

Minutes for April 27 2009

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069466 THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, April 27, 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.

069467 1. Items discussed included Governor's letter, Teamsters' letter, budget amendment, communications tower and health club memberships. No action taken.

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

D069467A 2. Motion by Commissioner O'Neill to accept the consent agenda. Motion **seconded** by Commissioner Partch and **carried**.

069468 3. Claims/Payroll warrants numbered **227552, 227555-227556** and **227661-227746** for **\$281,840.42** approved.

FUND	FUND NAME	AMOUNT	AMOUNT
001	Current Expense	251.72	35,754.56
104	Developmental Services	37,527.54	
110	County Roads		57,169.04
111	CETC Building		998.67
118	Inmate Welfare	17.80	276.34
127	Drug Enforcement-Quad City	706.68	3,394.00
129	House Bill 3900-CASA		110.00
144	Emerg. Communic.-144.260.001		98.92
400	Solid Waste	2,346.22	3,763.18
501	Equipment Rental & Revolving	155.18	9,223.61
510	Photocopier Revolving		84.72
511	Unemployment Insurance		6,540.37
513	Communications Revolving		1,546.30
660	Whitcom-General-660.911.000		69,178.81
660	Whitcom-Grant-660.911.001		1,853.80
690	Clearing Fund 690.004.000		50,842.96

069469 4. April 20, 2009 minutes approved.

069470-069471 5. Personnel board orders approved.

10:05 a.m. - Fran Martin, Robin Cocking, Steve Krigbaum. Joe Smillie and Evan Ellis.

069472 6. Emergency Management Director Fran Martin reported the backup generator at the Skyline radio site failed and upon examination is not repairable. Since this tower site affects many major emergency response agencies, Ms. Martin requested the commissioners authorize an emergency purchase resolution, bypassing the bidding process.

Mr. Krigbaum said the department will rent a generator during the interim but the emergency process will allow the department to obtain a new generator in 3-5 weeks rather than 8-12 weeks upon conclusion of the bidding process. If approved, he would recommend the generator be purchased from Western States, who can supply the equipment in the shortest amount of time.

Commissioner Partch **moved** Commissioner O'Neill **seconded** the motion and it **carried** to approve a resolution declaring an emergency for the purchase of a backup generator as presented.

RESOLUTION NO. 069472
THE BOARD OF COUNTY COMMISSIONERS
FOR WHITMAN COUNTY, STATE OF WASHINGTON

WHEREAS, the Board of County Commissioners for Whitman County, State of Washington, met in regular session on Monday, April 27, 2009; and,

WHEREAS, the Board agrees that a state of emergency existed on April 23, 2009 at the Skyline Drive Radio site due to generator and transfer switch failure; and,

WHEREAS, the replacement generator needs to be installed immediately due to the need to maintain emergency communications from the critical radio site during a power failure, and inadequate battery backup exists, and,

WHEREAS, it is agreed that the Director of the Whitman County Emergency Management and the Radio Communications Manager responded appropriately to this situation; and,

WHEREAS, the Board agrees with the Director in her letter dated April 27, 2009, and incorporates the letter as part of this resolution.

NOW THEREFORE, BE IT RESOLVED AND IT IS ORDERED that an emergency existed and the Competitive Bid process be waived due to the only radio site capable of communicating with several emergency response agencies from the Skyline Drive Radio Site and the bid process would be time-consuming and costly to a project of this size as provided for in R.C.W. 36.32.270 Competitive Bids-Emergency purchases.

PASSED, APPROVED AND ADOPTED this 27nd 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 O'Neill, Commissioner

069473 7. Commissioner O'Neill **moved** Commissioner Partch **seconded** the motion and it **carried** to proclaim May 3-9 as National County Government Week.

P R O C L A M A T I O N

WHEREAS, the nation's 3,068 counties provide a variety of essential public services to communities serving 300 million Americans; and,

WHEREAS, Whitman County and all counties take seriously their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways; and,

WHEREAS, many county government initiatives and programs involve the protection of valuable and vulnerable environmental resources and in communities; and,

WHEREAS, the National Association of Counties (NACo) is the only national organization that represents county governments in the United States; and,

WHEREAS, the National Association of Counties created National County Government Week in 1991 to raise public awareness and understanding about the roles and responsibilities of the nation's counties to meet the needs of the community; and,

WHEREAS, NACo and Whitman County are working together to Restore the Partnership between all levels of government to better serve American communities.

NOW, THEREFORE, BE IT RESOLVED that the Whitman County Commissioners do hereby proclaim May 3-9, 2009 as:

N A T I O N A L C O U N T Y G O V E R N M E N T W E E K

Dated this 27th 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.

069474 **8.** Commissioner Partch **moved** Commissioner O'Neill **seconded** the motion and it **carried** to proclaim May 3-9, 2009 as National Municipal Clerks Week.

P R O C L A M A T I O N

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local government exists through the world; and,

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants; and,

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and,

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and,

WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community; and,

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations; and,

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

BOCC MINUTES-04/27/09

NOW THEREFORE, the Whitman County Commissioners do recognize the week of May 3 through May, 2009 as:

M U N I C I P A L C L E R K S W E E K

And to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represents.

Dated this 27th 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.

069475 9. Commissioner O'Neill **moved** Commissioner Partch **seconded** the motion to sign a resolution fixing the Commissioners' meeting days as the 1st, 3rd and 5th Monday/month, the last Monday in December and the 3rd Tuesday/month at 2:00 p.m. for the Board of Health. The meetings will take place on Tuesday if Monday is a holiday. All meetings will begin at 9:00 a.m. unless otherwise noted on the agenda. The July 6, 2009 regular meeting will take place on Tuesday, July 7th.

Commissioner Partch commented this is being done for cost-saving measures. Changes in the Commissioners' office directly impact the Clerk of the Board. In order to save money, the vacant Office Specialist (receptionist) position, previous back-up for the Clerk, is not being replaced, therefore, the department has had to find other efficiencies methods with no interruption to the county's financial matters. This meeting schedule will continue through the end of 2009 on a trial basis and revisited if necessary. Motion **carried**.

**RESOLUTION NO. 069475
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS**

WHEREAS, as a cost-savings measure, the Whitman County Commissioners are revising their regular session schedule; and,

BOCC MINUTES-04/27/09

WHEREAS, there will be no changes to the county's financial matters, including claims, because of this action.

WHEREAS, all persons desiring to introduce an item for the Commissioners discussion/action must submit the issue to the Clerk of the Board no later than 3:00 p.m. on Wednesday preceding the meeting; and,

NOW THEREFORE, IT IS HEREBY RESOLVED by the Whitman County Commissioners that they will assemble in regular session, unless otherwise noted beginning June 1, 2009 as follows:

- The first, third and fifth Monday of each month
- The last Monday in December
- The third Tuesday of each month at 2:00 p.m. for the Board of Health
- The July 6, 2009 regular meeting will take place on Tuesday, July 7th

Meetings will take place on Tuesday if Monday is a holiday.

All meetings will commence at 9:00 a.m. unless otherwise noted on the agenda.

Dated this 27th day of April and effective as of June 1, 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.

069476 10. Commissioner Partch **moved** Commissioner O'Neill **seconded** the motion and it **carried** to send a letter to the Governor requesting that she sign SB 5045 into law when completed.

069477 11. Commissioner Partch sent a letter to Gerald R. Schlatter at WSU advising him that Whitman County could not move forward at this time to lease WSU building space for Public Health (Pullman) due to the county's current financial picture.

069478 12. A letter was received from Brian Bannan of Uniontown supporting wind energy development in Whitman County that does not diminish or dominate the landscape.

069479 13. Information was received from the Washington State Liquor Control Board (WSLCB) notifying the commissioners of liquor licenses due to expire in 90 days in Whitman County and new objections to license renewals.

069480-069481 14. Letters were received from the Department of Community, Trade and Economic development regarding the final close out the 2005 and 2006 CDBG-PS grants.

069482 15. Commissioners' pending list reviewed.

10:40 a.m. - Recess.

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

Present: Phil Meyer and Joe Smillie.

ACTION ITEMS

069483 1. Commissioner O'Neill moved Commissioner Partch seconded the motion and it carried that the resolution to designate Troxler Industries, Inc. as the sole source for testing equipment for Public Works be signed as presented.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

In the Matter of establishing a sole) RESOLUTION NO. 069483
source purchasing contract for testing)
construction materials for roads and)
bridges, Whitman County, Washington) Establishing Sole Source
Purchasing

BEFORE THE BOARD OF COUNTY COMMISSIONERS of Whitman County, Washington in the matter of construction materials testing equipment for the Public Works Department;

WHEREAS, it is recognized that the Public Works Department needs to purchase construction materials testing equipment from time to time, and needs to maintain equipment that is consistent with the Washington State Department of Transportation (WSDOT) testing quality control program, as monitored by WSDOT, and

WHEREAS, the Board of County Commissioners (BOCC) and Public Works management personnel have recognized that the State of Washington has resolved to use Troxler Industries as a sole source supplier for Nuclear Densometer testing equipment, and

WHEREAS, Public Works management personnel have reviewed the performance and application information relative to similar engineering testing equipment intended to satisfy the department needs, and

WHEREAS, Public Works management personnel wish to minimize training requirements for technical personnel by purchasing new equipment of the same brand and type as existing equipment, and

WHEREAS, Public Works management and financial personnel have determined that the better interests of Whitman County would be served through the purchase and use of the Troxler Industries nuclear densometer equipment, and

WHEREAS, Troxler Industries, having supplied similar testing equipment to Whitman County in the past, is in a position to supply new equipment that will satisfy this need for Whitman County,

IT IS HEREBY RESOLVED that the Whitman County Board of County Commissioners authorizes the Public Works Department to enter into a sole-source supply agreement with Troxler Industries, Inc., to purchase nuclear densometers for use by the department.

ADOPTED this 27th 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.

Solid Waste Division:

069484 2. The quote for 2009 Tire Amnesty Day was awarded to Northwest Recycling, LLC of West Richland through the small works roster process for a total bid amount of \$135/ton without tax.

D069484A 3. David Nails was selected as the new Solid Waste Manager at the Transfer Station beginning May 1, 2009.

Maintenance Division:

BOCC MINUTES-04/27/09

069485 4. The quote for guardrail for the Wawawai Road project was awarded to Frank Gurney, Inc. of Spokane Valley, WA through the small works roster process for a total bid amount of \$58,376 without tax.

11:30 a.m. - Recess.

1:00 p.m. - Doug Robinson and Marlynn Markley, District Court.

D069485A May debt reduction program for fines

Doug Robinson advised the Board Whitman County District Court will once again participate in the state debt reduction program in May to encourage settlement of outstanding traffic fines. What this means is the county will waive the \$52 Failure to Appear (FTA) fee and the collection company is cutting their fees in half and waiving all interest. The majority of counties and municipal courts across the state are participating in this program. Information about this event will be advertised in the local newspapers and on the radio.

Marlynn Markley said Whitman County's overdue fines account receivables totals \$1.9 million dating back 10 years. There are additional account receivables not overdue. The county retains approximately 58% of the fine collected. Judge Robinson said staff and the collection company are working hard to collect the fines. She commended the collection company for reducing their fees for the duration of this program.

1:20 p.m. - Recess.

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

Present: Bob Reynolds, Kelli Campbell and Sharron Cunningham.

069486 16. The 2009 Whitman County budget discussed. No action taken.

3:00 p.m. - Board Business Continued/BOCC Executive Session.

Present: Dr. Moody, Fran Martin, Michael Baker, Mark Storey, Alan Thomson, Mariah Simpson, Dan Gladwill and Dan LeBeau.

069487 17. Commissioner Partch **moved** Commissioner O'Neill **seconded** the motion and it **carried** to go into executive session with the above individual(s) until 3:20 p.m. in accordance with RCW 42.30.110 (1) (i) for a potential litigation matter.

3:20 p.m. - Return to Open Session/Board Business Continued/BOCC Workshop.

Present: Dr. Moody, Fran Martin, Michael Baker, Mark Storey, Alan Thomson, Mariah Simpson, Dan Gladwill and Dan LeBeau.

069488 18. The on-site sewage ordinance discussed. No action taken.

5:00 p.m. - Adjournment.

D069488A Commissioner O'Neill **moved** to adjourn the **April 27, 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 **May 4, 2009**. The foregoing action made this **27th** 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