

## BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

July 6, 2010

1. Call to Order – The Chairperson called the regular meeting to order at 9:03 a.m.
2. Pledge of Allegiance – Mike Rutter led the flag salute.
3. Roll Call – Present: Commissioner District 1 - Lynda Ring Erickson; Commissioner District 2 – Tim Sheldon; Commissioner District 3 – Ross Gallagher.
4. Correspondence and Organizational Business
  - 4.1 Correspondence
    - 4.1.1 The Washington State Liquor Control Board sent notice of assumption for Union Country Store and notice of special occasion liquor license applications for Harmony Hill, Mason County Rodeo Assoc., Combat Vets Motorcycle Assoc., and Colony Surf Club.
    - 4.1.2 The Washington State Department of Ecology would like to continue the discussion on protecting stream flows in the John's Creek basin.
    - 4.1.3 The Bureau of Indian Affairs sent their determination of the Skokomish Tribes' applications for acquisition of two tracts in Mason County.
    - 4.1.4 Mason County Hospital District No. 2 elected Peggy VanBuskirk as their primary representative and Ray Stutz as their secondary representative to the Mason County EMS and Trauma Care Council.
    - 4.1.5 The Mason County Democrats sent three resolutions that were adopted at their biennial County Convention.
    - 4.1.6 Michael Siptroth is seeking appointment to the Mason County Parks and Trails Advisory Board.
    - 4.1.7 Carole Washburn expressed support of the formation of a Mason County Cemetery District No. 2.
    - 4.1.8 Tim O'Brien and Carolyn Bowles expressed concerns regarding the proposed Adage project.
  - 4.2 Staff Introduction – Karen Jackson, Human Resources Director. Cmmr. Gallagher introduced Ms. Jackson.
  - 4.3 Dave Loser, ER&R, announced that a purchase order for \$31,013.98 plus tax was issued to C-Comm of Seattle, WA for 27 Icom UHF and VHF radios for the Sheriff's Office.
  - 4.4 Charlie Butros, Public Works, announced that County Road Project 1904, North Island Drive, was awarded to Pivetta Brothers Construction of Sumner, Washington at their bid price of \$380,314.60.
  - 4.5 **Cmmr. Ring Erickson/Sheldon moved and seconded to table the public hearing to consider declaring County owned park equipment located adjacent to Oakland Bay Junior High School and Walmart (skateboard park) as surplus to July 20, 2010 to allow staff additional time to follow up on possible offers of support for the park. Motion carried unanimously. RE-aye; S-aye; G-aye.**
5. Open Forum for Citizen Input –
  - 5.1 Tom Davis read a written statement he prepared regarding his concerns on the proposed Adage project. He provided a copy of his statement to the Board.

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- 5.2 Terrie Manning was thrilled that the Board will meet again on the 20<sup>th</sup> regarding the skate park. She teaches P.E. at Mason County Christian School and she has watched the kids skate at the park. The park and the kids are an asset to the community. She would be willing to coordinate picking up garbage at the park so the County doesn't have to pay \$10,000. It would also be a perfect school service project. One young man was even willing to give \$5,000 of his own money to support the park.
  - 5.3 Fran Prescott had presented an air quality study at a past meeting. She has worked further on analyzing the nitrogen oxide and sulfur dioxide pollution caused by biomass plants. She presented her new report to the Board. Her report also compares a biomass plant called Avista in Kettle Springs, Washington to the proposed Adage project.
  - 5.4 John Cox noted that when he came into the lobby of the building there was a pile of Adage propaganda. He doesn't think a public building should be used to advocate for a corporation and an alternative viewpoint should be allowed to be presented. He questioned how having a countywide vote on the Adage issue would be a bad thing. There are no cost issues because the citizens have offered to pay for it. The Board should want to hear what the citizens have to say.
  - 5.5 Connelly Watson commented on that he believes his vote has been taken from him and he is upset about it.
  - 5.6 Michael Wyatt spoke in support of keeping the skate park. He thinks it would be a terrible thing to lose in the community. He thinks that if everyone who uses the park took responsibility it would be a big step forward. He knows it is a burden for the County and he thinks the people who use it should clean it up themselves.
6. Adoption of Agenda - **Cmmr. Sheldon/Ring Erickson moved and seconded to adopt the agenda as published, noting that item 9.2 has already been tabled. Motion carried unanimously. RE-aye; S-aye; G-aye.**
  7. Approval of Minutes – June 15, 2010 and June 22, 2010 regular meeting minutes; June 15, 2010 Skokomish Flood Control Zone District meeting minutes; June 22, 2010 Oakland Bay Clean Water District Board of Directors meeting minutes; June 21, 2010 briefing minutes and June 29, 2010 special meeting minutes.  
  
**Cmmr. Ring Erickson/Sheldon moved and seconded to approve the June 15, 2010 and June 22, 2010 regular meeting minutes; June 15, 2010 Skokomish Flood Control Zone District meeting minutes; June 22, 2010 Oakland Bay Clean Water District Board of Directors meeting minutes; June 21, 2010 briefing minutes and June 29, 2010 special meeting minutes. Motion carried unanimously. RE-aye; S-aye; G-aye.**
  8. Approval of Consent Agenda:
    - 8.1 Approval of Lodging Tax Fund awards for the Mason Area Fair in the amount of \$16,000.00; the Joint Chamber Tourism Advisory Council in the amount of \$40,000.00 for the Comcast matching grant program, with the stipulation that off-season marketing months will be utilized and a review of the Tourism Advisory Council membership will take place to ensure the members represent all of the major areas of the county; and approval to delete the reserve funds for Kiosk Sites in the amount of \$15,000.00, VIC Highway Signs in the amount of \$2,403.00 and the Gas Card Promotion Program in the amount of \$15,801.00, as recommended by the Lodging Tax Advisory Committee.

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- 8.2 Approval of the resolution for the distribution of the Public Utility District Excise Tax, per RCW 54.28.090. The Mason County Current Expense Fund will receive \$450,655.38 and the City of Shelton will receive \$63,709.01. **Resolution No. 49-10 (Exhibit A)**
- 8.3 Approval of the Suspension and Debarment form with the WA State Department of Social and Health Services for the Clerk's office. This is for the Child Support Program. This serves as certification that Mason County is not prohibited by federal agencies from entering into a federal contract.
- 8.4 Approval of the amendment to the contract with Robert W. Droll in an amount not to exceed \$22,662 for consulting services to complete planning and design work for the Mason Lake Boat Ramp Renovation Project. Funding for the amendment will come from Boating Facilities Grant (75%) and REET II Capital Funds (25%).
- 8.5 Approval of the 2010-2011 Comprehensive Economic Development Strategy (CEDS) Project list as recommended by the Mason County Economic Development Council. **Resolution No. 50-10 (Exhibit B)**
- 8.6 Approval of the Save America's Treasures Grant Agreement No. 53-09-ML-0952 in the amount of \$200,000 for the Mason County Courthouse Restoration Project. There is no match requirement.
- 8.7 Approval to award the bid for fencing at the 3<sup>rd</sup> and Pine property to Quality Fence in the amount of \$33,578 and authorize the Chair to sign all necessary documents. The funding is \$28,000 from the Sheriff's budget and \$5,000 from REET I.
- 8.8 Approval of amendment #4 to the Washington State Department of Social & Health Services contract #0963-65371 to increase the funding for Workfirst Services by \$5,500 and extend the performance period through 6/30/2011. This is budgeted in the 2010 budget.
- 8.9 Approval of amendment #23 to Consolidated Contract C14956 decreasing the maximum consideration of the contract by \$15,965 to a total maximum of \$2,429,926. This amends the Statements of Work for the Public Health Emergency Preparedness & Response program and the Tobacco Prevention & Control program and was anticipated in the 2010 budget.
- 8.10 Approval to enter into a Participating Agreement No. 10-PA-11060900-018 with the USDA, Forest Service, Olympic National Forest in the amount of \$80,186 for Mason County Noxious Weed Inventory and Treatment through June 30, 2015.
- 8.11 Approval to authorize the Utilities & Waste Management staff to publish a Request for Proposals (RFP) for a \$2.5 million bond to assist in the short-term financial stability of the Belfair Sewer Utility.
- 8.12 Approval of the resolution closing Clifton Lane on August 14, 2010, from 6:00 a.m. to 10:00 p.m. for the Taste of Hood Canal event. **Resolution No. 51-10 (Exhibit C)**
- 8.13 Approval of the road closure resolution for CRP 1904, portion of North Island Drive from milepost 2.85 to milepost 2.97, for the culvert replacement project. The closure is from 8:00 a.m. Thursday, July 15, 2010 to 5:00 p.m. Wednesday, September 8, 2010. **Resolution No. 52-10 (Exhibit D)**
- 8.14 Approval of the road closure resolution for CRP 1859, Beeville Loop Road Culvert Replacement Project, at milepost 3.08. The closure is from 8:00 a.m. Thursday, July 15, 2010 to 5:00 p.m. Friday, August 20, 2010. **Resolution No. 53-10 (Exhibit E)**
- 8.15 Approval for Public Works to purchase three Filterra/Bacterra Filtration Systems that will be grant funded (Grant No. G0800631) by the Department of Ecology for the Mason County Stormwater Management Program Funding and Improvement/ Urban Water Quality LID Retrofit Project. Each unit costs approximately \$22,000.
- 8.16 Approval of the Interlocal Agreement between Mason County and the City of Shelton for chip seal services on various Shelton city streets. The City of Shelton will be billed for actual costs incurred in completing the chip sealing.
- 8.17 Approval to set a public hearing on Tuesday, August 3, 2010 at 9:30 a.m. to consider authorizing "No Parking" on both sides of Beck Road from milepost 0.293 to milepost 0.439.

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- 8.18 Approval of the amendment to the agreement between the Department of the Army and Mason County and the Skokomish Indian Tribe for the General Investigation Skokomish River Basin project to include the North Fork and the Estuary in the project scope. The estimated project cost is revised from \$4,386,150 to \$4,756,150 and the county's share is increased by \$370,000 to \$2,378,190. This is grant funded through the Salmon Recovery Fund (SRF) Board.
- 8.19 Approval of the Veterans Assistance Fund application for: Thomas F. Crawford – Burial \$600.00; George Cappiello – Utilities \$306.13; Ronald J. Michels – Burial \$600.00; Michael Cline – Food \$600.00 for a total of \$2,106.13 as recommended by the Veterans Assistance Fund Screening Committee.
- 8.20 Approval of Warrants
- |                      |                          |                 |
|----------------------|--------------------------|-----------------|
| Claims Clearing Fund | Warrant #s 174419-174929 | \$ 1,109,196.32 |
| Salary Clearing Fund | Warrant #s 3685-3744     | \$ 295,731.58   |
| Direct Deposit Fund  | Deposit #s 21734-22108   | \$ 543,533.92   |
- 8.21 Approval to appoint Patricia Kleist and Kathleen Geist to the Lewis-Mason-Thurston Area Agency on Aging Advisory Council representing Mason County for a two year term ending July 31, 2012.
- 8.22 Approval for the Department of Utilities and Waste Management to solicit written or telephone quotations for the paving of approximately 3,145 square feet of roadway at an average depth of 2" for an access road to the Beards Cove Wells No. 4 and 5.

Michelle Bell has questions on item 8.1

John Keates asked that item 8.4 be removed for further consideration.

Vicki Kirkpatrick had additional information for item 8.5.

Andrew Graham had questions on item 8.18.

Roslynne Reed had questions on item 8.19.

Cmmr. Sheldon had questions on item 8.22.

Item 8.1

Ms. Bell noted that over 100 voters signed a petition requesting LTAC funding for Harmony Hill and she wondered why it wasn't approved.

Cmmr. Gallagher replied that he brought it up with the Committee and they declined to review the application again.

Ms. Reed asked for an explanation of the Gas Card Promotion.

Frank Kenny explained that the program was put in place when gas prices were very high. The program wasn't successful so they are putting the money back into the fund.

Item 8.4

Mr. Keates requested that the item be tabled until July 20<sup>th</sup>. It will not delay the project.

Item 8.5

Cmmr. Sheldon commented that at a meeting with PUD #1 a comprehensive water system plan was discussed and he didn't see that on the project list.

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Matt Mattayoshi explained that he did not receive an application for that project but it could be added to the list. Each local government has the opportunity to place infrastructure projects on the list and each organization elects their own projects.

Cmmr. Sheldon thought that the project that was discussed was \$40,000 for the consolidation of water systems that the County and PUD #1 own.

Cmmr. Ring Erickson thought it was a comprehensive water system plan, which is required by State law.

*\* It was noted at the July 20, 2010 regular meeting that the correct term is Coordinated Water System Plan.*

Mr. Mattayoshi replied that the list could be amended today. He also commented on projects that have been started or completed in the last year.

Vicki Kirkpatrick noted that there are two entries on the list for shellfish protection. The Oakland Bay Shellfish Protection District is listed for \$266,000 and Shellfish Protection Action Plan is listed for \$200,000. She believes that the Oakland Bay Shellfish Protect District is an old application and the Shellfish Protection Action Plan is the application submitted this year. The \$266,000 should be deleted from the list.

Item 8.18

Mr. Graham asked who the agreement was with. He didn't think the Department of the Army still existed.

Cmmr. Gallagher clarified it is with the Army Corps of Engineers.

Item 8.19

Ms. Reed asked how the amount for burial is set.

Cmmr. Gallagher explained that it is a set amount determined by the Screening Committee. The Commission supports this and he hopes to be able to maintain the fund.

Item 8.22

Cmmr. Sheldon asked if the paving is for an access road to get back to the wells and if the paving will go into the wellhead protection zone.

Tom Moore explained that the paving would end 100 feet before the wellhead protection zone.

**Cmmr. Ring Erickson/Cmmr. Sheldon moved and seconded to approve Consent items 8.1 through 8.22, with the exception of items 8.4 and 8.5. Motion carried unanimously. RE-aye; S-aye; G-aye.**

**Cmmr. Sheldon/Cmmr. Ring Erickson moved and seconded to approve item 8.5 with the addition of an item sponsored by Mason County with a high priority for a Coordinated Water System Plan in the amount of \$40,000 and the deletion of the Oakland Bay Shellfish Protection District item in the amount of \$266,000. Motion carried unanimously. RE-aye; S-aye; G-aye.**

**Cmmr. Ring Erickson/Cmmr. Sheldon moved and seconded to table item 8.4 to July 20, 2010. Motion carried unanimously. RE-aye; S-aye; G-aye.**

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9. 9:30 a.m. Public Hearings and Items Set for a Certain Time.
- 9.1 Public hearing to consider a budget transfer of \$10,000 from Current Expense Ending Fund Balance to Current Expense Non-Departmental to update the Cable TV Franchise Master Ordinance and negotiate current franchise agreements with the cable companies doing business in Mason County. A \$96,230 Supplemental Appropriation to Current Expense/Sheriff's Department for revenues from the Department of Justice 2009 Recovery Act Edward Byrne Memorial Justice Grant Program; a \$19,635 Supplemental Appropriation to Current Expense/Sheriff's Department for revenues from the Department of Justice 2010 Edward Byrne Justice Assistance Grant Program; a \$16,168.93 Supplemental Appropriation to Current Expense/Sheriff's Department from a refund from Zenith Corporation and a \$5,000 Supplemental Appropriation to the Sheriff Chaplain Fund (#141-000-000) for revenues from private donations.

Charlie Butros, Public Works, stated that his portion of the hearing deals with the \$10,000 that is proposed to be transferred from Current Expense to a non-departmental account that will cover expenditures for updating the current cable TV franchise ordinance and assistance with negotiations with current and future franchise applicants. Currently there are 3 franchises in the county for cable TV. Two of the three franchises have expired and one is close to expiring. It is his recommendation to hire a consultant to update the ordinance and make the franchises consistent.

Sheriff Salisbury discussed the supplemental appropriations. The \$96,000 is a reauthorization request for money received from the Edward Byrne Memorial Justice Grant for computers and cars. The entire grant wasn't spent so they need reauthorization to continue spending the funds. It is all money in. The next part of the Ed Byrne grant is the fencing piece. They are asking to use part of that money for fencing around the Sheriff's office. The \$16,000 from the Byrne grant will be used for vests. The refund from the Zenith Corporation is medical program that is refunding money back to the County. The last piece regarding the Sheriff Chaplain Fund is private donations from individuals that are increasing the fund.

Cmmr. Gallagher asked these are part of the stimulus grants.

Sheriff Salisbury explained that the Edward Byrne grants are separate grants.

There were no further questions for staff or public testimony.

Cmmr. Ring Erickson commented that she appreciates the fact that Public Works is willing to offer their expertise on the franchise agreements.

**Cmmr. moved and seconded to approve the budget order for the following: Budget transfer of \$10,000 from Current Expense Ending Fund Balance to Current Expense Non-Departmental to update the Cable TV Franchise Master Ordinance and negotiate current franchise agreements with the cable companies doing business in Mason County; \$96,230 Supplemental Appropriation to Current Expense/Sheriff's Department for revenues from the Department of Justice 2009 Recovery Act Edward Byrne Memorial Justice Grant Program; \$19,635 Supplemental Appropriation to Current Expense/Sheriff's Department for revenues from the Department of Justice 2010 Edward Byrne Justice Assistance Grant Program; \$16,168.93 Supplemental Appropriation to Current Expense/Sheriff's Department from a refund from Zenith Corporation; \$5,000 Supplemental Appropriation to the Sheriff Chaplain Fund (#141-000-000) for revenues from private donations. Motion carried unanimously. RE-aye; S-aye; G-aye. Budget Order (Exhibit F)**

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- 9.2 Public hearing to consider declaring County owned park equipment located adjacent to Oakland Bay Junior High School and Walmart (skateboard park) as surplus. Staff: John Keates

*Tabled to July 20, 2010 under item 4.5.*

10. Other Business (Department Heads and Elected Officials) –

- 10.1 Barbara Adkins, Department of Community Development, read a news release announcing that Mason County has received applications for a Special Use Permit and a Conditional Environmental Permit from Adage. The documents are available for review on the website and at the local libraries.
- 10.2 Charlie Butros, Public Works, announced that routine maintenance work for chip sealing and paint striping will begin today.
- 10.3 Sheriff Salisbury thanked all of the organizations that assisted the Sheriff's office with the tragedy over the last week. He specifically recognized Alderbrook Resort and Walmart for their donations.

11. Board's Reports and Calendar - The Commissioners reported on meetings attended the past week and announced their upcoming weekly meetings.

12. Adjournment – The meeting adjourned at 10:23 a.m.

BOARD OF COUNTY COMMISSIONERS  
MASON COUNTY, WASHINGTON

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Ross Gallagher, Chair

ATTEST:

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Lynda Ring Erickson, Commissioner

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Shannon Goudy, Clerk of the Board

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Tim Sheldon, Commissioner