recommended the Board continue the hearing until May 3, 2005 to allow for further review.

The Board noted this hearing has been continued several times but they concur with continuing the hearing.

Cmmr. Ring Erickson stated she does not feel comfortable voting on anything that she has not reviewed the language even though this is an interim ordinance.

Cmmr. Sheldon/Ring Erickson moved and seconded to continue the hearing to May 3, 2005; 9:30 a.m. Motion carried unanimously. K-aye; RE-aye; S-aye.

10. Other Business (Department Heads and Elected Officials)

10.1 Approval of the resolution adopting the Sand Hill Park Development Plan.

Doug Micheau, Director of Parks, Utilities & Waste Management, presented the Sand Hill Park Development Plan for consideration of adoption. He explained that this process began in February with a series of meetings. He introduced Ed MacLeod, consultant for MacLeod Reckord Architect firm, who was hired by the County to work on the development of the Plan.

Mr. MacLeod gave a presentation of the three phases of the plan, which included improvements to existing fields, relocation of existing fields, new fields, new support facilities and a potential joint use with the school district. Phase 1 project cost estimate was \$883,085; Phase 2 project cost estimate \$97,189; total future phased project costs \$1,429,425.

Doug Crummey, North Mason Little League President, explained that he has been involved in this process for several months. They are thrilled with where this has gone and would like to see the commissioners adopt the development plan.

Cmmr. Sheldon noted the volunteers have worked hard on the park over the years. It is good to have the funds necessary and professional expertise to go along with the volunteers to make it a first class facility.

Cmmr. Ring Erickson noted the recreational facilities in North Mason are a priority. It is recognized this is part of a broad strategy to have the citizens to have recreational activities in Mason County. She commended Mr. Micheau and Mr. Reckord for contacting the user groups and incorporating the public comment. That is an important part of having a plan that works for the community.

Cmmr. Kamin also appreciated Mr. Micheau's flexibility in re-arranging the schedule for priorities and funding. She questioned if this is a three-year plan for completion.

Mr. Micheau clarified they have two phases locked out in terms of funding from REET 2. The future phases piece is \$1.4 million. There is a list of elements, which could be accomplished, for example lighting all the fields. It doesn't need to occur in the next couple of years. It will be an opportunity for the Board to look at the list of items and priorities and REET 2 funding in year three to determine what is the scale of the package to occur in 2007.

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Cmmr. Sheldon/Ring Erickson moved and seconded to approve Resolution No. 38-05 adopting the Sand Hill Park Development Plan. Motion carried unanimously. K-aye; RE-aye; S-aye. Resolution No. 38-05 (Exhibit C)

- 10.2 Approval to award the contract for the three concrete culverts to Granite Precasting, at their bid amount of \$99,360.25 as recommended by Public Works. Bids were received Friday, April 22, 2005.

Charlie Butros, Public Works Director, recommended award of the three concrete culverts to Granite Precasting. This was the lowest of three bids.

Cmmr. Ring Erickson/Sheldon moved and seconded to award the contract for the three concrete culverts to Granite Precasting, at their bid amount of \$99,360.25. Motion carried unanimously. K-aye; RE-aye; S-aye.

- 10.3 Approval to accept all bids received to provide Mason County with Emulsified Asphalt for 2005. Mason County does not guarantee a minimum purchase of these materials.

Equipment Rental & Revolving Fund Manager Dave Loser submitted the recommendation of award for the emulsified asphalt for 2005 for the chip seal program. Two bids were received.

Cmmr. Sheldon/Ring Erickson moved and seconded the Board accept all bids received, to provide Mason County with emulsified asphalt for the calendar year 2005. However, Mason County does not guarantee a minimum purchase of these materials. Motion carried unanimously. K-aye; RE-aye; S-aye.

11. Administration - None

12. Board's Reports and Calendar – The Commissioners reported on meetings from last Tuesday and announced those appointments for the upcoming week.

13. Adjournment - The meeting adjourned at 7:42 p.m.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

Jayni L. Kamin, Chairperson

ATTEST:

Lynda Ring Erickson, Commissioner

Rebecca S. Rogers, Clerk of the Board

Tim Sheldon, Commissioner