

## Minutes for March 12, 2007

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**066591 THE BOARD OF WHITMAN COUNTY COMMISSIONERS** met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **March 12, 2007 at 9:00 a.m.** Chairman Greg Partch, G.R. Finch and Michael Largent, Commissioners and Kaye Engel, Recording Clerk, attended.

**9:00 a.m. - Call to Order/Board Business/BOCC Workshop.**

Present: Kelli Campbell.

**066592 1.** The item discussed was WSCC hearing. No action taken.

**10:00 a.m. - Pledge of Allegiance.**

Present: Jana Davidson.

**D066592A 2. Motion** by Commissioner Largent to approve the consent agenda. Motion **seconded** by Commissioner Finch and **carried**.

**066593 3.** Claims/Payroll warrants numbered **200824, 200960-201060 and 201218-201354** for **\$238,216.85** approved.

FUND	FUND NAME	AMOUNT	AMOUNT	AMOUNT
001	Current Expense	78,651.18	14,603.22	651.54
101	Self Insurance		1,887.83	
102	Building & Development	10.76	147.76	
103	Countywide Planning	68.89		
104	Developmental Services	3,760.55		
110	County Roads	38,455.69	1,053.89	58.66
117	Boating Safety		641.61	
118	Inmate Welfare	242.90		8.15
122	Sheriff's K-9 Unit		48.06	
123	Paths & Trails	357.88		
127	Drug Enforcement-Quad City	11,144.14	2,486.89	
128	Crime Victims/Witnesses		441.60	
137	Web Site Development	298.00		
300	Cap. Proj. Asset Acq.-300.010.001		1,437.49	
300	Cap. Proj. CIP-300.010.005		3,236.18	
300	Cap. Proj. Doc. Mgmt.-300.010.006		1,743.20	
400	Solid Waste	15,194.06	1,382.08	1,135.85
501	Equipment Rental & Revolving	11,602.00	4,365.40	38.57
513	Communications Revolving		675.33	
660	Whitcom-General-660.911.000	10,024.89	70,231.03	
660	Whitcom-Grant Funding-660.911.001	22,362.59	16,443.06	

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690	Clearing Fund-690.005.000	11,938.85		
690	Community Action 690.026.001		11,387.07	

066593A 4. February 26,2007 minutes approved.

066594-066609 5. Personnel board orders approved.

10:15 a.m. - Bev Welch and Adam Roberts.

D066609A 6. The 2006 countywide inventory was tabled to March 19<sup>th</sup>.

065610 7. Commissioner Largent **moved**, Commissioner Finch **seconded** the motion and it **carried** to sign a resolution granting the Martin Hall Juvenile Facility Board authorization to make emergency purchases between \$2,500 and \$25,000.

**RESOLUTION NO. 066610**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF WHITMAN COUNTY, WASHINGTON, DISPENSING WITH ADVERTISEMENT AND COMPETITIVE BIDDING FOR EMERGENCY PURCHASES AND PUBLIC WORKS AND PURCHASES BETWEEN TWO THOUSAND FIVE HUNDRED AND TWENTY FIVE THOUSAND DOLLARS BY THE MARTIN HALL JUVENILE FACILITY BOARD (CREATED PURSUANT TO THE AMENDED AND RESTATED INTERLOCAL JUVENILE DETENTION FACILITY AGREEMENT (MARTIN HALL)); AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

WHITMAN COUNTY, WASHINGTON

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WHITMAN COUNTY, WASHINGTON, as follows:

WHEREAS, WHITMAN County, Washington (the "County") is a political subdivision duly organized and existing under and by virtue of the Constitution and laws of the State of Washington;

WHEREAS, the County is required by Chapter 13.16 RCW to acquire, construct and maintain juvenile detention facilities for dependent, wayward and delinquent children;

WHEREAS, under Section 802(9) of Chapter 16, Laws of 1995, 2nd sp. sess., the Washington State Treasurer is authorized to enter into a financing contract for \$4,000,000 plus issuance expenses and required reserves to assist a consortium of counties in the lease/purchase of leasehold improvements to Martin Hall on the Eastern State Hospital campus, and the renovation of said facility for use as a juvenile rehabilitation center;

WHEREAS, Chapter 309, Laws of 1995, authorizes cities and counties, or any combination thereof, to participate in agreements, pursuant to Chapter 39.34 RCW, to jointly expend funds for criminal justice purposes of mutual

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benefit, which include, but are not limited to, the construction, improvement and expansion of jails, court facilities and juvenile justice facilities;

WHEREAS, the County and eight other counties entered into an Amended and Restated Interlocal Juvenile Detention Facility Agreement (Martin Hall) ("the Amended and Restated Agreement") executed by each County on the following dates:

Douglas County - August 26, 1996  
Stevens County - August 20, 1996  
Pend Oreille County - July 22, 1995  
Spokane County - August 13, 1996  
Adams County - July 22, 1996  
Asotin County - August 19, 1996  
Lincoln County - July 15, 1996  
Whitman County - July 15, 1996  
Ferry County - July 15, 1996

under the authority granted by Chapter 39.34 RCW, Chapter 309, Laws of 1995, and Chapter 10, Laws of 1995, 2nd sp. sess., to provide for the joint operation and maintenance of Martin Hall for use as a "juvenile rehabilitation center" as amended from time to time;

WHEREAS, RCW 36.32.245 makes provisions to dispense with advertisement and formal sealed bidding on purchases of equipment, materials, supplies and services between two thousand five hundred and twenty-five thousand dollars; and

WHEREAS, RCW 39.04.280 makes provisions to waive competitive bidding requirements for purchases and public works projects in the event of an emergency; and

WHEREAS, it would be beneficial and efficient for the County as a Member of the consortium to authorize the Martin Hall Juvenile Facility Board to, in the course of its operation and maintenance of Martin Hall under the Amended and Restated Agreement, dispense with advertisement and formal sealed bidding on purchases of equipment, material, supplies and services between two thousand five hundred and twenty-five thousand dollars and waive competitive bidding requirements for purchases and public works in the event of an emergency.

NOW THEREFORE, IT IS HEREBY FOUND, RESOLVED, DETERMINED AND ORDERED as follows:

**Section 1.** The Board of County Commissioners ("Board") hereby authorizes the Martin Hall Juvenile Facility Board, acting under the Amended and Restated Agreement, in the course of operating and maintaining Martin Hall, to dispense with advertisement and formal sealed bidding on purchases of equipment, material, supplies and services between two

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thousand five hundred and twenty-five thousand dollars, so long as the following terms and conditions are met:

- a. Lincoln County shall, at least twice per year, publish in a newspaper of general circulation within the County a notice of the existence of vendor list(s) and solicit the names of vendors for such list(s). The Clerk of the Board of Lincoln County Commissioners shall maintain the Vendor List;
- b. The purchase price, including sales taxes and freight, shall not exceed \$25,000.00;
- c. The purchase is within Martin Hall Juvenile Facility Board's current budget;
- d. Purchases of multiple items shall not be segregated or invoiced separately in order to fall within the bidding exception provided by this section;
- e. A written description shall be drafted by Lincoln County of the specific materials, supplies, equipment or services to be purchased, including quantity, quality, and type desired, the proposed delivery data and any other significant terms of purchase;
- f. Lincoln County shall make a good faith effort to contact at least three (3) of the vendors on the list to obtain telephone solicitation quotations from the vendor(s) or a written bid from the vendor(s) for the required supplies, materials, equipment or services;
- g. Lincoln County shall not share telephone quotations from one vendor with other vendors solicited for the bid on supplies, materials, equipment or services;
- h. A written record shall be made by Lincoln County of each vendor's bid on the supplies, materials, equipment or services, and any conditions imposed on the bid by such vendor and it shall also be noted when a vendor contacted declines to provide a quotation;
- i. Lincoln County shall present to the Martin Hall Juvenile Facility Board all telephone and/or written quotations and a recommendation for award of the contract to the lowest responsible bidder;
- j. The Martin Hall Juvenile Facility Board shall purchase the materials, supplies, equipment or services from the lowest responsible bidder, provided that whenever there is reason to believe that the lowest acceptable bid is not the best price obtainable, all bids may be rejected and the Martin Hall Juvenile Facility Board may call for new bids. The Martin Hall Juvenile

Facility Board, in determining the lowest bidder may take the following factors, in addition to price, into account:

1. Any preferences provided by law to Washington products and vendors;
  2. The quality of the materials, supplies, equipment, or services;
  3. The conformity of the materials, supplies, equipment, or services to the specifications;
  4. The purposes for which the materials, supplies, equipment, or services are required;
  5. The times for delivery of the materials, supplies, equipment, or services;
  6. The character, integrity, reputation, judgment, experience, capability, and efficiency of the bidder, and,
  7. Such other information as may have a bearing on the decision to purchase the materials, supplies, equipment, or services.
- k. The Martin Hall Juvenile Facility Board shall review quotations and recommendations from Lincoln County and award the contract to the lowest responsible bidder, with the contract to be executed by the Martin Hall Juvenile Facility Board Chairman;
- l. Immediately after the award is made, the quotations obtained shall be recorded with the Clerk of the Board of County Commissioners of Lincoln County, open to public inspection, and available by telephone inquiry; and
- m. A list of all contracts awarded under these procedures shall be posted at the Lincoln County Courthouse once after each contract is entered into. The list shall contain the name of the vendor awarded the contract, the amount of the contract, a brief description of the items purchased and the date of award.

**Section 2.** The Board hereby authorizes Martin Hall Juvenile Facility Board, acting under the Amended and Restated Agreement, in the course of operating and maintaining Martin Hall, to waive competitive bidding requirements for purchases and public works in the event of an emergency, so long as the following terms and conditions are met:

- a. "Emergency" means unforeseen circumstances beyond the control of the Martin Hall Juvenile Facility Board that either (a) present a real, immediate threat to the proper performance of essential functions or (b) will likely result in material loss or damage

to property, bodily injury, or loss of life if immediate action is not taken;

- b. The Martin Hall Juvenile Facility Board will prepare and pass a resolution on each occasion in which competitive bidding requirements are waived in the event of an emergency;
- c. The Martin Hall Juvenile Facility Board shall declare the emergency situation exists, waive competitive bidding requirements, and award all necessary contracts on behalf of the member Counties to address the emergency situation;
- d. Any resolution shall contain a written finding of the existence of an emergency;
- e. The contract is within Martin Hall Juvenile Facility Board's current budget; and
- f. The Martin Hall Juvenile Facility Board approves and authorizes the Board Chairman to execute the contract.

**Section 3.** All other resolutions of the Board that are inconsistent with the provisions of this Resolution are hereby repealed to the extent of such inconsistency.

**Section 4.** This Resolution shall take effect immediately upon its adoption.

ADOPTED by the Board of County Commissioners of Whitman County, Washington, at a regular meeting thereof held on March 12, 2007.

WHITMAN COUNTY, WASHINGTON

\_\_\_\_\_  
Chairman

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Commissioner

ATTEST:

\_\_\_\_\_  
Clerk of the Board of County  
Commissioners

\_\_\_\_\_  
Commissioner

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C E R T I F I C A T E

I, the undersigned, the Clerk of the Board of County Commissioners of Whitman County, Washington, hereby certify that the foregoing resolution

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is a full, true and correct copy of a resolution duly adopted at the regular meeting of said Board held on March 12, 2007, of which meeting all commissioners had due and lawful notice and at which a majority thereof were present; and that at said meeting said resolution was adopted by the following vote:

AYES, and in favor thereof:	3
NOES:	0
ABSENT:	0
ABSTAIN:	0

I further certify that I have carefully compared the same with the original resolution on file and of record in my office; that said resolution is a full, true and correct copy of the original resolution adopted at said meeting; and that said resolution has not been amended, modified or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Board on March 12, 2007.

WHITMAN COUNTY, WASHINGTON

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Clerk of the Board of County  
Commissioners

**066611** 8. Commissioners' pending list reviewed.

**10:25 a.m. - Kelli Campbell, Human Resources Director.**

Present: Jana Davidson.

**066611A** 9. Ms. Campbell presented a memorandum of understanding between Whitman County and Teamsters, Local 690 Corrections Officers/Support Staff as it pertains to medical insurance. Commissioner Largent made a **motion** to sign the memorandum of understanding as recommended, Commissioner Finch **seconded**, motion **carried**.

**10:30 a.m. - Recess.**

**11:00 a.m. - Mark Storey, Public Works Director.**

Present: Phil Meyer, Jana Davidson and Joe Smillie.

**ACTION ITEMS:**

**Solid Waste Division:**

**066612** 1. Commissioner Finch **moved**, Commissioner Largent **seconded** the motion and it **carried** that amendment 3 to the contract for Solid Waste

Transportation and Disposal between Whitman County and Waste Management of Washington, Inc. be signed as presented.

**Administration Division:**

**066613** 2. Commissioner Largent **moved**, Commissioner Finch **seconded** the motion and it **carried** that the bid for liquid asphalt be awarded to SemMaterials, L.P. in the amount of \$468,400.00 without tax.

**066613A** 3. Director Storey said there would not be a recommendation for awarding the 7-Passenger Van bid because all bidders have withdrawn their bids. The three automakers that supplied the bids (Chevrolet, Ford and Dodge) will not allow the dealers to put through a bid for fleet-type vehicle awards. According to Phil Meyer, the manufacturers have cut off their billing dates. In addition, Director Storey said none of the bidders could honor these bid prices for a 2008 vehicle because there will be a new set of fleet rules, new prices and they are still a couple months away from bidding 2008 vehicles. Therefore, Public Works is considering its options.

**Engineering Division:**

**066614** 3. Commissioner Finch **moved**, Commissioner Largent **seconded** the motion and it **carried** to approve the amended Annual Construction Program for 2007.

**066615** 4. Commissioner Largent **moved**, Commissioner Finch **seconded** the motion and it **carried** to that the resolution to initiate a county road project designated as Scott Road Overlay be signed as presented.

**RESOLUTION NO. 066615**

**BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS**

In the matter of initiating a county road project designated as CR.R.P. No. 6005-1, Project No. XFR0600.

IT IS HEREBY RESOLVED that the Scott Road, County Road No. 6005 from milepost 0.43 to milepost 1.99 be improved as follows:

Hot Mix Asphalt Overlay, Striping and Shoulder Gravel

This project is hereby declared to be a public necessity and the County Engineer is hereby ordered and authorized to report and proceed thereon as by law provided (RCW 36.75.050, 36.80.030, 36.80.070).

IT IS FURTHER RESOLVED that an appropriation from the official adopted county road fund budget and based on the County Engineer's estimate is hereby made in the amounts and for the purposes shown:

<b>PURPOSE</b>	<b>AMOUNT OF APPROPRIATION</b>
Engineering (PE & CE)	\$ 10,000.00

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Day Labor	\$ 8,000.00
Contract	<u>\$313,000.00</u>
TOTAL	\$331,000.00

This project was included in the official adopted annual road program as Item No. 1.

IT IS FURTHER RESOLVED that the asphalt construction is to be accomplished by contract in accordance with RCW 36.77.020 et. Seq.

IT IS FURTHER RESOLVED that the shoulder and striping construction is to be accomplished by county forces in accordance with RCW 36.77.065 and WAC 136-18.

ESTIMATED date of commencing work:	June 1, 2007
ESTIMATED date of completing work:	September 1, 2007

ADOPTED this 12<sup>th</sup> day of March 2007.

BOARD OF COUNTY COMMISSIONERS  
OF WHITMAN COUNTY, WASHINGTON

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Greg Partch, Chairman

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G.R. Finch, Commissioner

ATTEST:

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Maribeth Becker, CMC  
Clerk of the Board

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Michael Largent, Commissioner

**066616** 5. Commissioner Finch **moved**, Commissioner Largent **seconded** the motion and it **carried** to publish the notice of call for bids for the Scott Road Overlay.

**Maintenance Division:**

**066617** 7. A quote for Steel H Pile was awarded to Traco Steel Products, LLC of Kirkland through the small works roster process in the amount of \$40,622.40 without tax.

**066618** 8. A quote for bridge decking was awarded to CONTEC of Olympia through the small works roster process in the amount of \$17,420.00 without tax.

**D066618A** 9. Weight restriction signs have been pulled with the exception of three county roads: Country Club Road, Country Club Flat Road and Ralph Henning Road. The department is advising people that the department is watching the roads very closely because there are still a few soft spots on

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some roads. If there is a lot of product moved over a road with soft spots, the department is prepared to shut the road down again at a moments notice.

**D066618B 10.** As of today, Public Works began their 4 day, 10 hour work schedule.

**11:35 a.m. - Recess.**

**1:30 p.m. - Tammy Lewis, ADO Coordinator.**

Present: Joe Smillie.

**066619** Ms. Lewis provided the following Whitman County ADO report:

**Business Promotion**

- On-Line Business Directory
- Business Owners Website Development Class
- Fundraising 101
- Relocating a medical manufacturer to Colfax
- First Annual Business Plan competition
- Area businesses student project

**Tourism**

- Special events listing
- "Top 10 Destinations" in Whitman County brochure
- "Golf on the Palouse" brochure

**Community Development**

- Meeting/corresponding with cities/towns groups on various projects
- Submitted several towns for reality television show

**Other**

- Affordable Housing conference
- Aided County Recycling Coordinator on recycling business recognition program
- Serving on Colfax School District Vocational/Agricultural Advisory Committee

**2:00 p.m. - Staley No. 3 Bridge Bids.**

Present: Mark Storey, Mark Johnson, Everett Connerly and Joe Schroeder.

**066620** The following bids for Staley No. 3 Bridge were received, opened and read aloud. Public Works will review the bids and make a recommendation for award on March 19<sup>th</sup> at 11:00 a.m.

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<b>BIDDER</b>	<b>AMOUNT</b>
A&R Construction, Lewiston, ID	\$401,414.00
Harry Johnson, Walla Walla, WA	\$445,364.00
Wesslen, Spokane, WA	\$466,956.93
Goebel Construction, Spokane, WA	\$498,207.00

**2:10 p.m. - Recess.**

**2:15 p.m. - Board Business Continued/BOCC Workshop.**

**066621 10.** The item discussed included a financial update, strategic planning, commissioners' choice award and the Administrative Services position. No action taken.

**5:00 p.m. - Adjournment.**

**D066621A** Commissioner Finch **moved** to adjourn the **March 12, 2007** meeting. Motion **seconded** by Commissioner Largent and **carried**. The Board will meet in regular session, in their Chambers', in the Whitman County Courthouse, Colfax, Washington, on **March 19, 2007**. The foregoing action made this **12th** day of **March 2007**.

ss/ G.R. FINCH, Commissioner  
ss/ MICHAEL LARGENT, Commissioner

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MARIBETH BECKER, CMC  
Clerk of the Board

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GREG PARTCH, CHAIRMAN  
Board of County Commissioners