

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

OCTOBER 11, 2005

1. Call to Order – The meeting was called to order at 9:00 a.m.
2. Pledge of Allegiance – The flag salute was led by the chairperson.
3. Roll Call - Present: Cmmr. Dist. 1 – Lynda Ring Erickson; Cmmr. Dist. 2 – Tim Sheldon; Cmmr. Dist. 3 – Jayni L. Kamin.
4. Correspondence and Organizational Business
 - 4.1 Correspondence
 - 4.1.1 Notice of New Liquor License Application; Tradename: Hoodsport Marina Pub & Eatery; Applicants: Rodney E. Heshner; Loc Addr: 24080 N. US Hwy 101, Hoodsport, WA; Privileges Applied For: Spirits/Br/Wn Rest Lounge
 - 4.1.2 Mason County Historic Preservation Commission Applicant: Frank Benavente
 - 4.1.3 Columbia-Pacific Resource Conservation and Economic Development District notified Mason County the 2006 membership fee for the county is \$1,000.
 - 4.1.4 Washington State Liquor Control Board gave notice of licenses expiring on January 31, 2006: Rest-A-While RV Park Marina Dive.
 - 4.2 Staff Recognition – Cmmr. Ring Erickson presented a green star to Stephanie Pawlawski, Planner. Cmmr. Ring Erickson explained the green stars are an acknowledgement when one of the employees receives an unsolicited positive comment from outside the county. This was a citizen who was unhappy about a trailer and some partying in his neighborhood. Initially, it didn't appear there were many options for the county. Ms. Pawlawski kept at the issue and found a way to help this citizen and the whole neighborhood. The Board noted that Ms. Pawlawski has a difficult enforcement role.
 - 4.3 News Release – Fall Clean Up. Doug Micheau, Utilities & Waste Director, read aloud the news release. There was misleading information that was published that indicated the vouchers are available through November 30, 2005, rather than that is how long the vouchers are good.
5. Open Forum for Citizen Input - None
6. Adoption of Agenda – **Cmmr. Ring Erickson/Sheldon moved and seconded to adopt the agenda. Motion carried unanimously. K-aye; RE-aye; S-aye.**
7. Approval of Minutes – **Cmmr. Sheldon/Ring Erickson moved and seconded to approve the briefing minutes of August 1, 8, 15, 2005. Motion carried unanimously. K-aye; RE-aye; S-aye.**
8. Approval of Consent Agenda:
 - 8.1 Approval of the resolution canceling outstanding warrants which are at least one year old and have not been presented for payment in the total amount of \$3,168.79. **Resolution No. 95-05 (Exhibit A)**
 - 8.2 Approval to execute the joint funding agreement No. 06W4WA03400 with the US Department of the Interior, U.S. Geological Survey, for the period October 1, 2005 to September 30, 2006. This is for gaging stations in the Skokomish River Basin and the County's cost is \$3,570.
 - 8.3 Approval of the resolution adopting the Mason County Credit Card Policy and Procedures and adding a chapter to the Mason County Code. **Resolution No. 96-05 (Exhibit B)**
 - 8.4 Approval of the resolution establishing the Comprehensive Economic Development Strategy (CEDS) Project List for 2005.
 - 8.5 Approval to authorize the Chairperson to sign an amendment to an interlocal agreement between Mason County and the City of Shelton regarding an assessment of multipurpose water storage opportunities for the proposed Shelton Regional Wastewater Satellite Plant. The amendment sets the new completion date to read November 30, 2005.
 - 8.6 Approval to set a public hearing on Tuesday, November 1, 2005 at 9:30 a.m. to consider the 2004 applications for the Current Use Timber and Open Space Taxation program.

**BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
OCTOBER 11, 2005 - PAGE 2**

8.7 Approval of Veterans Assistance Fund applications for: Stephen R. Kelley – housing \$100.00 & utilities \$69.96; Robert W. Kozel – utilities \$67.46; John F. (Mrs. Irma) Miller – burial \$600.00; Robert E (Mrs. Robin Ramey) Sanders – burial \$600.00 for a total of \$1,437.42.

8.8 No objection to the following liquor license applications:

1) Special Occasion

Applicant: The Grape Society

Date: November 5, 2005

Time: 2 pm – 8 pm

Place: Private Residence, E 310 Plantation Way, Shelton

2) Change of Corporate Officers/Stockholders Application

Tradename: Lennard K's Rest. & Lounge

Loc Addr: 18340 Hwy 3 E., Allyn, WA

Applicants: Lennard K's, Inc.; Lennard K. Manke and Martin T. Reynolds

Privileges Applied For: Spirits/Br/Wn Rest Lounge

3) Assumption

Tradename: Robin Hood Village

Loc. Addr: 6780 E Hwy 106, Union, WA

From: Maureen T. and Bill E. Woodcock, dba Robin Hood Village

Applicants: D. Barry Companies, Inc. and Darin Barry

Privileges Applied For: Grocery Store – Beer/Wine

8.9 Approval of Warrants

Claims Clearing Fund	95499-95686	\$492,927.93
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Salary Clearing Fund	151994-151999	\$ 4,455.28
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8.10 Approval to set a public hearing on November 1, 2005 at 9:30 a.m. to review seven tasks included in the Mason County Comprehensive Plan Update Work Program, including: the Economic Development Element, evaluation of review standards on manufactured housing, accessory uses in agricultural resource lands, and height limits of certain industrial development in the county; policies on urban area sizing; Harstine Island policies in the Comprehensive Plan and development standards; and synopsis of 2004 property rezone requests.

Cmmr. Ring Erickson noted she had a question on Item 8.2 and would like to pull Item 8.4 for discussion and separate vote.

Cmmr. Ring Erickson questioned if the \$3,570 is a budgeted item or supplemental item.

Charlie Butros, Public Works Director, responded he believed it is budgeted, but would need to verify that.

Cmmr. Sheldon/Ring Erickson and seconded to approve consent agenda items 8.1 – 8.10 with the exception of Item 8.4. Motion carried unanimously. K-aye; RE-aye; S-aye.

Cmmr. Ring Erickson stated that in reviewing the CEDS list on Item 8.4, she understood that to appear on this list they were suggesting the projects contributed to jobs in the community. Some of the projects on the list do not seem to contribute to jobs. She referred to the Rustlewood Reservoir and Rustlewood Sewer Facility I & I Rehabilitation Project. Both of the projects are in a rural area, in a residential community. The construction might contribute to temporary construction jobs, but not to infrastructure that creates jobs in the county. The concern is that they take great care to put projects on the list that really do contribute to the infrastructure that supports economic development in the county and not create a false expectation for either funding or job creation.

**BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
OCTOBER 11, 2005 - PAGE 3**

Matt Matyoshi, Exec, Dir. of Economic Development Council, explained that the CEDS list process started in February by sending out letters to organizations and entities that have a major stake in infrastructure, including the County, City, Ports. Those entities submitted projects to a committee that met with representation from each government agency. The Committee met in June and put together a draft prioritization list which was then sent to the Economic Development Council Board; and approved there and now forwarded onto the County Commissioners.

It was noted the CEDS list is a document that suggests how they will spend the \$0.08 funds.

Mr. Matyoshi noted the committee focused on need, job creation, and public infrastructure. This is something that can be looked at and reviewed. They can decide what to do for next year as they start through the process. The \$0.08 funds are one component of that.

Doug Micheau, Director of Parks, Utilities & Waste Management, stated the Rustlewood projects were on the list when he came to the county. It may be there was a more liberal interpretation of the \$0.08 funding and its uses in the past. He concurred the Rustlewood projects do not have much economic development potential. It would probably be more appropriate to use REET funding. It is a small community with 120 members, severely constrained in their ability to raise revenue. They need assistance, but this may not be the right approach.

Cmmr. Ring Erickson added if they don't do their work carefully, they could breed disrespect for the entire list.

Cmmr. Sheldon noted that sewer is a big issue in the community. There could be other possible sewer improvements, which would occur. He suggested this item be delayed a week to approve some type of wording for a category to consider sewer improvements throughout the county.

Mr. Matyoshi stated that was acceptable.

Cmmr. Ring Erickson noted she liked the idea of rewording some of list.

Cmmr. Kamin commented the resolution notes the CEDS list is for infrastructure. She questioned if this is a comprehensive economic development strategy does it mean there are other projects that could be listed as a project. If it is a strategy and were able to fund all the projects they could measure growth.

Mr. Matyoshi responded the list can be whatever each county decides. If they are looking specifically at \$0.08 funds. The legislation for \$0.08 specifically relates to public infrastructure improvements.

He noted that the Washington Community Economic Revitalization Team (WACERT) is dissolving. They will be encouraged to have a projects list.

Cmmr. Sheldon/Ring Erickson moved and seconded to table the adoption of the CEDS list resolution until next week. Motion carried unanimously. K-aye; RE-aye; S-aye.

9. 9:30 a.m. Public Hearings and Items Set for a Certain Time
- 9.1 Current Expense Fund in the amount of \$156,423. Staff: Ione Siegler

Ione Siegler, Director of Budget & Finance, explained that the emergency appropriation is necessary due to the extraordinary court costs for arbitrator and professional services. It is estimated they will

**BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
OCTOBER 11, 2005 - PAGE 4**

need \$6,423 for arbitrator services and \$150,000 for professional services for court-appointed counsel and investigator costs for four criminal cases.

Cmmr. Sheldon stated he spoke with Harris Haertel, Probation Services Director, who is concerned about the rising cost of dealing with the everyday business of criminal justice. He questioned if the population growth is what is driving this.

Judge Sawyer responded population drives criminal justice. Mason County is dealing with a desire to be responsible in appointment of adequate counsel of indigent defendants. One thing Mason County is doing that has not been done statewide is monitoring the number of cases each indigent defense counsel gets. They are limiting their new case load per month to 12.5 cases per month. When they go over 12.5 cases per month they are appointing people off contract. That has caused their professional services to have additional expenses. Also, they have had some serious offenses lately that has caused some appointments off contract and caused an increase in the high expenditures.

Cmmr. Ring Erickson asked if there is a waiting system to the 12.5 cases per month. Do they have priority of intense cases.

Judge Sawyer noted they do balance out. If they see a lot of work on one individual, they would relieve them by using contracts. Over the course of the year it balances out.

Cmmr. Kamin commented that this is not something Superior Court can budget for.

Judge Sawyer stated they hope their projection is inaccurate and that they will have money at the end of the year to turn back.

Louis Cofoni asked if an "indigent" person were to repeat offend if they still would be provided defense.

Judge Sawyer noted they still have a right to be defended. If the individual is convicted the county would seek to recover expenses.

Cmmr. Ring Erickson/Sheldon moved and seconded to approve an emergency appropriation to the 2005 Current Expense Fund for Superior Court in the amount of \$156,423. Motion carried unanimously. K-aye; RE-aye; S-aye. Order (Exhibit C)

- 9.2 A public hearing to consider a Budget Transfer from the Ending Fund Balance to Operating Departments in the Current Expense Fund in the amount of \$20,541; Supplemental Appropriations to Current Expense Fund Departmental Budgets in the amount of \$370,737; and the establishment of a 2005 Budget for the REET Electronic Technology Fund in the amount of \$5,400. Staff: Ione Siegler
Cmmr. Ring Erickson/Sheldon moved and seconded to approve a budget transfer from the ending fund balance to operating departments in the current expense fund in the amount of \$20,541; supplemental appropriations to current expense fund departmental budgets in the amount of \$370,737; and the establishment of a 2005 budget for the REET electronic technology fund in the amount of \$5,400.

Budget & Finance Director Ione Siegler presented the budget transfer and supplemental appropriation in the 2005 Current Expense Fund budget and include the new REET Electronic Technology Fund. The State of Washington has approved revenue from the Real Estate Excise Tax (REET) for technology upgrades in the Treasurer's office.

**BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
OCTOBER 11, 2005 - PAGE 5**

Cmmr. Ring Erickson/Sheldon moved and seconded to approve a budget transfer from the Ending Fund balance to Operating Departments in the Current Expense fund in the amount of \$20,541; supplemental appropriations to Current Expense Fund Departmental Budgets in the amount of \$370,737; and the establishment of a 2005 budget for the REET Electronic Technology Fund in the amount of \$5,400. Motion carried unanimously. K-aye; RE-aye; S-aye. Order (Exhibit D)

- 9.3 Public hearing to consider Road Vacation File No. 338, vacation of a portion of Olympic Avenue in Hoodspport as requested by Blasé and Jean Cylwik. Staff: Charlie Butros

Mick Sprouffske, Public Works, presented the request of Blase and Jean Cylwik to vacate the north 40 feet of Olympic Avenue located between Prospect Avenue and Willard Avenue in the Plat of Hoodspport. It was noted that Mr. Cylwik is developing a driveway for a future residence over the portion to be vacated. The Public Works Department has reviewed the road rights-of-way proposed for vacation and has found it to be unopened platted right of way established in 1890 and vacated by operation of law, Laws of 1889-1890, in August of 1895. There does not appear to be any evidence the road was ever opened as a county road.

Cmmr. Sheldon noted this is a common procedure for plats established in that time frame.

Cmmr. Sheldon/Ring Erickson moved and seconded that Road Vacation File No. 338 be approved as requested subject to any existing easements of record, easements that remain per the plat and existing utilities. Motion carried unanimously. K-aye; RE-aye; S-aye. Order of Vacation (Exhibit E)

- 9.4 Public hearing to consider an interim revision to the Mason County Flood Damage Prevention Ordinance for the Skokomish Valley to allow for the construction of agricultural structures when they are for the purpose of containing livestock manure.

Tammi Clark, Planner, noted this item is a public hearing regarding an interim revision to the Mason County Flood Damage Prevention Ordinance which expires October 13, 2005.

The Planning Department has received no comment or requests. She did meet with Rich Geiger, Conservation District, who is working on making an application. There were some issues regarding the possibility of a buffer that he was going to verify and they have not received any comment back.

Chairperson Kamin noted this ordinance was provided to allow for construction of manure storage structures in the Skokomish Valley. The landowner received a National Resource Conservancy grant in order to do that. There was some urgency at the time the request was made.

Ms. Clark noted the applicant needs to have a completed application in by October 13, 2005. She understood the intent is to apply. There was just an issue of verifying something and they have not heard back.

**BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
OCTOBER 11, 2005 - PAGE 6**

The Board discussed whether this would be a permanent amendment or just an interim.

Allan Borden, Planner, stated the interim ordinance was to allow time for the application to be perfected. The applicant has not completed their application. The Planning Manager suggested the Board could extend the interim amendment for a short period of time to allow for the application. Possibly 4 – 6 weeks.

Cmmr. Sheldon read a letter from Mr. Geiger, Mason Conservation District, to the Board and noted it mentions this is the first of several they hope to assist with the construction of such structures.

There was discussion there should be a specific date for extension of the interim regulations. Possibly six months or the end of the year.

The public hearing was closed.

Cmmr. Sheldon/Ring Erickson to amend the Flood Damage Prevention Ordinance Interim Revision until December 31, 2005 to allow the construction of agricultural structures when they are for the purpose of containing livestock manure. Motion carried unanimously. K-aye; RE-aye; S-aye. Ordinance No. 98-05 (Exhibit F)

10. Other Business (Department Heads and Elected Officials) - None
11. Board's Reports and Calendar – It was announced that the flu vaccine is available at the County Health Department and they do not anticipate a shortage of the vaccine as they did last year.

The Board announced reports for the past week and upcoming calendar items for the week ahead.
12. Adjournment – The meeting adjourned at 10:20 am.

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

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

OCTOBER 11, 2005 - PAGE 7