

Minutes for May 27, 2008

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068190 THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Tuesday, May 27, 2008** at **9:00 a.m.** Chairman Michael Largent, G.R. Finch and Greg Partch, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

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

Present: Bev Divine and Adam Roberts (9:00 a.m.).

068191 1. Items discussed included a proposed remodeling project in the Information Services building, District Court vault space, retrospective rating pool rates, WSU flexible schedule and Colfax utility payment drop off box in the Courthouse. No action taken.

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

Present: Bob Lothspeich, Lori Nails, Sharron Cunningham and Joe Smillie.

D068191A 2. Motion by Commissioner Finch to accept the consent agenda with deletion of tabled items #E-1, E-2 and E-6. Motion **seconded** by Commissioner Partch and **carried**.

068192 3. May 19th and 27th Claims/Payroll warrants numbered **215665-215790, 215793-215807** and **215935-216023** for **\$743,825.79** approved.

FUND	FUND NAME	19 th AMOUNT	19 th AMOUNT	19 th AMOUNT	19 th AMOUNT	27 th AMOUNT
001	Current Expense	69,357.04	7,480.40	225.48	46,859.80	58,963.35
101	Self Insurance	5,620.95				
102	Building & Development	40.75				342.28
103	Countywide Planning	18.02			2,552.40	219.98
104	Developmental Services	36,510.07				216.11
110	County Roads	4,717.26	550.00		14,155.00	83,888.62
111	CETC Building	29.58				
117	Boating Safety	51.45				
118	Inmate Welfare	326.48		12.57		
123	Paths & Trails-123.310.000	66.87				
127	Drug Enforcement-Quad City	303.48			400.00	467.12
128	Crime Victims/Witnesses				350.00	
135	Prosecutor's Stop Grant				150.00	
136	Electronic Monitoring	253.00				
138	Federal Equitable Sharing					57.80
143	Trial Court Improvement-143.030.000					589.00
144	Emergency Communications-144.260.001	20,087.14				259.97
300	Capital Projects Asset Acq.-300.010.001					2,039.14

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300	Capital Projects CIP-300.010.005				12,378.20	36,938.58
300	Capital Projects Doc. Mgmt.-300.010.006	2.40				
300	Capital Projects Klemgard Park-300.310.001					159.75
400	Solid Waste	4,043.91		2,883.86	2,098.64	158,744.23
501	Equipment Rental & Revolving	51,527.86	350.00	319.81	4,634.00	7,158.76
510	Photocopier Revolving					50.44
513	Communications Revolving					4,450.00
660	Whitcom-General-660.911.000	70,692.23				909.02
660	Whitcom-Grant Funding-660.911.001	4,682.96				6,772.64
690	CAC Agency Svc.-690.026.001					17,867.39

068193 4. May 12, 2008 minutes approved.

068194-068203 5. Personnel board orders approved.

068204 6. Bob Lothspeich presented an interfund loan resolution for \$7,000 with the Town of Farmington to cover street maintenance expenses. Commissioner Partch **moved** Commissioner Finch **seconded** the motion and it **carried** to approve the interfund loan.

RESOLUTION NO. 068204

BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

WHEREAS, the Board of Whitman County Commissioners met in regular session on the 27TH day of May, 2008; and,

WHEREAS, the Town of Farmington requested an interfund loan to cover City street maintenance for 2008 and a portion of 2009; and,

WHEREAS, this request complies with R.C.W.'s regarding loan agreements and debt limitations; and,

WHEREAS, a special tax levy was passed by the Town of Farmington voters in a special election held on February 19, 2008, to be assessed in 2009; and,

WHEREAS, the interfund loan will be repaid in payments as cash is available in 2009, but no later than December 31, 2009 at an interest rate equal to the monthly average of the Local Government Investment Pool (LGIP) of the State of Washington for the month immediately preceding the month during which the interfund loan is authorized.

NOW, THEREFORE, BE IT HEREBY RESOLVED that an interfund loan of \$7,000.00 is loaned to the Town of Farmington, from the Whitman County Current Expense Fund at an interest rate of 2.70%, to be repaid as stated.

PASSED, APPROVED AND ADOPTED this 27th day of May 2008.

BOARD OF COUNTY COMMISSIONERS

OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

Greg Partch, Commissioner

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

G.R. Finch, Commissioner

068205 7. Commissioner Finch **moved** Commissioner Partch **seconded** the motion and it **carried** to approve WSU Sponsored project agreement #OGRD-110761-001 with the Office of Grant and Research Development.

068206 8. Commissioner Finch **moved** Commissioner Partch **seconded** the motion and it **carried** to approve the 2008-2009 legal printing agreement with the Whitman County Gazette/Moscow-Pullman Daily News.

068207 9. Commissioner Partch **moved** Commissioner Finch **seconded** the motion and it **carried** to approve the Homeland Security contract with the State Department of Emergency Management contract #SDEM-0739 in the amount of \$2,518.00.

068208 10. Notice of a proposed preliminary plat and planned residential development known as Whispering Hills 5 was received from the City of Pullman.

068209 11. An executed copy of the 04/28/08 Law Enforcement Terrorism Prevention Program amendment #2 with the Spokane Department of Emergency Management was received.

068210 12. Commissioners' pending list reviewed.

10:35 a.m. - Recess.

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

Present: Judy Dunn-Gray and Joe Smillie.

ACTION ITEMS

Engineering Division:

068211 1. Commissioner Finch **moved** Commissioner Partch **seconded** the motion and it **carried** that the resolution to initiate a county bridge project for the Aune Bridge be signed as presented.

RESOLUTION NO. 068211

BEFORE THE BOARD OF COUNTY COMMISSIONERS of Whitman County, Washington.

In the matter of initiating a county road bridge project designated as C.R.B.P. No. 7005-05.76(3), Project No. XFB0803.

IT IS HEREBY RESOLVED that the Aune Bridge, County Bridge No. 7005-05.76(3) be improved as follows:

This contract provides for the replacement of the Aune Bridge with a 32 foot wide, 70 foot long concrete bridge.

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)	\$110,000.00
Right-of-Way	\$ 2,000.00
Contract	<u>\$518,000.00</u>
TOTAL	<u>\$630,000.00</u>

This project was included in the official adopted annual road program as Item No. 10.

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

ESTIMATED date of commencing work: June 1, 2010

ESTIMATED date of completing work: October 15, 2010

ADOPTED this 27th day of May, 2008.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

Greg Partch, Commissioner

ATTEST:

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Maribeth Becker, CMC
Clerk of the Board

G.R. Finch, Commissioner

068212 2. Commissioner Partch **moved** Commissioner Finch **seconded** the motion and it **carried** that the interlocal agreement between Whitman County and Fire District #12 be signed as presented.

D068212A 3. The Director/Engineer stated Flightline Drive is due to receive an oil penetration shot in mid-June. The department is also looking into a joint venture with WSU for improvements to Country Club Road.

Solid Waste Division:

D068212B 4. The commissioners welcomed Judy Dunn-Gray, newly hired temporary Recycling Coordinator.

11:30 a.m. - Sharron Cunningham, Administrative Services.

Present: Bob Lothspeich, Robinson, Eileen Roe, Janet Schmidt, Kelli Campbell, Mark Storey and Joe Smillie.

Excused: Bev Divine.

068213 The 2008 April ending financial report provided by Ms. Cunningham.

April 2008 Cash Balance - \$3,289,700

April 2007 Cash Balance - \$2,707,087

April 2008 Revenue - \$3,907,514 - 33.16% of budget.

April 2007 Revenue - \$3,720,717 - 28.34% of budget.

April 2008 Expenditures \$3,690,505 - 30.59% of budget.

April 2007 Expenditures \$3,699,267 - 28.02% of budget.

12:00 p.m. - Recess.

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

Present: Jana Mathia.

068214-068215 Ms. Lewis gave her final report as the Whitman County ADO Coordinator as she has accepted the position of Pullman Chamber of Commerce Director. Areas touched on included: Café marketing flyer, Palouse Knowledge Corridor, National Small Business Month, Small Business Development Council, information forwarded to the Governor's Office of Regulatory Assistance and Tourism.

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2:00 p.m. - Board of Health.

Present: Fran Martin and Jana Mathia.

D068215A 1. Ms. Martin asked the commissioners to review the countywide emergency plan information and make comments.

D068215B 2. A brief staffing reported was provided by the Director.

D068215C 3. Ms. Martin will provide the commissioners with information on the department's recent site visit.

D068215D 4. Information on policies for dealing with the media was previously distributed to the Board for their review.

D068215E 5. According to the Director, attendance at the "Save Our Shire" event was very minimal.

D068215F 6. Ms. Martin pointed out Public Health is proceeding with the junk vehicle program.

D068215G 7. The next Board of Health meeting is June 17th.

2:15 p.m. - Recess.

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

Present: Gary and Valerie Hunt and Kelli Campbell.

D068215H 13. Commissioner Partch **moved** Commissioner Finch **seconded** the motion and it **carried** to go into executive session with the above individuals until 4:00 p.m. for negotiation matters.

4:00 p.m. - Return to Open Session/Recess.

D068215I THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Wednesday, May 28, 2008** at **3:00 p.m.** Chairman Michael Largent, G.R. Finch and Greg Partch, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

3:00 p.m. - Reconvene/Board Business Continued.

Present: Denis Tracy.

D068215J 14. Prosecutor Tracy said in February the Board signed a preliminary development agreement with Hawkins Companies. Included in

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that agreement was an anticipated timeline that before June 1st the county and Hawkins Companies would come together with a more formal and extended development agreement and that is one of the three agreements before the Board today. Over the past months the Prosecutor said he has consulted with the commissioners, Public Works Director Mark Storey and Hawkins Companies now reaching a development agreement that incorporates all input received.

Along with the development agreement, there are two side issue agreements. The first is related to the water to serve the development entitled, "Will Serve Agreement". This relates to the county's promise to serve the development on this property with water service as long as the county has water to provide from the source provided by Hawkins. As part of the development agreement Hawkins has agreed to transfer their water rights to the county and the county is agreeing to accept those water rights and use them to provide water to the development on an on-going basis. It is anticipated that the county will form a water district either as part of county government itself or as an autonomous water district. Either method is acceptable to Hawkins Companies. There is also a commitment to abide by the settlement agreement between Hawkins and the City of Moscow in that, if the City of Moscow ever does provide water to the site, Hawkins would be bound to give up their water right, extinguishing it back to the state. The county would then be obligated to take Hawkins place and give up that water right.

The last document is entitled "Tax Guarantee Agreement". Gary Hawkins is personally guaranteeing a certain level of tax revenue in years 3-7 after the start of construction that is expected to meet the debt service on an approximate \$10 million bond. Since the county doesn't know exactly what the debt service will be at this time, a most likely scenario, according to the Finance Director, was used and attached to the agreement which is the amount Mr. Hawkins is guaranteeing.

068216 Commissioner Finch **moved** Commissioner Partch **seconded** the motion and it **carried** to sign the Development Agreement as presented, reviewed by Denis Tracy and Mark Storey and meeting with their approval.

068217 Commissioner Finch **moved** Commissioner Partch **seconded** the motion and it **carried** to sign the Will Serve Water Agreement between Whitman County and Hawkins Companies.

068218 Commissioner Finch **moved** Commissioner Partch **seconded** the motion and it **carried** to sign the Tax Guarantee Agreement between Whitman County and Mr. Gary Hawkins.

068219 15. Commissioner Partch **moved** Commissioner Finch **seconded** the motion and it **carried** not to enter into agreement with the taxing

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districts involved in the Revenue Development Area (RDA) for future property tax proceeds.

3:20 p.m. - Adjournment.

D068219A Commissioner Finch **moved** to adjourn the **May 27** and **28, 2008** 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 **June 2, 2008**. The foregoing action made this **28th** day of **May 2008**.

ss/ GREG PARTCH, COMMISSIONER

ss/ G.R. FINCH, COMMISSIONER

MARIBETH BECKER, CMC
Clerk of the Board

MICHAEL LARGENT, CHAIRMAN
Board of County Commissioners