

Minutes for December 5, 2011

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072452 THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, December 05, 2011 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. - Call to Order/Board Business/BOCC Workshop.

Present: Gary Petrovich and Joe Smillie.

072453 1. Items discussed included wind tower estimated property taxes, funding option for McKinstry project, SAI/Inventory, 2012 budget hearing, WCRP quote, State Auditor exit conference, redistricting, Whitcom payables, new Colfax Mayor, Metro Park district, AmeriCorps, restricted cash, new commissioners fund 009 and .09 allocation for 2012. No action taken.

9:30 a.m. - Executive Session.

Present: Gary and Valerie Hunt and Kelli Campbell.

072454 2. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to go into executive session with the above individuals until 10:05 a.m. in accordance with RCW 42.30.140(4)(a) for matters related to negotiations.

10:05 a.m. - Return to Open Session/Board Business Continued/Pledge of Allegiance.

Present: Kelli Hadley and Bill Spence.

D072454A 3. Motion by Commissioner O'Neill to accept the consent agenda. Motion **seconded** by Commissioner Largent and **carried**.

072455 4. Claims/Payroll warrants numbered **259272-259298, 259636-259660** and **259954-260037** for **\$1,010,202.30** approved.

072456 5. November 21, 2011 minutes approved.

072457 6. Personnel change orders approved.

10:10 a.m. - Joe Smillie.

072458 7. Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to approve a contract between Whitman County and Spokane County DEM #SDEM-1119/State E12-173 for Emergency Management (12/31/13).

072459 8. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to authorize the publishing of budget amendment #2 hearing.

072460 9. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to enter into a professional services agreement with G. Andrew Hunt & Associates for labor relation matters (12/31/12).

072461 10. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to adopt the 2012 Martin Hall budget resolution.

RESOLUTION NO. 072461
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS
WHITMAN COUNTY, WASHINGTON

IN THE MATTER OF APPROVING AND AUTHORIZING THE 2012 MAINTENANCE AND OPERATIONS BUDGET PURSUANT TO THE AMENDED AND RESTATED INTERLOCAL JUVENILE DETENTION FACILITY AGREEMENT (MARTIN HALL), AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

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

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

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

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

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under the authority granted by Chapter 39.34 RCW, Chapter 300, Laws of 1995 and Chapter 20, Laws of 1995, 2nd sp. sess., to provide for the joint operation and maintenance of Martin Hall for use as "juvenile rehabilitation center" as amended from time to time; and,

WHEREAS, Section 12 of the Amended and Restated Agreement requires the Whitman County Board of Commissioners ("the Board") to approve the Operating Budget for the operation and Maintenance of Martin Hall, which has been prepared by the Martin Hall Juvenile Facility Board:

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

Section 1: The Board hereby approves the Operating Budget (as defined in Section 12 of the Amended and Restated Agreement), in substantially the form attached hereto as Exhibit "A". The county shall pay its proportionate amount of costs incurred pursuant to this approved Operating Budget in accordance with Section 5 of the Amended and Restated Agreement.

Section 2: All other resolutions of the Board that are inconsistent with the provisions of this Resolution are hereby repealed to the extent of such inconsistency.

Section 3: This resolution shall take effect immediately upon its adoption.

ADOPTED by the Board of County Commissioners of Whitman County Washington at a regular meeting thereof held on December 5, 2011.

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

**MARTIN HALL JUVENILE FACILITY
2012 Operating Budget**

<u>Bed User</u>	<u>Beds/Year</u>	<u>Cost/Day</u>	<u>Total Cost/Year</u>
Adams County	732	\$175.00	\$ 128,100.00
Asotin County	915	175.00	160,125.00
Douglas County	1,830	175.00	320,250.00

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Ferry County	183	175.00	32,025.00
Lincoln County	183	175.00	32,025.00
Pend Oreille County	732	175.00	128,100.00
Spokane County	1,830	175.00	320,250.00
Stevens County	2,562	175.00	448,350.00
Whitman County	915	175.00	160,125.00
Member Overage		175.00	0.00
Sub-Total	9,882		\$ 1,729,350.00

Other Users

Coeur d'Alene Tribe	0	\$185.00	\$ 0.00
Nez Perce Tribe	0	185.00	0.00
Other Users	30	185.00	5,500.00
Spokane Tribe	200	185.00	37,000.00
Yakima Tribe	700	185.00	129,500.00
	670		132,000.00
	930		\$ 172,050.00
Sub-Total	10,812		\$ 1,901,400.00

Other Income

Food Program			\$ 42,000.00
Interest Income			500.00
Misc. Income			0.00
Utility Refund			56,000.00
Sub-Total			\$ 98,500.00
Total Income			\$ 1,999,900.00

Expense

Per Month

Capital Expense			\$ 90,000.00
Repairs			5,000.00
Consulting			2,500.00
Management Services			18,000.00
Maintenance (Contract)			38,000.00
Auditing			4,000.00
Accounting			31,500.00
Legal			30,000.00
Fire Contract			2,500.00
Oper. Cont. Base	2% Increase	\$146,761.50	1,761,138.00
Oper. Cont./Over 40 Beds			0.00
Insurance	0	N/A	10,000.00
Rent			1.00
Utilities			0.00
Misc.			7,261.00
Total			\$ 1,999,900.00

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072462 11. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** authorizing the Chairman to sign the annual management letter to the State Auditor's office.

072463 12. Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to approve the consolidated juvenile services contract #1263-43047 for FY12-13 (06/30/13).

13. Correspondence was received from Denis Tracy, County Prosecutor pertaining to the following issues:

072464 Critical needs for the Prosecutor's office;

072465 No response regarding critical needs for the Prosecutor's office;

072466 Health insurance composite rates

072467 14. A letter of appreciation was received from Kimberly Beahler, Account Executive thanking the commissioners for their past participation in the Washington Counties Insurance Fund (WCIF).

15. Budget/levy information received from the following entities.

072468 Town of St. John

072469 Superintendent of Public Instruction

072470 Educational Service District 123

072471 Port of Whitman

072472 16. An executed of resolution #072325 Haul Route agreement with First Wind Energy Project was received.

072473 17. Commissioners' pending list reviewed.

10:30 a.m. - Executive Session.

Present: Gary and Valerie Hunt and Kelli Campbell.

072474 18. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to go into executive session with the above individuals until 11:00 a.m. in accordance with RCW 42.30.140(4)(a) for matters related to negotiations.

11:00 a.m. - Return to Open Session/Mark Storey, Public Works Director.

Present: Alan Thomson, Iris Mayes, Dean Cornelison, Joe Smillie, Kelli Hadley and Bill Spence.

Commissioner Largent was temporarily unavailable.

ACTION ITEMS

Engineering Division:

072475 19. Commissioner O'Neill **moved** Commissioner Partch **seconded** the motion and it **carried** to renew the weed spraying contract between Whitman County and Darry-Air, Inc. for 2012 (12/31/11).

072476 20. Commissioner O'Neill **moved** Commissioner Partch **seconded** the motion and it **carried** to approve the annual construction program for 2012.

072477 21. A notice to proceed with the Gnaedinger Quarry crushing project was received. Bid bonds were returned to the unsuccessful bidders for this project.

Planning Division:

072478 22. The official transmittal for the Pullman-Moscow North/South Corridor zone change was received from Alan Thomson. Hearing on this matter is scheduled for December 19th at 11 a.m.

11:10 a.m. - Commissioner Largent rejoined the meeting.

072479 23. Mr. Thomson reviewed the Ruckelshaus staff report and recommendations previously forwarded to the commissioners.

After consulting with the principal players in the construction of the Ruckelshaus Legislation and conducting two public meetings to inform and receive feedback from affected parties, it appears to be in the best interest of the public for Whitman County to opt-in to the Ruckelshaus Voluntary Stewardship Program (VSP). In doing so, staff recommended the Board of County Commissioners adopt a resolution opting-in to Ruckelshaus VSP, that the program cover the entire county and nominated the Snake River watershed as a priority watershed.

It was agreed an evening public hearing would be held January 3, 2012 at 6:00 p.m. in the Public Service Building to give the public an opportunity for additional comments. Depending upon the comments received, a decision will be rendered by the commissioners January 3rd or January 9th.

11:30 a.m. - **Executive Session.**

Present: Gary and Valerie Hunt and Kelli Campbell.

072480 25. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to go into executive session with the above individuals until 12:00 p.m. in accordance with RCW 42.30.140(4)(a) for matters related to negotiations.

12:00 a.m. - **Return to Open Session/Recess.**

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

072481 26. Mr. Berney reported on the following issues discussed at the December 1, 2011 GCBH meeting:

D072481A 27. The Funding Committee recommended that the GCBH Director be authorized to be involved in discussions regarding possible Regional Support Network mergers/realignments. The State has set a goal for completion of this by 1/1/13.

D072481B 28. The Committee recommended approval of an updated credit/gas card policy for the GCBH Regional Office.

D072481C 29. The Funding Committee acting as the Corporate Compliance Committee recommended Walla Walla Human Services Department should be sent a letter stating that if they are not able to bring their data submissions to GCBH current within 30 days a 10% penalty would be imposed. They have not submitted data since April of this year. This motion was tabled until the January Board meeting. Whitman County voted in favor of the merger and credit card policy. Both motions passed unanimously.

D072481D 30. The current officers were nominated to continue their respective roles for 2012. The floor was opened for additional nominations. Whitman County voted in favor of the slate of officers as presented and the vote was unanimous.

D072481E 31. The State is behind in sending out inpatient billing to the Regional Support Networks. This is concerning because these bills can be fairly large sometimes.

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

Present: Gary Petrovich and David Ledbetter.

072482 32. Items discussed included 2012 budget and capital improvement project funding. No action taken.

3:15 p.m. - Recess.

6:00 p.m. - 2012 Preliminary Budget Hearing.

Present: Gary Petrovich, David Ledbetter, Esther Wilson, Brett Myers, Eunice Coker, Joe Smillie and Steve Lett of New World.

072483 33. Chairman Partch convened the hearing for the 2012 preliminary budget hearing and requested a staff report.

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Mr. Petrovich summarized the proposed 2012 budget as follows.

Total Current Expense Revenue/Expenditures = \$12,896,617
Total Other Funds Revenue/Expenditures = \$44,226,407
Total All Funds Revenue/Expenditures = \$57,123,024

Mr. Ledbetter noted the creation of fund 009 separating the Commissioners' Department from Commissioners' General Government fund 010 reflecting a more accurate accounting of both funds. Overall, Mr. Ledbetter said Whitman County is in a good place compared to other counties in the state.

The Chairman opened the hearing to public comments.

Mr. Petrovich indicated there could be some minor changes to the proposed budget before passage on 12/27/11.

The hearing was recessed to 12/19/11 at 10:30 a.m.

6:10 p.m. - Recess.

D072483A THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Tuesday, December 06, 2011** at **2:00 p.m.** Chairman Greg Partch, Patrick J. O'Neill, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

2:00 p.m. - Meeting Reconvened/Board of Health.

Present: Fran Martin, Melissa Elkins, Killian Condon, Phil Hagihara and Garth Meyer.

Commissioner Largent was unavailable.

D072483B 1. Melissa Elkins reported on the following:

- No communicable diseases since last meeting to report.
- 2010 Whitman County Chlamydia/Gonorrhea cases totaled 131. In 2011 to date Chlamydia/Gonorrhea cases total 137; 3 bars on WSU campus do distribute 1,000 free condoms per month, however, Whitman County still ranks 3rd in the state in terms of confirmed cases based on population.
- Currently case-managing 8 HIV cases.
- Whitman County has 100 flu vaccine doses remaining. No confirmed flu cases in Whitman County have been documented by the state.
- Staff participated in a WSU School of Pharmacy Outreach event as part of the Health Department's required deliverables. Free flu vaccines were provided via a grant WSU received.

D072483C 2. Killian Condon reported on the following:

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- 2011 septic system numbers are consistent with 2010 but in 2011 approximately 2/3 are for failed system and 1/3 was new systems.
- Completed inspection of solid waste issues in District 3.
- Cooperating with Palouse Conservation District on a septic system educational program and assistance to owners when systems fail.

D072483D 3. Phil Hagihara reported on the following:

- Whitman County is enrolled in the FDA National Food program.
- The local Food Advisory Committee is working with WIC to be able to use local farmers markets to help stimulate the local economy
- Changes are being made to the inspection schedule; lower risk establishments will have fewer inspections and higher risk establishments will receive more inspections and education.
- A plan is being devised by WSU, Greek Housing and Whitman County to determine the responsibilities of each entity related to Fraternity and Sorority inspections.
- A process for temporary events using already certified kitchens is being drafted.
- Due to more individuals making food from their home kitchens called the Cottage Food Industry, they are being looked at from a safety standpoint.

D072483E 4. Fran Martin reported on the following:

- Dr. Moody will be in Colfax next week.
- Staffing update; employees on FMLA, employees on annual leave, new office assistant and dietician.
- Following Public Health funding legislation; no news as yet
- Attended a WSU hosted practice based on a possible Hoof and Mouth disease epidemic.

D072483F 5. The next Board of Health meeting is January 17, 2012.

2:45 p.m. - Recess.

D072483G THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, December 12, 2011 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/Board Business Continued/Workshop.

Present: Gary Petrovich, Joe Smillie (9:00 a.m.) and Roy Lord (9:10 a.m.).

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072484 26. Items discussed included 2012 CIP loan from Public Works, 2012 budget transfer to commissioners, fund balance classification, SAI/Inventory policy, liability insurance, Whitcom transition, Quarterly Regional breakfast, WRCIP/WRCF, veterans' relief claims and 2012 Historical Preservation grant funding. No action taken.

9:25 a.m. - Board Business Continued/Executive Session.

Present: Kelli Campbell and Gary and Valerie Hunt.

072485 27. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to go into executive session with the above individuals 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/Board Business Continued.

Present: Kelli Campbell, Joe Smillie, Roy Lord, Don Henderson (10:00 a.m.) and Mike and Joy Otis (10:10 a.m.).

072486 28. Claims/Payroll warrants numbered **260067-260219** and **260039** for **\$488,251.06** approved.

072487-072491 29. Six veteran relief claims approved upon recommendation by Roy Lord and Don Henderson totaling \$3,926.84.

072492-072497 30. Personnel change orders approved.

072498 31. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to authorize the Chairman to sign the Cigna master application customer acknowledgment form for 2012 county employee medical insurance.

072499 32. Commissioner O'Neill **moved** Commissioner Partch **seconded** the motion (brief absence of Commissioner Largent) and it **carried** to authorize the Chairman to sign the Cigna HSA online portal access form for 2012 county employee medical insurance.

072500 33. Commissioner O'Neill **moved** Commissioner Largent **seconded** the motion and it **carried** to sign a professional services agreement between Whitman County and J&M Benefits, DBA FRP Financial for 2012 county employee medical insurance.

072501 34. A letter was received from Teresa Baker regarding what she feels is unnecessary signage at Kamiak Butte Park.

072502 35. A letter was received from Cory Aeschliman, Chair of the Whitman Conservation District stating the District is in support of the Commissioners opting in to the Ruckelshaus Voluntary Stewardship Program.

10:15 a.m. - McKinstry Energy Efficiency System.

Present: Jayson Schmidt, Gary Protratz and Rob Sawyer, McKinstry, Alysa Wiyrick, State Department of Energy Services, Gary Petrovich and Bob Reynolds.

072503 36. Bob Reynolds indicated he was seeking approval for the revised Phase 1 Energy Services project involving the Corrections Facility chiller as presented by McKinstry due to equipment needs.

Mr. Schmidt previously supplied the commissioners with a revised proposal for upgrades to the Corrections Building energy project for a new Carrier Scroll chiller instead of a Smart chiller as recommended in the first proposal.

- Direct digital controls,
- ¾ sound reduction compared to current chiller, inclusion of a sound wall included in the price will further reduce the noise level,
- Revised proposal still meets the county's criteria,
- Approximate \$210,000 savings over the original proposal,
- Utility and operational cost savings are over \$24,000,
- Payback period is reduced from 30+ years to 22.9 years payback
- Only \$200 of annual savings was lost by switching from the Smart chiller to the Carrier chiller,
- The guaranteed maximum project cost is approximately \$504,360.00.

The cost of the revised proposal totals \$574,828.74 including tax plus any Washington State Department of Energy Services fees. In working with county and state representatives to identify alternative funding sources, he is aware the county has identified a funding stream for the project.

Bob Reynolds recommended moving forward with the project being aware of local funding stream alternatives that will fit the project while at the same time protecting the county's future bonding capabilities.

Commissioner Partch was appreciative of McKinstry finding an alternate chiller because the "Cadillac" chiller was not affordable. In researching past maintenance invoices, the new chiller will eliminate the \$1,500-\$1,800/monthly maintenance.

Bob Reynolds added the county is at critical mass due to the copper in the chiller being so brittle and losing much energy. Also, due to the age of the system they have lost their moderating control capabilities and since

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it is a pneumatic system, parts are difficult to locate. Overall, the system has exceeded its life expectancy.

When asked, Alysa Wiyrick said the next step is receipt of formal approval in order to generate a contract for construction. Once that is received, the approval will be forwarded to the Department of Energy Services contract section. They will generate a contract that will be emailed to the county for signature and returned to the state. At that point, a notice to proceed will be issued to McKinstry.

Commissioner O'Neill thanked all those involved in this process and Commissioner Partch thanked Commissioner O'Neill for his part in finding a viable solution through McKinstry.

Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to proceed with Phase I of the Energy Service proposal with McKinstry as presented.

10:40 a.m. - Recess.

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

Present: Gary Petrovich, Esther Wilson, David Ledbetter, Chris Nelson, Bob Lothspeich (2:00 p.m.) and Joe Smillie (2:40 p.m.).

Commissioner Largent was unavailable.

072504 37. Items discussed included GASB 54 and asset management. No action taken.

2:50 p.m. - Adjournment.

D072504A Commissioner O'Neill **moved** to adjourn the **December 05, 06, and 12, 2011** 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 **December 19, 2011**. The foregoing action made this **12th** day of **December 2011**.

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

MARIBETH BECKER, CMC
Clerk of the Board

GREG PARTCH, CHAIRMAN
Board of County Commissioners

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072504B THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Conference Room in the Whitman County Courthouse, Colfax, Washington for an **Emergency Executive Session** requested by County Prosecutor Denis Tracy on **Wednesday, December 14, 2011 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. - Call to Order/Board Business/Emergency Executive Session.

Present: Denis Tracy, Gary Petrovich and Mark Storey.

072505 38. Commissioner Largent **moved** Commissioner O'Neill **seconded** the motion and it **carried** to go into executive session with the above individuals until 10:00 a.m. in accordance with RCW 42.30.110(1)(b) and RCW 42.30.110(1)(i) for matters related to real estate acquisition and potential litigation.

10:45 a.m. - Return to Open Session/Adjourn.

D072505A Commissioner O'Neill **moved** to adjourn the **December 14, 2011** Emergency Executive Session. 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 **December 19, 2011**. The foregoing action made this **14th** day of **December 2011**.

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

MARIBETH BECKER, CMC
Clerk of the Board

GREG PARTCH, CHAIRMAN
Board of County Commissioners