

Minutes for October 4, 2010

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071183 THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, October 4, 2010 at 9:10 a.m.** Chairman Greg Partch, Patrick J. O'Neill and Michael Largent, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

9:10 a.m. - Call to Order/Pledge of Allegiance/Board Business.

Present: Bob Reynolds, Joe Smillie and Sarah Mason.

D071183A Motion by Commissioner Largent to accept the consent agenda. Motion **seconded** by Commissioner O'Neill and **carried**.

071184 1. Claims/Payroll warrants numbered **244259-244278, 244360-244372** and **244395-244565** for **\$622,672.54** approved.

FUND	FUND NAME	AMOUNT	AMOUNT	AMOUNT
001	Current Expense	26,078.03	6,560.83	128,578.06
102	Building & Development	104.29		37.51
103	Countywide Planning	84.23		2,879.23
104	Developmental Services	43,095.70		217.00
110	County Roads	1,402.53		4,144.45
112	Public Facilities Improvement			5,921.10
117	Boating Safety			388.57
126	Treasurer's O&M			253.33
127	Drug Enforcement-Quad City		93.99	18,878.76
144	Emerg. Communicat. 144.260.001	40.02		2,078.70
300	CIP Asset Acquisit. 300.010.001		117.50	125.06
300	CIP Computer 300.010.003			14,633.73
300	CIP Cap. Projects 300.010.005			32,880.27
300	CIP Doc. Managem. 300.010.006			10,178.00
400	Solid Waste	1,518.75		52,154.36
410	Solid Waste Reserve			42.18
501	Equipment Rental & Revolving	932.12		1,036.94
510	Photocopier Revolving			4,150.19
513	Communications Revolving			4,002.10
660	Whitcom-General 660.911.000	76,332.85	528.52	4,019.79
660	Whitcom-Grant 660.911.001		735.00	50.00
690	Clearing Fund 690.005.000		171,121.33	
690	CAC Agency Svc. 690.026.001			5,824.43
690	Ernie Dippel Mem. 690.300.001			300.00

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690	Zaidee Parvin Mem.	690.300.002		153.09
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071185-071186 2. Veterans Request approved.

071187 3. September 20, 2010 minutes approved.

071188-071190 4. Personnel board orders approved.

D071190A 5. Bob Reynolds announced he will be replacing the worn Courthouse flag.

D071190B 6. Mr. Reynolds discussed the Department of General Administration Energy Conservation Program stating no cost is incurred by proceeding to Phase I. Proceeding with Phase II does authorize debt incurrence should e choose to go that route. Mr. Reynolds recommended proceeding with Phase I of the Energy Conservation Program at this time. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to allow Mr. Reynolds to move forward with Phase I of the Department of General Administration Energy Conservation Program.

071191 7. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to authorize publishing a notice for budget amendment #3.

071192 8. Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to sign an agreement with the Town of Lamont for use of the county's small works and professional services rosters.

071193 9. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** authorizing the Chairman to sign a certification for housing opportunities for persons with AIDs (HOPWA) program.

071194 10. Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to sign an Emergency Management sole source resolution with Spill Technologies for Hiplink Paging & Spillman Hiplink Interface.

RESOLUTION NO. 071194

BEFORE THE BOARD OF COUNTY COMMISSIONERS of Whitman County, Washington in the matter of contracting with Spillman Technologies, Inc. for providing the Hiplink Paging & Spillman Hiplink Interface.

WHEREAS, the Board of Whitman County Commissioners recognizes the Department of Emergency Management needs this vendors due to the fact that this paging interface is currently the Only interface that will work with our existing cad (Spillman) system;

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WHEREAS, the Hiplink is the only paging interface that currently exists that is capable of interfacing Spillman and our Alpha numeric paging system. Hiplink and Spillman currently have a partnership and have developed the interface. In order to purchase the required Hiplink interface we are required to purchase the product through our current CAD vendor which is Spillman.

IT IS HEREBY RESOLVED that the Whitman County Department of Emergency Management may enter into sole source agreement with Spillman Technologies, Inc.

ADOPTED this the 4th of October 2010.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Greg Partch, Chairman

ATTEST:

Patrick J. O'Neill, Commiss.

Maribeth Becker, CMC
Clerk of the Board

Michael Largent, Commissioner

071195 11. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to sign an Emergency Management sole source resolution with Mark Janowski.

RESOLUTION NO. 071195

BEFORE THE BOARD OF COUNTY COMMISSIONERS of Whitman County, Washington in the matter of contracting with Mark Janowski;

WHEREAS, the Board of Whitman County Commissioners recognizes the Department of Emergency Management needs this vendor due to the fact that he knows the Homeland Security grant process, it would take years to train another vendor to understand and work the Homeland Security grants and their requirements;

WHEREAS, this vendor has worked and is familiar with all of the Emergency Managers in Region 9 Homeland Security Council and the state. He additionally has the only link to WHITCOM and the Emergency Operation Center. He is intimately familiar with the Department of Emergency Management.

IT IS HEREBY RESOLVED that the Whitman County Department of Emergency Management may enter into sole source agreement with Mark Janowski.

BOCC MINUTE-10/04/10

ADOPTED this the 4th of October 2010.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Greg Partch, Chairman

Patrick J. O'Neill, Commiss.

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Michael Largent, Commissioner

071196 12. Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to authorize the Chairman to sign Washington State Military Department contract #SDEM-0939 for Emergency Management Homeland Security (08/30/11).

071197 13. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to authorize the Chairman to sign Washington State Military Department contract #E11-060 to update the natural hazard mitigation plan (08/24/12).

071198 14. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to authorize the Chairman to sign a cost reimbursement agreement with Palouse Wind.

071199 15. A request for a special occasion liquor license filed by Guardian Angel-St. Boniface School was received from the Washington State Liquor Control Board. Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to voice no objections to the request.

071200 16. A letter was received from the Nez Perce County Commissioners requesting \$1,000/year financial assistance to keep the Nez Perce County Sheriff's Air Patrol in existence and for use by neighboring agencies. In a later communication with the Sheriff, he felt the \$1,000/year was a small price to pay for the service and believed the request warranted further consideration.

071201-171202 17. Copies of thank you letters sent to the Colfax Rotary and Council on Aging & Human Services were received for their participation with the Palouse Empire Fair senior breakfast.

D071202A 18. The Smith family request for a road name change was referred to Public Works by the Chairman.

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D071202B 19. BOCC workshop format: Commissioner Largent supported going back to the original workshop format not understanding the change to begin with.

From Chairman Partch' point of view it was the Prosecutor's comments about the Open Public Meeting Act (OPMA). He didn't have a problem with it because he thought the workshop process has its advantages for discussing non-action items much easier.

Commissioner Largent said he could not discern any connection to the OPMA at the time. He wondered if the other members were amenable to thinking about it or if not, continuing in the same manner. He thought it was nice to have a venue for more informal discussions.

Commissioner O'Neill stressed the Board must make sure it is all in print prior to having workshops and taking good notes. By doing so, he didn't believe they would be breaking the law.

Commissioner Largent said the notes don't have anything to do with OPMA nor agenda items. They can bring up any topic they like.

Commissioner O'Neill said according to the Prosecutor this morning he advised as long as there is a list of items on the agenda and the public can attend there is no problem.

Commissioner Largent said the OPMA doesn't talk about agenda items as far as he has been able to determine. Decisions are different and must be made in the Chambers.

Chairman Partch indicated the Prosecutor made it quite clear that even discussion leading up to a decision needed to be in Chambers and recorded. He felt there was some confusion at the time their workshop process was changed. They wanted to be totally compliant. It worked much better, they kept track of the issues and it was always an open public meeting. He didn't think it was a problem and actually preferred the workshop process.

Commissioner Largent said the Prosecutor didn't suggest that workshop had to be recorded or minutes taken, all he said is when the Board meets was simply that it be a scheduled meeting open to the public which their workshop had always been.

Commissioner O'Neill felt the same way provided the Board is not breaking the law.

9:45 a.m. - Esther Wilson.

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Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion to return to the workshop process for discussions only, giving public notice and any decisions will be made in Chambers beginning the next available agenda (October 18th). Discussion ensued as to whether workshop items needed to be itemized on the agenda. Commissioner Largent felt listing workshop items on the agenda loses its value if the Board has to preplan all items that might be discussed because some items may arise after the agenda is completed. There being no further discussion, motion **carried**.

071203 20. Ms. Wilson presented and reviewed a summary of Anderson Peretti, CPA billings to date and anticipated charges.

After transferring \$37,000 from Finance to cover payroll items in the Information Technology, Commissioners and Auditor's department and \$10,000 for the CPA, approximately \$45,000 remains in the Finance budget.

The accountant is currently completing the cash reconciliation and 5th revision to the 2009 audit. Ms. Wilson indicated Phase I of the contract has basically been fulfilled. The Treasurer will handle the reconciliation for September-November and hopes to bring the accountant back to reconcile December.

Since accounting funds are dwindling, Chairman Partch said Anderson Peretti has offered the county a proposed reduced rate schedule. In visiting with Ms. Wilson, they feel they can hold off using the accountant's services until the end of the year. Phase II of the Anderson Peretti contract will be driven largely by New World. Therefore he suggested not proceeding to Phase II of the contract until after New World is in place.

Ms. Wilson did request authorization to contact the accountant for various unusual situations for no more than \$1,000. The commissioners voiced their approval to allow Ms. Wilson to contact the accountant for these types of situations provided the county is not double charged for services already under contract. Chairman Partch will look into the need for renegotiating the Anderson Peretti contract.

10:10 a.m. - Cheryl Morgan.

D071203A 21. Finance Committee updates: Ms. Wilson reported Joel Gilrein of the State Auditor's Office was in attendance to discuss cash versus accrual. Mr. Gilrein indicated the county can report in cash while keeping the county's books in the accrual method. All surrounding counties report in cash and keep cash books and not accrual books. Chairman Partch said everyone at the meeting felt the county should report in cash and maintain the accrual accounting system since so much work has already been done in that area.

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Chairman Partch said any outside financial contracting can only be done by the Auditor's office beginning 2011. The Auditor felt the cash/accrual decision resides in her office and she will recommend with the support of the Finance Committee that the 2010 year-end report be reported in cash with an accrual accounting basis.

D071203B Ms. Wilson mentioned the accountant may be unavailable in December due to other CPA client constraints in which case the County Treasurer will reconcile December 2010.

D071203C The Auditor is currently working with Human Resources on a job description for her financial position.

D071203D The Administrative Director interview committee is meeting this afternoon about a different approach to the selection process.

D071203E 22. Ms. Wilson said she recently learned Whitman County's organizational chart is the responsibility of the Human Resources Department.

D071203F 23. A very brief discussion about 2011 employee medical insurance held.

071204 24. Commissioners' pending list reviewed.

10:40 a.m. - Recess.

11:00 a.m. - Public Works.

Present: Mark Storey, Phil Meyer, Alan Thomson, Iris Mayes, Cheryl Morgan, Joe Smillie and Sarah Mason.

ACTION ITEMS

Engineering Division:

071205 1. Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** that the resolution to establish the county road project of Almota Road improvement be signed as presented.

**RESOLUTION NO. 071205
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS**

In the matter of initiating a county road project designated as C.R.P. No. 8000-8, Project No. XFR1002.

IT IS HEREBY RESOLVED that the Almota Road, County Road No. 8000 from milepost 8.39 to milepost 11.56 be improved as follows:

Grading, draining, widening, improving sight distance and surfacing.

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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)	\$ 250,000.00
Contract	<u>\$3,860,000.00</u>
TOTAL	<u>\$4,110,000.00</u>

This project was included in the official adopted annual road program as Item No. 5.

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: October 31, 2010

ESTIMATED date of completing work: October 31, 2014

ADOPTED this 4th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Greg Partch, Chairman

Patrick J. O'Neill, Commiss.

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Michael Largent, Commissioner

071206 **2.** Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** that the resolution to establish the speed limit on Sunshine Road be signed as presented.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON**

In the Matter of Establishing)
Speed Limits for an Improved)
Improved County Road,) **RESOLUTION NO. 071206**

Sunshine Road #9080) ORDER ESTABLISHING SPEED LIMITS
Whitman County, Washington)

BEFORE THE BOARD OF COUNTY COMMISSIONERS of Whitman County, Washington in the matter of changing the speed limit on a certain county road pursuant to R.C.W. 46.61.415;

WHEREAS, the BOARD has received a request from the County Engineer to consider changing the posted speed limit on the road, and has assessed the character and use of the road with respect to the existing posted speed limit, and,

WHEREAS, the BOARD has considered and accepted the recommendations of the County Engineer summarizing that the geometry, character, and intended use of the road are such that setting the posted speed to 35 mph would be consistent with good engineering principles and transportation management,

IT IS HEREBY RESOLVED that the maximum speed limit for the Sunshine Road #9080 shall be set at 35 mph for its entire length. The change shall be implemented on October 18, 2010. It is further resolved that the road shall be posted with fixed signs indicating the maximum speed.

ADOPTED this 4th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Greg Partch, Chairman

Patrick J. O'Neill, Commiss.

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Michael Largent, Commissioner

071207 3. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion that the resolution to establish the speed limit reduction on Hayward Road be signed as presented.

Ms. Morgan voiced her concern about the proposed 35 MPH speed limit believing is too fast. There is currently a 15 MPH cautionary sign that most drivers abide by. There are 10 residences, small children, blind corners and bicyclists. She preferred a proactive approach rather than a reactive approach.

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Mr. Storey said he visited with the Sheriff today. There needs to be consistency in the transportation system. The speed limit set must be the same criteria used for all rural county roads. There is no problem in installing cautionary signs, but from an engineering perspective, the speed for cautionary sign should actually be 25, not 15 MPH and the actual speed limit posted at 35 MPH. The Sheriff will be working on getting drivers to slow down as of October 18th.

Commissioner O'Neill understood maintaining a uniform transportation speed but at the same time he has feelings towards our citizens, the number of homes, kids and a huge liability issue. Ms. Morgan has been in twice, brought signatures from the residents and since it is a dead-end road he thought an exception could be made.

Mr. Storey pointed out the Board of County Commissioners can set whatever speed limit they want, even if it is not consistent with his recommendation. However, he cautioned the Board they would be increasing the county's liability by making spot changes and applying speed limits that are not consistent with the system. The system is designed, maintained and paid for by motorist, transportation vehicles and goods and people. Although it is a dead-end road, it is maintained for those purposes and not pedestrian flow. The black and yellow signs are cautionary and not regulatory. His recommendation is for a regulatory speed limit of 35 MPH.

11:20 a.m. - Pete Hertz.

Commissioner Largent concurred there are similar issues all over the county. He understood Ms. Morgan's concerns but said there must be a balance for transportation and safety.

Ms. Morgan said she wouldn't feel so adamant about this other than she has personally contacted all the delivery people and asked them to slow down for their safety as well as the safety of the residents.

Commissioner Largent was also concerned about safety and transportation system consistency and suggested a combination of factors including regulatory and cautionary signage.

Chairman Partch asked about possible visual improvements. Mr. Storey said most visual impairments are vegetation and trees within private yards. The county can look at the situation from a road grade perspective and if one tree was removed by the property owner it may improve visibility. Public Works will monitor the situation and if it is not working, he can come back to the Board. Motion **carried** with one descending vote by Commissioner O'Neill.

BEFORE THE BOARD OF COUNTY COMMISSIONERS

OF WHITMAN COUNTY, WASHINGTON

In the Matter of Establishing)	
Speed Limits for an Improved)	
Improved County Road, Hayward)	RESOLUTION NO. <u>071207</u>
Road # 5620, Whitman County,)	ORDER ESTABLISHING SPEED LIMITS
Washington)	

BEFORE THE BOARD OF COUNTY COMMISSIONERS of Whitman County, Washington in the matter of changing the speed limit on a certain county road pursuant to R.C.W. 46.61.415;

WHEREAS, the BOARD has received a request from the County Engineer to consider changing the posted speed limit on the road, and has assessed the character and use of the road with respect to the existing posted speed limit, and,

WHEREAS, the BOARD has considered and accepted the recommendations of the County Engineer summarizing that the geometry, character, and intended use of the road are such that setting the posted speed to 35 mph would be consistent with good engineering principles and transportation management,

IT IS HEREBY RESOLVED that the maximum speed limit for the Hayward Road #5620 shall be set at 35 mph for its entire length. The change shall be implemented on October 18, 2010. It is further resolved that the road shall be posted with fixed signs indicating the maximum speed.

ADOPTED this 4th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Greg Partch, Chairman

Patrick J. O'Neill, Commiss.

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Michael Largent, Commissioner

D071207A 4. Mr. Storey said he has begun the review process for a proposed road name change of Mail Route Road.

Maintenance Division:

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071208 5. The quote for Ringo Bridge guardrail was awarded to Frank Gurney, Inc. through the small works roster process in the amount of \$10,190.00.

Administrative Division:

071209 6. Public Works winter schedule beginning November 1, 2010 was received from the Director.

Solid Waste Division:

D071209A 7. Mr. Storey reported fall clean up began today and will continue through Saturday, October 9th.

Planning Division:

D071209B 8. Mr. Thomson noted the county has received a check from First Wind for reimbursement of additional Planning staff time/work.

11:30 a.m. - Margaret Paden, Diane Hanshaw, Donald Schneider, Julie Schneider, Julia Schneider, Cindy Miller (Hanshaw's attorney), Pete Hertz, Joe Smillie and Sarah Mason.

071210 9. At 11:30 a.m. Chairman Partch convened the hearing for the Sunshine Road area zone change and requested a staff report.

Mr. Thomson said the purpose of today's hearing is for a proposed zone change for the South Moscow-Pullman Corridor and Comprehensive Plan regarding 5 parcels of land on Sunshine Road changing the zoning designation from South Moscow-Pullman Corridor to Agricultural District. A request was initially submitted by Donald Schneider. Since Mr. Schneider's parcel is not adjacent to the Agricultural District he cannot create a zone himself. Therefore, the request was initiated by the county commissioners.

The hearing was opened to public comments.

Mr. Donald Schneider said he would like to transfer his 18 acres to the Agricultural District using the grouping concept to segregate the acreage into 3 parcels and building one new residence. According to the plan, there are 2 additional building sites with the possibility of 3 homes total. The reason for that is the property can only be subdivided once.

Alan Thomson clarified the land will be reviewed for 2 additional residences. That is what the rural housing certificate will state. If approved, both parcels will be reviewed for a residence, plus the original house. Potentially, there could be 3 homes. It is the applicant's choice to build one or two additional homes.

Mr. Schneider added, with the 300 foot rule, due to the landscape, the location of a 3rd home would not be desirable.

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Margaret Paden of Sunshine Road had previously submitted written comments. Her concerns included increased traffic, noise and light pollution, greater demand on all aquifers, being able to retain her shooting range and crop spraying by air and suggested the Board review the cluster housing zone in general.

11:45 a.m. - Keith Becker.

Julie Schneider said they have been at this process for quite some time and simply want to subdivide their 18 acres into 3 parcels called grouping. They only intend to build one smaller home down the hill from their existing home that will be sold to one of their adult children. The remainder of their acreage is planted in alfalfa; they also have a round pen and garden.

Diane Hanshaw a resident of Sunshine Road said her issues are not with the Schneider's but with county zoning. She was more concerned with fire suppression.

Mr. Thomson clarified fire suppression pertains only to the cluster district and not the agricultural district and that was codified. She suggested the county consider groupings as a relatively high density area for homes within 300 feet of each other which is almost cluster size. Chairman Partch thought it was reasonable to revisit that issue.

As noted today, Ms. Hanshaw's issue with the speed limit has been resolved. She pointed out that Mr. Schneider's new home will be within 20 feet of her lot line and closer to her home than Mr. Schneider's existing home.

If Mr. Schneider's property is rezoned to the agricultural district, Mr. Thomson said one of two things can happen. If Ms. Hanshaw's land is classified as commercial agricultural land there is a 200 foot setback. If it not classified commercial agricultural land there is a minimum 20 foot setback. Classification of Hanshaw's land will have to be reviewed to determine the Schneider's setback requirement. Mr. Schneider said they have no intention of building their new home close to Hanshaw's property.

Ms. Hanshaw inquired about lighting for the changed zone. Mr. Thomson said any new lights will require full cut off. With respect to old lighting, he suggested a conversation with the Schneider's. Existing lights are not covered by the code.

There being no further comments, the hearing was adjourned.

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071211 Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to accept the findings of fact as amended by Planning staff.

Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to accept the Planning Commission's recommendation as presented in the amended findings of fact to approve the amendment of the Whitman County Zoning Ordinance to Chapter 19.16 and the Comprehensive Plan.

ORDINANCE NO. 071211

AN ORDINANCE AMENDING THE WHITMAN COUNTY ZONING ORDINANCE CHAPTER 19.16 SOUTH PULLMAN-MOSCOW CORRIDOR DISTRICT (S-PMC) AND THE COMPREHENSIVE PLAN relating to amending the legal description of the S-PMC District to remove five parcels and place them in the Agricultural District, as described in the attached documents.

BE IT ORDAINED and enacted by the Board of County Commissioners of Whitman County, State of Washington, it having been determined by the Board after hearing the Recommendations and Findings of Fact of the Whitman County Planning Commission should be accepted and this action is consistent with the Whitman County Comprehensive Plan.

PASSED AND APPROVED by the Board of Whitman County Commissioners of Whitman County, Washington, on the 4th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Greg Partch, Chairman

Patrick J. O'Neill, Commiss.

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Michael Largent, Commissioner

Chapter 19.16 SOUTH-PULLMAN-MOSCOW CORRIDOR (S-PMC)

SECTION 19.16.010 PURPOSE.

The purpose of this ordinance is to establish the South Pullman Moscow Corridor District (S-PMC) in compliance with the Whitman County Comprehensive Plan Amendment of 2005 which divided the existing Pullman-Moscow Corridor (PMC) into separate north and south zones. A 1988-amendment to the Comprehensive Plan identified and distinguished the South Pullman Moscow Corridor Enterprise Area for special zoning consideration.

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The intent in establishing the S-PMC is to recognize the primary purposes of the location as a transportation /commercial economic corridor and implement the measures necessary to promote safe access to and movement throughout the S-PMC. It will create opportunities for attractive, orderly development which will be of long-term benefit to the community as a whole, while protecting and enhancing the environmental and aesthetic characteristics of the S-PMC which make it representative of this region. An additional purpose is to allow for recreational opportunities in the S-PMC, increasing its benefit to the community and providing alternative ways to enjoy this "gateway" to the Palouse.

The Washington State Department of Transportation (WSDOT) is planning to reconstruct SR 270 into a five-lane highway anticipated to begin construction in May or June of 2006 and be completed by late 2007 or early 2008.

SECTION 19.16.015 ELIMINATION OF PRE-EXISTING ZONING DISTRICT DESIGNATIONS.

This Chapter supersedes all previous zoning within the boundary of the S-PMC and does hereby eliminate within the S-PMC all pre-existing zoning district designations.

SECTION 19.16.020 DESCRIPTION.

19.16.020(1) Purpose.

The purpose of this section is to define the location of the S-PMC to encompass an area accessible from SR 270.

19.16.020(2) Boundary.

The S-PMC comprises the following sections:

The south half and the northeast quarter of Section 3, Township 14 North, Range 45 East W.M.; the south half of Section 4, Township 14 North, Range 45 East W. M.; the south half of Section 36, Township 15 North, Range 45 East W. M.; all of Section 2, Township 14 North, Range 45 East W. M.; all of Section 1, Township 14 North, Range 45 East W. M.; the south half of Section 31, Township 15 North, Range 46 East W. M.; the south half of Section 32, Township 15 North, Range 46 East W. M.; the north half of Section 5, Township 14 North, Range 46 East W. M.; the north half of Section 6, Township 14 North, Range 46 East W. M., situated in the County of Whitman, State of Washington, except:

Those properties lying within the boundary of the City of Pullman and lying north of SR 270 as shown on SR 270/Pullman to Idaho State Line Right-of-Way Plans, Additional Lanes Project, approved and adopted September and October, 2004. A parcel of land situate within the SE ¼ of Section 2, T 14 N, R 45 E, W. M., Whitman County, State of Washington and is further described as follows:

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Beginning at the S $\frac{1}{4}$ corner of said Section 2 (and being the N $\frac{1}{4}$ corner of Section 11); thence N $00^{\circ}11'19''$ E 1089.89 feet, along the N-S subdivision line of said Section 2, to a point 231.00 feet (14 rods) southerly of the NW corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 2; thence N $89^{\circ}08'08''$ E 1328.49 feet, along a line parallel to and 231.00 feet southerly of the northerly boundary of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, to the N-S subdivision line of the SE $\frac{1}{4}$ of said Section 2; thence N $00^{\circ}12'55''$ E 231.03 feet, along said N-S subdivision, to the NE corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 2; thence N $89^{\circ}08'08''$ E 385.91 feet, along the northerly boundary of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 2, to the westerly boundary of a parcel of land shown on a map filed under 608490, Whitman County Auditor's Microfilm No.; thence S $24^{\circ}04'28''$ E 287.28 feet, along said westerly boundary; thence S $45^{\circ}42'13''$ E 825.63 feet, along said westerly boundary, to the northerly right-of-way (R.O.W.) boundary of Sunshine Road/CO. RD. No. 9080, and a point on a curve; thence the following two (2) courses along said northerly R.O.W. boundary:

01) 693.31 feet along a curve concave to the SE (central angle = $10^{\circ}05'01''$, radius = 3939.48 feet) with its long chord bearing S $57^{\circ}12'58''$ W 692.42 feet, to a point of tangency,

02) S $52^{\circ}10'28''$ W 174.66 feet, returning to the southerly boundary of the SE $\frac{1}{4}$ of said Section 2; thence S $89^{\circ}07'56''$ W 1706.88 feet, along the southerly boundary of the SE $\frac{1}{4}$ of said Section 2, to the point of beginning. Area of said described parcel of land is 54.4 acres;

ALSO EXCEPT those parcels of land situate within the SW $\frac{1}{4}$ of Section 1 and the SE $\frac{1}{4}$ of Section 2 all in Township 14 North, Range 45 East W.M., Whitman County, Washington and is further described as follows:

Commencing at the West $\frac{1}{4}$ corner of said Section 1 and the Point of Beginning (S $00^{\circ}16'04''$ E a distance of 3,292.84 feet from the NW corner of said Section 1); thence N $88^{\circ}19'24''$ E a distance of 905.60 feet, along the east-west subdivision line of said Section 1; thence S $00^{\circ}28'11''$ E a distance of 575.50 feet; thence S $02^{\circ}46'57''$ E a distance of 962.12 feet; thence S $41^{\circ}52'30''$ E a distance of 110.23 feet, to a point on the northerly Right of Way boundary of County Road No. 9080, Sunshine Road, and a point on a curve; thence 152.26 feet, along said northerly right of way boundary, a curve concave to the northwest (central angle = $01^{\circ}32'48''$, radius = 5,640.05 feet) with its long chord bearing S $64^{\circ}31'03''$ W, a distance of 152.25 feet, to a point of tangency (P.T.); thence S $65^{\circ}17'27''$ W a distance of 939.23 feet, along said northerly Right of Way boundary, to its intersection with a point in the northerly Right of Way boundary of the N.P.P.R. (formerly); thence N $24^{\circ}42'33''$ W a distance of 10.00 feet, along said northerly Railroad Right of Way boundary, to a point 120.00 feet from the centerline of said railroad; thence S $65^{\circ}17'27''$ W a distance of 97.27 feet, along said northerly railroad boundary, to point of curvature (P.C.); thence 208.52 feet, along said northerly

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railroad boundary, a curve concave to the southeast (central angle = 03° 01' 58", radius = 3,939.48 feet) with its long chord bearing S 63° 46' 24"W, a distance of 208.50 feet; thence N 45° 42' 13"W, a distance of 825.63 feet, leaving said northerly railroad boundary; thence N 24° 04' 28"W a distance of 291.99 feet, to a point on the east-west subdivision line of the southeast quarter of said Section 2; thence N 89° 23' 53"E a distance of 944.56 feet, along said east-west subdivision line, to the northeast corner of the southeast quarter of the southeast quarter of said Section 2; thence N 00° 14' 30"E a distance of 1,320.79 feet, along the easterly boundary of said Section 2, to the Point of Beginning.

ALSO EXCEPT those parcels of land situate within the SW ¼ of Section 1 and the SE ¼ of Section 2 all in Township 14 North, Range 45 East W. M., Whitman County, Washington and is further described as follows:

All of the SW ¼ of the SW ¼ of said Section 1 and all of the SE ¼ of the SE ¼ of said Section 2 lying south and east of the northerly Right of Way of County Road No. 9080, Sunshine Road, and the northerly N.P.R.R. (formerly) Right of Way.

Mark Storey, Phil Myer, Alan Thomson, Iris Miller, Keith Becker, Cheryl Morgan, Margaret Paden, Pete Hertz, Joe Smillie and Sarah Mason.

071212 10. At 12:00 p.m. Chairman Partch convened the hearing for the proposed Palouse Northwest (PNW) Farmers Cooperative zone change and requested a staff report.

Iris Mayes indicated the Planning Commission made a recommendation on September 1st to approve this zone change for 17 acres at Chambers.

The Chairman opened the hearing to public comments.

Mr. Becker said PNW'S proposal came about when trying to make improvements with the property being classified in the agricultural zone. The requested zone change would more appropriately describe PNW's operations and make things more workable for them.

There being no further comments, the hearing was adjourned.

071213 Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to accept the Planning Commission's recommendation to approve the Pacific Northwest Farmers Cooperative zone change of 17 acres from the agricultural district to a limited heavy industrial district.

ORDINANCE NO. 071213

AN ORDINANCE AMENDING THE WHITMAN COUNTY ZONING MAP TO CHANGE THE ZONING FROM AGRICULTURAL DISTRICT TO LIMITED HEAVY INDUSTRIAL

BE IT ORDAINED and enacted by the Board of County Commissioners of Whitman County, State of Washington, it having been determined by the Board after hearing the Recommendations and Findings of Fact of the Whitman County Planning Commission that these should be accepted and this action is consistent with the Whitman County Comprehensive Plan.

Change the zoning for PNW Famers Cooperative for 17 acres from the Agricultural District to Limited Heavy Industrial District as it is described in the Findings of Fact and as may be allowed by the Whitman County Zoning Ordinance, Chapter 19.04. The site of this proposed rezone is located at Chambers, south of Pullman, WA on SR 195 in the N ½ of Section 5, Township 13 N., Range 45 E. W.M., Whitman County, Washington.

PASSED AND APPROVED by the Board of Whitman County Commissioners of Whitman County, Washington, on the 4th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Greg Partch, Chairman

Patrick J. O'Neill, Commiss.

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Michael Largent, Commissioner

12:05 p.m. - Recess.

1:30 p.m. - Board Business Continued.

Present: Fran Martin.

D071213A 25. Ms. Martin requested authorization to proceed with a board order changing job responsibilities for a 75% fiscal management/25% Environmental Health Technician position with a 7C designation. This would be a revenue neutral change. The Board having no objections directed Ms. Martin to work with Human Resources for this request.

1:40 p.m. - Recess.

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

Present: Mike Berney, Joe Smillie and Sarah Mason.

071214 26. Briefing on the GCBH Board regular and special meeting held September 2 and 29 and the upcoming October 7, 2010 meeting.

D071214A 27. Contract authorization: A special Board meeting was held to authorize the GCBH chair to sign 6 contracts. Contracts authorized for signature included Mental Health Block Grant (State and Provider) and PATH (State and Provider x 2), Medicaid and State-Only contract amendments were also on the agenda but had not been received by the time the Special Board meeting was held. These will be voted on at the regular Board meeting if they arrive in time. Whitman County voted in favor of authorizing the Board Chair to sign all 6 contracts.

D071214B 28. Approval of Business Plans: Each County or provider (depending on circumstances) has submitted what is being called a business plan that details the types of clinical services they provide now and how many they think they can provide during the upcoming fiscal year. The plans also compare services with the funds allocated to that particular area. The Funding Committee has reviewed the plans and recommends that they be accepted by the Board of Directors. Mr. Berney recommended Whitman County vote in favor of accepting the Business plans.

D071214C 29. Authorize use of the State-Only Inpatient Reserve Fund: The Funding Committee reviewed the issue of a negative unreserved fund balance for Non-Medicaid inpatient services for the fiscal year ending June 30, 2010. The State requires and GCBH maintains two inpatient reserve funds; one for Medicaid services and one for Non-Medicaid services. The purpose of these funds is to ensure that there is sufficient money on hand to pay inpatient claims. The GCBH Board of Directors must authorize the use of any GCBH Reserve Fund. There is a requirement that Medicaid funding not be used for Non-Medicaid services (including inpatient). The Reserve Fund will be replenished by charging GCBH Member Governments/Providers relative to their use/overuse of Non-Medicaid inpatient services. Mr. Berney recommended supporting the Funding Committee's recommendation that a one-time only amount of \$76,740 be transferred from the appropriate operating reserve account.

D071214D 30. Feasibility of bringing the service authorization function in-house at GCBH: A requirement of the Regional Support Networks (RSN) is that they have an independent way of authorizing services. When the State required this to be independent of service provision they did it with such a short lead time that GCBH felt the only way to be sure that we could meet the requirement was to contract out that function. The contract was awarded to Behavioral Health-Options (BHO). Over the years there have been a number of communication problems between GCBH and BHO. The

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communication has improved somewhat over the years but is still not where it needs to be. GCBH currently pays BHO approximately \$50,000 per month and has a month to month contract. Recently GCBH Regional Office Staff visited North Central RSN who has been doing their own service authorization for a little more than a year. GCBH staff believes they can bring the service authorization process in-house and by doing so significantly improve communication and do so for less money. GCBH staff has presented a draft plan for bringing the authorization process in house. The proposal is significantly less expensive than the current process and it is believed the in-house service will be more responsive. The Funding Committee recommends approval to the Board of Directors of the draft plan. Mr. Berney recommended Whitman County vote in favor of authorizing the implementation of the draft plan.

071215 31. Direct contracting of Chemical Dependency services with the State: Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to authorize the State to contract directly with Palouse River Counseling Services for chemical dependency services. A letter was also signed by the Board and forwarded to the state advising of the same.

071216 32. A letter was received from Mr. Berney notifying the county that Keith Haley has resigned his position at Palouse River Counseling and is therefore no longer a Designated Mental Health Professional.

3:25 p.m. - Recess.

D071216A THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, October 11, 2010 at 9:00 a.m.** Chairman Greg Partch, Patrick J. O'Neill and Michael Largent Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

9:00 a.m. - Meeting Reconvened/Pledge of Allegiance/Board Business Continued.

Present: Kelli Campbell.

071217 33. Commissioner Partch **moved** Commissioner O'Neill **seconded** the motion and it **carried** to go into executive session with the above individual until 10:00 a.m. in accordance with RCW 42.30.140(4)(a) for matters related to negotiations.

10:00 a.m. - Return to Open Session.

Present: Kelli Campbell, Chad and Tina Kincheloe, Ken Arthur and Sarah Mason and Joe Smillie.

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071218 34. Tina Kincheloe submitted a letter regarding both spouses working for the county with one of the spouses opting out and being considered as a dependent under the other spouse's insurance, thereby saving money and allowing families to more affordably insure their children. According to Ms. Kincheloe this affects 8-10 other couples working for the county.

Both Commissioner Largent and O'Neill said they understood the general issue. There is a slight question of special treatment. The board can make this decision without an additional cost to the county. Chairman Partch stated the county must look at ways of helping the employees as much as possible. This issue will be decided October 18th.

10:05 a.m. - Lori Nails.

D071218A 35. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to include in our 2011 employee insurance program the Options 750 Plan for non-represented, Courthouse represented, Solid Waste represented and Road represented employees.

Kelli Campbell noted these plans have been voted on by the individual units to add the Options 750 Plan. The memorandum of agreement has not been written as yet by the union or county negotiator but she has received confirmation of the votes by the union representative.

D071218B 36. Ms. Campbell explained the county currently has one LEOFF I member on the WCIP plan that will not be offered in 2011. The only other option for this particular member is the WCIP 200 Plan and what she recommended. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to transfer this one LEOFF I member from his current plan to the WCIP 200 plan as of 01/01/11.

071219-071226 37. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to authorize the Chairman to sign the 2011 WCIF/WCIP group master insurance applications for the Courthouse, Solid Waste, Road and Correction Officers bargaining units, non-represented employees, one LEOFF I member and Deputy Sheriff's Association.

071227 38. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to sign an agreement between Whitman County and the Department of Revenue for state administration of county enhanced 911 excise tax.

071228 39. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to sign a contract between Whitman County and Frank Gurney, Inc. for installation of guardrail on Ringo Bridge.

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071229 40. Commissioner O'Neill discussed the proposed increase from \$135 to \$180 per day/per bed costs at Martin Hall in 2011. Whitman County currently pays for 2.5 bed days. Commissioner O'Neill will provide confirmed rates at a later date.

D071229A 41. The commissioners briefly discussed the required federal/state/county/city redistricting requirement.

10:30 a.m. - Adjournment.

D071229B Commissioner O'Neill **moved** to adjourn the **October 4** and **11, 2010** 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 **October 18, 2010**. The foregoing action made this **11th** day of **October 2010**.

ss/ PATRICK J. O'NEILL, COMMISSIONER
ss/ MICHAEL LARGENT, COMMISSIONER

MARIBETH BECKER, CMC
Clerk of the Board

GREG PARTCH, CHAIRMAN
Board of County Commissioners