

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for March 25, 2009

The Honorable Board of Franklin County Commissioners met on the above date. Present for the meeting were Rick Miller, Chairman; and Bob Koch, Chair Pro Tem; Fred Bowen, County Administrator; and Mary Withers, Clerk to the Board. Brad Peck, Member, was absent attending the Washington Counties Risk Pool Risk Management training in Stevenson, Washington.

OFFICE BUSINESS

Secretary Patricia Shults met with the Board. Present in audience: Lauri Sherfey and Eric Hsu.

Consent Agenda

Motion - Mr. Koch: I move for approval of the consent agenda for March 25 as presented:

1. Approval of **Resolution 2009-115** authorizing the Chairman to sign for acceptance of the software maintenance quote from Intergraph for computer-aided design and mobile systems for Franklin County Dispatch, effective July 1, 2009, through June 30, 2010.

Second by Mr. Miller. 2:0 vote in favor.

Vouchers/Warrants

Motion – Mr. Koch: I move approval of 2009 vouchers for March 25, 2009, in the total amount of \$29,411.64: Current Expense warrants 14709 through 14714 for \$28,179.64; and Current Expense warrant 14715 for \$1,232.00. Second by Mr. Miller. 2:0 vote in favor. (Exhibit 1)

District Court Contracts

Indigent Defense Coordinator Eric Hsu met with the Board.

Mr. Hsu presented two District Court contracts for indigent defense for attorney Patrick McBurney and Attorney Nicole Preszler. The contracts have been modified pursuant to last week's presentation based on his understanding that he had direction from the Board to proceed. The contracts set a trial per diem at \$200 and implement a case tail clause. There are no numbers issued for the case tails because traditionally the

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for March 25, 2009

District Court attorneys have almost double the case cap in their contracts compared to the Superior Court attorneys.

Mr. Miller asked if the contracts have to be signed right away. Mr. Hsu said they do because they expired in December. We signed a 60-day extension with them. Between March 1 and today, we have been operating under an informal memorandum of understanding whereby they agreed to continue to provide services and we agreed to continue paying them with the understanding that a contract would be signed this month.

Mr. Miller thought we were not done with the discussion. Mr. Bowen said the Superior Court contracts are different than the District Court contracts. The changes are not completed on the Superior Court contracts.

Mr. Hsu said he presented the District Court contract to the Board earlier this year with the attorneys' request for a cost of living increase for every year and that was approved and implemented. The only differences from the traditional contracts in District Court are the cost of living increase, the trial per diem, and the case tail wrap-ups.

Mr. Koch said we all agreed by consensus last week so Mr. Hsu could go ahead and finish them.

Mr. Hsu said these are District Court contracts. He will continue to work on the Superior Court contracts based on direction given to me by the Board.

Mr. Miller asked if the District Court contract pay per month is different than Superior Court contracts. Mr. Hsu said it is much different. Mr. Miller said that answers my question.

Mr. Miller asked to wait to make a decision until Monday when Mr. Peck is present.

WSU EXTENSION OFFICE

WSU Extension Director Lauri Sherfey met with the Board.

Copier Lease Agreement

Ms. Sherfey asked for verbal approval to enter into a new lease agreement. We will be upgrading to a higher speed machine. The amount is essentially the same but the

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for March 25, 2009

cost per copy is lower. The Board **gave approval** to put the contract on the consent agenda.

Proposals for Cost Reductions

Ms. Sherfey provided the Board a proposal for cost reductions earlier. She is looking to reduce about 8% of the budget. Some funds will be coming from grants, shifted to cover some things. She asked if the Board had any questions about the reductions. Mr. Bowen said the proposals from all departments have been compiled but not reviewed in a workshop setting yet.

Mr. Koch asked are we losing an agronomist? Ms. Sherfey said not at this time.

Skill Sets

Ms. Sherfey gave the Board a list of skill sets among the Extension Office staff so the Board will know of services for which the Extension staff could provide assistance.

Vehicles

The Extension Office uses two county pickups. There is currently an unfilled staff position. The newer pickup was meant to support that position. The older pickup is scheduled for replacement this year.

Mr. Bowen said the Facilities Director has requested replacement of old vehicles. He asked if the Board is willing to transfer the newer pickup currently at WSU Extension to the Facilities Department. It is a 2001 or 2002 four-wheel-drive short bed half-ton pickup that was originally a Sheriff's vehicle and has since been transferred among several departments.

Tri-City Herald Reporter Joe Chapman joined the audience.

The older pickup will be traded out for a brand new one this summer that will be used by WSU Extension.

Mr. Miller wants to wait to make the decision until Mr. Peck is present.

Motion – Mr. Koch: I would move that we move that green pickup from WSU, that Chevrolet, to Facilities. Second by Mr. Miller. 2:0 vote in favor.

Ms. Sherfey left the meeting.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for March 25, 2009

MINUTES

Motion – Mr. Koch: I move for approval of Commissioners Proceedings for March 16 with Commissioner Peck's signature on his return. Second by Mr. Miller. 2:0 vote in favor.

WSU EXTENSION (continuing)

Mr. Miller said what I want to be careful about is getting into discussions that may mean something -- this I think was pretty light -- but I know there was a time when Mr. Koch wasn't here and then one when Mr. Peck was gone that caused a problem, with both I think. So I think anything that's a decisive one, we want --

Mr. Koch said the one with Eric Hsu was all discussed the other day and we sent him off with direction. Mr. Miller said if we can wait until Monday, what does it matter? Nothing. I know if I'm absent and there's a decision, it's good to be involved in the vote on that and show that support.

COUNTY ADMINISTRATOR

County Administrator Fred Bowen met with the Board.

Standard Form of Agreement between Franklin County and CKJT Architects

Mr. Bowen asked for approval of an agreement to have CKJT Architects perform jail analysis with a price for this particular portion of the contract not to exceed \$14,368.00. There is an additional split cost for the prospectus of \$3500 and the county will pick up half of that. It is to do the prospective rendering so we can actually show the public. Mr. Bowen said this agreement has been discussed and approved previously. He is presenting the contract for signatures.

Motion – Mr. Koch: I would move for the approval to authorize the standard form of agreement between owner (Franklin County) and Architect (CKJT Architects) to perform pre-design planning and cost estimating for the Franklin County Corrections Center Expansion Project for \$14,368.

Mr. Bowen asked that the motion include that the owner will pay half of the \$3500 fee.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for March 25, 2009

Motion continued by Mr. Koch: And that owner will pay one-half of the \$3500 drawing fee. Second by Mr. Miller. 2:0 vote in favor. This is Resolution 2009-116.

PUBLIC WORKS

Engineer Tim Fife met with the Board.

2008 CRAB Reports

Mr. Fife reviewed the 2008 report.

He said we did not do any fish barrier removal.

The annual construction report lists three projects that were carryover projects from 2007 on which we spent a minor amount of money. One project is a curb on Wernett Road that had to wait to be done until the weather warmed up. Another project was the Commercial/Tank Farm Road study. The third project was the Pasco-Kahlotus (P-K) Overlay project that was put on hold because we don't have money to do it but we spent \$911 on it before we cut it off. Those are all explained in the report.

The Bridge Report is attached that we gave the Board in July about the Six-Year Transportation Improvement Program (TIP).

The CAPP report is also attached. That money was all spent on chip sealing last year. It lists the roads.

The only other anomaly is that this year they asked us to report on the annual construction report the day labor announcement that we have to put in the paper if we use our own forces and then after we're done, how much we spent. One project involved the gravel road paving upgrades which we ended up chip sealing ourselves. We bid it as an alternate and then we chose to do it ourselves because it was cheaper but it was not advertised. We're advertising it next week to comply with the law. We are complying but we are a little late. We've already done a portion of the work.

Likewise with the R170 landslide project, we had trees taken out in order to do the pipeline work. We had a short window of opportunity to do that work. At the time Mr. Fife asked for Board approval, which was given, but it was not advertised. It was not advertised before the work was done but will be advertised. Mr. Miller asked how will you advertise it? Mr. Fife said we'll put it in the Graphic in accordance with the law.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for March 25, 2009

Basically it explains the estimate we're planning on spending and the type of work we're doing with our own crews. That's all we do. Then once we're done, we report what we did and how much we spent. The RCW requires it. We do have a day labor cap on how much we can spend. In this case where we bid it as an alternate bid, we gave them the opportunity to compete against us and they didn't make it. So there are no real issues.

There was a very short window to get the tree work done and it did not cost a lot of money.

Mr. Fife said he does not think it will get us in trouble but they may point to it and ask him for clarification. He is pointing it out to the Board in case it comes up.

R170 Landslide Project

Public Works Engineer Matt Mahoney called into the meeting by phone. He has received notice that agreement has been reached with a landowner for right-of-way compensation. Mr. Fife said he will bring paperwork to a Board meeting next week.

CRAB Board Certification (continuing)

Mr. Koch asked if Mr. Fife has been following the day labor construction bill in the legislature. Mr. Fife said yes. He feels it would help the small counties if it were passed.

Day labor is construction performed by county forces. Initially there was confusion about the bill because of the definition of day labor and many people's perception that day labor means something else. Day labor actually means using our own personnel rather than contracting it out.

Motion – Mr. Koch: I move that we accept the Digital Submittal Certification for the CRAB Board. Second by Mr. Miller. 2:0 vote in favor. (Exhibit 2)

PROSECUTOR

Chief Civil Deputy Prosecuting Attorney Ryan Verhulp met with the Board.
Present in audience: Joe Chapman.

Upgrade of Dispatch Equipment

Mr. Verhulp said at the Board meeting on March 18, the Board found it necessary to obtain a letter stating the supplier is a sole source. It is now attached to the agreement

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for March 25, 2009

and the resolution. Qwest did agree to the majority of the revisions to the agreement that he suggested. Those revisions are incorporated into the agreement. The resolution number was previously designated at the March 18 meeting as Resolution 2009-111. In this resolution you as a Board are finding essentially that Positron and Qwest are sole source suppliers of the equipment and upgrade to the 911 facility and as a result of that, we're proceeding to contract with them as a single source provider. The resolution sets forth a detailed amount of findings that should be sufficient in that regard. Mr. Verhulp asked if the Board had any questions. Mr. Miller and Mr. Koch each said they did not have questions.

Motion – Mr. Koch: I move for approval of Public Safety Product Sales/Installation/Maintenance Agreement between Qwest Communications Company, LLC, and Franklin County Dispatch. Second by Mr. Miller. 2:0 vote in favor. This is Resolution 2009-111.

OFFICE BUSINESS

Secretary Patricia Shults met with the Board. Present in audience: Joe Chapman.
Logo for engraving on tile at TRIDEC

The Board reviewed some proposed logo designs.

Adjourned at 10:02 am.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for March 25, 2009

There being no further business, the Franklin County Board of Commissioners meeting was adjourned until March 30, 2009.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

Chairman

Chairman Pro Tem

Member

Attest:

Clerk to the Board

Approved and signed March 30, 2009.