

Minutes for March April 6, 2009

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069381 THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, April 6, 2009 at 9:00 a.m.** Chairman Michael Largent, Patrick J. O'Neill and Greg Partch, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

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

069382 1. Items discussed included the WSU building proposal and Commissioners' Choice award. No action taken.

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

Present: Joe Smillie.

D069382A 2. Motion by Commissioner Partch to accept the consent agenda with the deletion of item #1E1. Motion **seconded** by Commissioner O'Neill and **carried**.

069383 3. Claims/Payroll warrants numbered **226821-226918** and **226941** for **\$335,711.11** approved.

FUND	FUND NAME	AMOUNT
001	Current Expense	32,748.25
101	Self Insurance	324.60
103	Countywide Planning	90.00
104	Developmental Services	492.84
110	County Roads	491.40
111	CETC Building	54.49
123	Paths & Trails-BCPT-123.310.001	283.92
127	Drug Enforcement-Quad City	299.79
134	Elections Reserve Fund	40.96
138	Federal Equitable Sharing	227.13
144	Emerg. Communic.-144.260.001	1,679.50
300	CIP Asset Acq.-300.010.001	306.16
400	Solid Waste	8,343.24
501	Equipment Rental & Revolving	6,169.52
510	Photocopier Revolving	1,083.14
513	Communications Revolving	506.21
660	Whitcom-General-660.911.000	79,151.41
660	Whitcom-Grant-660.911.001	15,836.33
690	Clearing Fund 690.005.000	174,519.47
690	PE Fair Build.-690.010.005	13,062.75

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069384 4. March 30, 2009 minutes approved.

069385-069391 5. Personnel board orders approved.

069392 6. Commissioner O'Neill **moved** Commissioner Partch **seconded** the motion and it **carried** to approve the open space application received from David Baumgartner.

069393 7. Commissioner Partch **moved** Commissioner O'Neill **seconded** the motion and it **carried** to reappoint Mary Collins and Justine Rupp to 4-year terms on the Whitman County Planning Commission. Both terms will expire 12/31/12.

069394 8. Commissioner Partch read a statement acknowledging April 12-18, 2009 as National Public Safety Telecommunications week and commending the Whitcom dispatchers and supervisors.

069395 9. Letters were sent by the Chairman to Representatives Dunshee, Warnick, Schmick and Cox and Senators Zarelli, Brandland, Fraser and Schoesler regarding reconsideration of the Governor's \$2 million financial support associated with the County's 2008 LIFT grant.

069396 10. Commissioners' pending list reviewed.

10:20 a.m. - Recess.

10:30 a.m. - 2009-2010 Legal Printing Bids.

Present: Gordon Forgey and Joe Smillie.

069397 A combined bid from the Whitman County Gazette/Moscow-Pullman Daily News was the only bid received for 2009-2010 legal printing in the amount of \$9.00 per column inch. Mr. Forgey also mentioned that all legal notices are now available on-line and free of charge. Commissioner Partch **moved** Commissioner O'Neill **seconded** the motion and it **carried** to award the 2009-2010 legal printing combined bid to the Whitman County Gazette/Moscow-Pullman Daily News in the amount of **\$9.00** per column inch.

10:35 a.m. - Recess.

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

Present: Mark Williams and Joe Smillie.

ACTION ITEMS

Maintenance Division:

D069397A 1. Commissioner Partch **moved** Commissioner O'Neill **seconded** the motion and it **carried** to approve 4 quarry and one maintenance project designated as Pullman North Stockpile, Thera Quarry, Repp Quarry Glorfield Quarry and Road Maintenance project as presented.

**RESOLUTION NO. 069398
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS**

In the matter of initiating a County Road Crushing Project designated as Pullman North Stockpile, C.R.C.P. No. 152, Project No. XFC0903.

IT IS HEREBY RESOLVED that the County Road Crushing Project be completed as follows:

This contract provides for the stockpiling of aggregate for county road maintenance purposes.

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 E.R. & R. fund budget and based on the County Engineer's estimate is hereby made in the amounts and for the purposes shown:

PURPOSE	AMOUNT OF APPROPRIATION
Engineering	\$ 1,000.00
Inspection	\$ 4,000.00
Crushing & Stockpiling	<u>\$35,000.00</u>
 TOTAL ER&R FUND	 \$40,000.00

IT IS FURTHER RESOLVED that the crushing and stockpiling is to be accomplished by contract in accordance with RCW 36.77.020 et seq.

ESTIMATED date of commencing work: May 1, 2009
ESTIMATED date of completing work: December 1, 2009

DATED this 6th day of April, 2009.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Greg Partch, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Patrick J. O'Neill, Commiss.

**RESOLUTION NO. 069399
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS**

In the matter of initiating a County Road Crushing Project designated as Thera Quarry, C.R.C.P. No. 151, Project No. XFC0902.

IT IS HEREBY RESOLVED that the County Road Crushing Project be completed as follows:

This contract provides for the stockpiling of aggregate for county road maintenance purposes.

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 E.R. & R. fund budget and based on the County Engineer's estimate is hereby made in the amounts and for the purposes shown:

PURPOSE	AMOUNT OF APPROPRIATION
Engineering	\$ 2,000.00
Inspection	\$ 8,000.00
Crushing & Stockpiling	<u>\$129,000.00</u>
TOTAL ER&R FUND	\$139,000.00

IT IS FURTHER RESOLVED that the crushing and stockpiling is to be accomplished by contract in accordance with RCW 36.77.020 et seq.

ESTIMATED date of commencing work: May 1, 2009

ESTIMATED date of completing work: December 1, 2009

DATED this 6th day of April, 2009.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Greg Partch, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Patrick J. O'Neill , Commiss.

RESOLUTION NO. 069400
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

In the matter of initiating a County Road Crushing Project designated as Repp Quarry, C.R.C.P. No. 150, Project No. XFC0901.

IT IS HEREBY RESOLVED that the County Road Crushing Project be completed as follows:

This contract provides for the stockpiling of aggregate for county road maintenance purposes.

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 E.R. & R. fund budget and based on the County Engineer's estimate is hereby made in the amounts and for the purposes shown:

PURPOSE	AMOUNT OF APPROPRIATION
Engineering	\$ 2,000.00
Inspection	\$ 8,000.00
Crushing & Stockpiling	<u>\$218,000.00</u>
TOTAL ER&R FUND	\$228,000.00

IT IS FURTHER RESOLVED that the crushing and stockpiling is to be accomplished by contract in accordance with RCW 36.77.020 et seq.

ESTIMATED date of commencing work: May 1, 2009

ESTIMATED date of completing work: December 1, 2009

DATED this 6th day of April, 2009.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

Greg Partch, Commissioner

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Patrick J. O'Neill , Commiss.

**RESOLUTION NO. 069401
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS**

In the matter of initiating a County Road Crushing Project designated as Glorfield Quarry, C.R.C.P. No. 149, Project No. XFC0900.

IT IS HEREBY RESOLVED that the County Road Crushing Project be completed as follows:

This contract provides for the stockpiling of aggregate for county road maintenance purposes.

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 E.R. & R. fund budget and based on the County Engineer's estimate is hereby made in the amounts and for the purposes shown:

PURPOSE	AMOUNT OF APPROPRIATION
Engineering	\$ 2,000.00
Inspection	\$ 8,000.00
Crushing & Stockpiling	<u>\$218,000.00</u>
TOTAL ER&R FUND	\$228,000.00

IT IS FURTHER RESOLVED that the crushing and stockpiling is to be accomplished by contract in accordance with RCW 36.77.020 et seq.

ESTIMATED date of commencing work: May 1, 2009
ESTIMATED date of completing work: December 1, 2009

DATED this 6th day of April, 2009.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Greg Partch, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Patrick J. O'Neill , Commiss.

RESOLUTION NO. 069402
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

In the matter of initiating a county road maintenance project designated as C.R.M.P. No. 0017 Et Al, Project No. XFG0900.

IT IS HEREBY RESOLVED that the following roads based on the following prioritization be improved as funds allow: Endicott, Pullman-Albion, Pullman Airport, Johnson, Old Moscow, Klemgard, Palouse Cove, Endicott-St. John, Dry Creek, Hamilton Hill, Scharpenberg, Elberton, Farmington, Pine-City Malden, Wells, Hume, Wawawai-Pullman, Clear Creek, Winona South, Rock Lake, Lamont, Almota, Wawawai, Lancaster, Scott, Old Wawawai, Granite, Rosalia, Rosalia Exit North, Colfax Airport, Albion and Uniontown East.

Update and install new high visibility signs and delineators around high risk curves. Apply pavement markings including centerline and fog stripes to the entire roadway.

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:

PURPOSE	AMOUNT OF APPROPRIATION
Engineering (PE & CE)Maintenance	\$ 12,000.00
	<u>\$188,000.00</u>
TOTAL	\$200,000.00

This project was included in the official adopted annual road program as Item No. 29.

ESTIMATED date of commencing work: June 1, 2009
ESTIMATED date of completing work: October 31, 2009

ADOPTED this 6th day of April, 2009.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Greg Partch, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Patrick J. O'Neill, Commiss.

Planning Division:

D069402A 2. Mr. Storey indicated the Planning Commission had a very good meeting last week and he anticipated recommendations being forwarded to the Board in the next couple months.

Maintenance Division:

D069402B 3. According to the Director, there were several mud slides. Some crew members worked Friday clearing the roads.

11:15 a.m. - Recess.

1:30 p.m. - Mike Berney, Greater Columbia Behavioral Health (GCBH).

Present: Mark Williams.

069403 1. Highlights from the March 5 and 16, 2009 Board Meetings:

- A legislative update on bills/budget relating to mental health
- Discussion on the \$400 charged by Yakima County to cover Involuntary Commitment court costs. Legal council was directed to communicate with North Sound RSN regarding a legal challenge to these kinds of charges. The Funding Committee's recommendation that each County be responsible for paying these costs in the interim was tabled.
- Draft Bylaws that further explain the Operational Board concept were discussed. With this information it was requested that counties again review the proposed Interlocal Agreement and submit comments to the Regional Office no later than March 26th. Whitman County comments were submitted prior to the deadline.
- Regarding the search for a new GCBH Director the Executive Committee interviewed 3 candidates as planned. At the Board meeting there was extensive discussion about what next steps should be taken and whether there was a perceived conflict of interest with one of the candidates who is also an alternate Board Member. It was decided to restart the process to allow for a broader search and more input by County Commissioners. Current applicants will be included in the new pool.
- The Chair was authorized to sign amendments to GCBH's Mental Health Block Grant (no change for Whitman County) and PATH Contracts.

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- The March 16th Special Board meeting was conducted primarily in Executive Session to discuss potential litigation. When the Board reconvened in open session it was announced that no decisions were made.

D069403A 2. April 2nd meeting. New Director Recruitment Update. The Chair asked Board members how they wanted to proceed with restarting the search for a new Director. The issue of how to handle the appearance of a conflict of interest when a current Board Member/Alternate applies for a GCBH position was raised. After much discussion it was decided to revisit this issue in May at which time legal council will have drafted some wording on the conflict issue for the Board to react too.

D069403B 3. Amended GCBH Interlocal Agreement. The original amended Interlocal Agreement proposed by GCBH legal counsel was mostly housekeeping in nature. It clarified/unified liability/indemnification language and reflected the current status of the Yakama Nation. A new version of the amended Interlocal was proposed by the Benton County representative. This new version envisions a Board of Directors made up of only County Commissioners that meets quarterly (frequency of meetings is open for input) and focuses on providing policy direction. In addition it creates a new Operational Board that meets more regularly to operationalize policy direction provided by the Board of Directors (BOD) and to make certain decisions in between the times the BOD meets. All counties must agree in order to change the Interlocal Agreement. A motion was put forward by Yakima County to table indefinitely the new proposed Interlocal Agreement.

After much discussion this motion was defeated on a 4 to 7 vote. (Kittitas, Klickitat, Whitman, and Yakima voted in favor). A motion was put forward by Benton County to send the new proposed Interlocal Agreement to the member counties of GCBH with a recommendation to sign. The motion passed 7 to 4.

Pros: The State will be more comfortable with this kind of BOD; some other RSNs have this kind of BOD; some are more comfortable with elected officials making the policy decisions directly; significant support for this design;

Cons: A more complex structure; will it be able to make decisions as quickly; the old structure seemed to work well until funding started to decrease; everything that is being requested can be accomplished with the current Interlocal Agreement.

D069403C 4. Court costs associated with Involuntary Detentions. In January Yakima County sent letters to all counties stating that they were going to start charging \$400 for Court services associated with involuntary detentions and included a Memorandum of Understanding. GCBH Legal Council reported that, as requested, he has been in contact with

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North Sound RSN. In addition legal council from Yakima Memorial Hospital has contacted him. He is not prepared to provide a report at this time but his replacement should have a report for the May Board meeting.

069404 5. County Coordinator Update: Revised amendment #2 to the CD County contract was signed and returned within the timeframes requested.

D069404A 6. A clinical audit will be conducted by GCBH on April 22nd.

2:00 p.m. - Board Business Continued/BOCC Workshop.

Present: Mark Storey, Tim Davis, David Nails, Judi Dunn-Gray, Mark Williams and Joe Smillie.

069405 11. Items discussed included solid waste related issues. No action taken.

2:45 p.m. - Adjournment.

D069405A Commissioner O'Neill **moved** to adjourn the **April 6, 2009** meeting. Motion **seconded** by Commissioner Partch and **carried**. The Board will meet in regular session, in their Chambers', in the Whitman County Courthouse, Colfax, Washington, on **April 13, 2009**. The foregoing action made this **6th** day of **April 2009**.

ss/ GREG PARTCH, COMMISSIONER
ss/ PATRICK J. O'NEILL, COMMISSIONER

MARIBETH BECKER, CMC
Clerk of the Board

MICHAEL LARGENT, CHAIRMAN
Board of County Commissioners