

COMMISSIONERS RECORD 51
FRANKLIN COUNTY
Commissioners' Proceedings for June 23, 2010

The Honorable Board of Franklin County Commissioners met on the above date. Present for the meeting were Brad Peck, Chairman; Rick Miller, Chair Pro Tem; and Bob Koch, Member; Fred Bowen, County Administrator; and Mary Withers, Clerk to the Board. Meeting convened at 9:00 am.

WASHINGTON COUNTIES RISK POOL (WCRP)

Executive Director Vyrle Hill and Membership Services Manager David Goldsmith met with the Board. Also present: Chief Civil Deputy Prosecutor Ryan Verhulp. Present in audience: Tri-City Herald Reporter Kristi Pihl.

Annual Update

Mr. Goldsmith and Mr. Hill gave the annual update and answered questions.

PLANNING AND BUILDING DEPARTMENT (9:33 am)

Planning Director Jerrod MacPherson and Assistant Director Greg Wendt met with the Board.

Public Meeting: Zone Change ZC 2010-01, a Zone Change application by David Harris to rezone approximately 6.77 acres from Residential Transition (R-T) to Residential Suburban 20,000 (RS-20). The land is located within the City of Pasco's Urban Growth Area Boundary.

Public Meeting convened at 9:33 am. Present: Commissioners Peck, Miller and Koch; County Administrator Fred Bowen; Planning Director Jerrod MacPherson; Assistant Director Greg Wendt; and Clerk to the Board Mary Withers. Present in audience: Kristi Pihl.

Mr. Wendt reviewed the Action Summary (Exhibit 1).

Mr. MacPherson showed the site on the screen.

Mr. Wendt said the rezone application is driven by a family member's plans to build a home on the property.

Mr. MacPherson showed copies of the City of Pasco's land use maps on the screen.

Motion – Mr. Miller: I move that we grant approval for Zone Change application ZC 2010-01 subject to the five findings of fact. Second by Mr. Koch. 3:0 vote in favor. This is Ordinance 2-2010 (Exhibit 2).

Public Meeting: CUP 2010-07, a Conditional Use Permit application by Pocketinet Communications to construct a 50' high communication tower within a 20' x 20' (approximate) leased area. The land is zoned Agricultural Production 40 (AP-40) and is south and west of the City of Connell Urban Growth Area Boundary.

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Public Meeting convened at 9:41 am. Present: Commissioners Peck, Miller and Koch; County Administrator Fred Bowen; Planning Director Jerrod MacPherson; Assistant Director Greg Wendt; and Clerk to the Board Mary Withers. Present in audience: Kristi Pihl.

Mr. Wendt reviewed the information on the Action Summary (Exhibit 3).

Mr. MacPherson showed a copy of the 2007 aerial photograph with parcel overlay on the screen. He showed a copy of a site map.

Mr. Wendt said we met with Pocketinet to try to do a co-location on another tower months prior to the application. He said Pocketinet evidently deemed it to be too expensive. Pocketinet also tried to do a co-location on property inside the City of Connell.

Mr. Wendt reviewed the conditions of approval.

Motion – Mr. Koch: Mr. Chairman, I would move we grant approval to Conditional Use Permit Application 2010-07 subject to the six findings of fact and 13 conditions. Second by Mr. Miller. 3:0 vote in favor. This is Resolution 2010-170.

Workshop: State-required 2009 Building and Fire Code Updates (International Codes)

Present in audience: Greg Wendt, Building Official Darryl Brown, and Kristi Pihl.

A public hearing to consider adoption of the 2009 Building and Fire Code Updates is scheduled for July 7. Mr. MacPherson gave a Building Code Update. Mr. Koch gave an update on the State Building Code Council action regarding the Washington State Energy Code.

There was discussion about the enforcement procedures. Currently buildings up to 120 square feet are exempt from building permits based on the 2006 Building Code. The 2009 Building Code allows an exemption of up to 200 square feet. The 120 square feet figure is essentially a 10x12 structure.

Mr. Peck said because it says “up to” he does not have any problem with the 200 square feet figure. Mr. Koch asked if there is a caveat such as electricity or plumbing. Mr. MacPherson said he thinks the only caveat is that it is one-story. Plumbing and mechanical permits would be required if plumbing and mechanical is involved. **The Board had consensus agreement to allow the 200 square foot exemption.**

The current 2006 per square foot value as recommended through the ICC manual, Building Safety Journal, is \$94 per square foot. The 2009 ICC code recommends \$97 per square foot. The values are used for establishing building permit fees. Mr. Brown explained some factors about the permit fees. **The Board had consensus agreement to increase to \$97 per square foot.**

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The Board decided to make no changes to the requirements regarding work started without a permit.

A process was established during the last code cycle update regarding permit expiration, renewal and fees. The process has been working fairly well. Mr. MacPherson described a situation that might occur. After discussion, **the Board decided to issue two-year permits with a one-year re-validation at 25% of the original fee followed by a six-month extension to complete the exterior and no permit fee six-month extensions for interior work.**

The current plan review fee is a flat \$100. **The Board decided to switch to a 5% plan review fee.**

Addressing and Address Fees

The current cost for address signs is \$12 per plate which is added to the cost of the permit. The supplier is increasing the cost. There are new requirements for larger size numbers. The property owner is required to mount the address numbers to a 4x4 post at the access point. Mr. MacPherson asked if the Board wants to continue to supply those or require the landowner to supply them at the time of final inspection. The signs provide uniformity for emergency responders. Another benefit is we supply it to them and require the signs to be in place at final inspection.

Mr. Koch would like to have consistency of the same size, color and so on for emergency access.

The Board decided that the county will supply the address numbers at cost to the property owner so they are consistent. The Planning Department will try to find the best price possible, including finding out if the signs can be made in-house in the county's Public Works Department.

PUBLIC WORKS (10:31 am)

Engineer Tim Fife met with the Board. Present in audience: Kristi Pihl.

Vouchers

Motion - Mr. Koch: Mr. Chairman, I would move for approval of County Road Fund for \$266,349.74; Motor Vehicle and Public Works Equipment Fund for \$47,087.08; Probation Work Crew Fund for \$398.60; and Solid Waste Fund for \$806.74, in the bottom line amount of \$314,642.16. Second by Mr. Miller. 3:0 vote in favor. (Exhibit 4)

Toni Fulton, Ed Thornbrugh and Chris Giles joined the audience.

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All Weather Roads Survey

Mr. Fife gave a report about results of a survey that was sent out to 104 property owners identified as potentially having to haul during times of road restrictions including hay cubing plants, dairy, poultry, fruit packaging, seed companies, and hay. Thirty-three surveys have been received so far.

Public Works Trust Fund (PWTF) loan

Mr. Bowen asked for approval to pay \$205,000 to the Department of Commerce as payment of principal and interest on a Public Works Trust Fund (PWTF) loan that was used for paving of about 28 miles of gravel roads. The loan was to be repaid using the second 1/4% excise tax fund. There is not enough money in the fund to pay the bill completely. The bill is due July 4. Further information will be reviewed next week. Mr. Koch and Mr. Miller think we need to do it. Unfortunately we didn't know a week ago. Mr. Peck said he is not persuaded.

Motion – Mr. Koch: I move for voucher approval for 2nd quarter excise tax fund #168-000-001 in the amount of \$205,000, payment of principal and interest on Public Works Trust Fund Loan. Second by Mr. Miller. Mr. Peck said I'll just point out that I'm going to vote nay but it's going to be on principle in that I have a hard time voting for this without knowing more about it. I'm not saying that I think it's necessarily a bad decision; I'm just not at ease with it. 2:1 vote in favor. Yeas: Miller and Koch. Nay: Peck.

COUNTY ADMINISTRATOR

County Administrator Fred Bowen met with the Board. Present in audience: Toni Fulton, Chris Giles, Ed Thornbrugh and Kristi Pihl.

City of Connell – Impact Fees, Coyote Ridge Prison

A consultant for the City of Connell has asked if the county wants to participate in trying to obtain impact fees regarding Coyote Ridge prison. Rick Miller will be the County's representative.

OTHER BUSINESS

Coroner: Mr. Peck met briefly with a group of coroners meeting in Pasco on behalf of the Board.

Museums: The county has received a thank you from museum interests for contributions to them.

Courtroom Space: Mr. Bowen has met with Pasco City Manager Gary Crutchfield to view the portable unit. It is possible the City of Pasco will use it as a temporary courtroom.

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OFFICE BUSINESS (11:11 am)

Administrative Assistant Toni Fulton met with the Board. Present in audience: Kristi Pihl.

Consent Agenda

Motion – Mr. Koch: Mr. Chairman, I would move for approval of the consent agenda for June 23 with 19 items today as presented. Second by Mr. Miller.

Mr. Peck said item 10 is a contract that has an effective date of September 2009. He said it looks worthwhile and he will not oppose approving it, but because of a previous discussion about not wanting to see any contracts that were old, he asked Mr. Bowen to check with the Juvenile Justice Center about the contract.

Mr. Peck said items 11 through 15 are reappointments to the Workforce Development Council (WDC). He knows even when these positions are filled, there will be vacancies; however, these positions might not have even been advertised. Mr. Bowen said the WDC has ongoing postings and does have vacancies even after these are filled. Mr. Peck asked the Tri-City Herald reporter to plug that we need help for this volunteer board.

3:0 vote in favor.

1. Approval of **Resolution 2010-171**, letter regarding transfer of RCO projects, properties from Franklin County to City of Pasco.
2. Approval of **Joint Resolution 2010-172**, appointment of Muriel Templeton to the Mental Health Advisory Board to represent Benton and Franklin Counties, appointment expiring December 31, 2012, replacing Joyce Schroeder. This is a joint resolution with Benton County.
3. Approval of award of bid for janitorial services to Del Sol, Inc. (Exhibit 6)
4. Approval of **Resolution 2010-173**, executing professional services agreement between Franklin County and Del Sol, Inc., effective July 1, 2010, through December 31, 2010, to provide janitorial services for the Franklin County Courthouse and the Public Safety Building.
5. Approval of County Road Fund payroll in the amount of \$75,840.58 and Motor Vehicle Fund payroll in the amount of \$11,086.13 both for pay period ending 6/10/2010.
6. Approval of **Resolution 2010-174**, executing professional services agreement #FCSC1011SAA001 with Shelley Ajax, Attorney at Law, to provide conflict and overflow indigent defense representation in Franklin County Superior Court.
7. Approval of **Resolution 2010-175**, executing Washington State Military Department Contract #E11-037 for State Enhanced 911 Funds.

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8. Approval of **Resolution 2010-176**, accepting software maintenance quote #1-511LAD from Intergraph in the amount of \$66,612 excluding tax, for computer-aided dispatch (CAD) and mobile systems, effective July 1, 2010 through June 30, 2011.
9. Approval of **Joint Resolution 2010-177**, amending personal services contract between the Benton-Franklin Counties Juvenile Justice Center and Riverview Counseling and Consulting, Inc., thus amending Benton County Resolution 09-522 and Franklin County Resolution 2009-346.
10. Approval of **Joint Resolution 2010-178**, executing interlocal agreement between the Juvenile Justice Center and the Kennewick School District, effective September 1, 2009 through August 31, 2011, to provide for regular teaching and educational services to youth detained or ordered to a detention alternative school program at the Benton-Franklin Counties Juvenile Justice Center.
11. Approval of **Resolution 2010-179**, reappointing Carl Adrian to the Benton-Franklin Workforce Development Council, Position B-10 Economic Development, effective July 1, 2010 and expiring June 30, 2013.
12. Approval of **Resolution 2010-180**, reappointing Lisa Bunch to the Benton-Franklin Workforce Development Council, Position B-12 Business, effective July 1, 2010 and expiring June 30, 2013.
13. Approval of **Resolution 2010-181**, reappointing Curt Freed to the Benton-Franklin Workforce Development Council, Position B-27 Post Secondary Education, effective July 1, 2010 and expiring June 30, 2013.
14. Approval of **Resolution 2010-182**, reappointing John Merk to the Benton-Franklin Workforce Development Council, Position F-20 Labor, effective July 1, 2010 and expiring June 30, 2013.
15. Approval of **Resolution 2010-183**, reappointing Todd Samuel to the Benton-Franklin Workforce Development Council, Position B-25 Post Secondary Education, effective July 1, 2010 and expiring June 30, 2013.
16. Approval of **Resolution 2010-184**, appointing Elizabeth Boersma to the ALTC Franklin County Advisory Board, Position #1, which is currently vacant, effective immediately and expiring December 31, 2011.
17. Approval of **Joint Resolution 2010-185**, approving the Juvenile Detention Alternatives Initiative (JDAI) Grant Application between the Benton-Franklin Counties Juvenile Justice Center and the Office of Juvenile Justice (OJJ), effective July 1, 2010 and terminating June 30, 2011.
18. Approval of **Resolution 2010-186**, accepting software maintenance quote #1-4VEFYK from Intergraph in the amount of \$24,672 excluding tax, for the Franklin County Regional Information System (FRIS), effective July 1, 2010 through June 30, 2011.

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19. Approval of **Resolution 2010-187**, inter budget transfer of \$1,082 from the 2010 Current Expense Non-Departmental Budget, Number 001-000-700, Line Item 519.90.00.0001 (Contingency Reserve) to the 2010 Current Expense Capital Outlay Budget, Number 001-000-710, Line Item 594.18.64.0200 (Facilities/Equipment), for the purchase of two lawnmowers for the Courthouse Facilities Department.

Vouchers

Motion – Mr. Miller: Mr. Chairman, I move that we accept the vouchers certified and audited by the Auditor's Office for Salary Clearing payroll, Emergency Management payroll and Irrigation payroll. Salary Clearing is \$566,020.80, Emergency Management is \$11,509.05, and Irrigation is \$11,035.12. Second by Mr. Koch. 3:0 vote in favor. (Exhibit 7)

Salary Clearing payroll warrants 51112 through 51208 for \$172,673.86; warrants 51209 through 51213 for \$69,179.83; and Direct Deposit for \$324,167.12; for a total amount of \$566,020.80;

Emergency Management payroll warrants 34286 through 34292 for \$3139.68; warrants 34293 through 34296 for \$1338.80; and Direct Deposit for \$7030.57; for a total amount of \$11,509.05; and

Irrigation payroll warrants 34268 through 34281 for \$9509.99; and warrants 34282 through 34285 for \$1525.13; for a total amount of \$11,035.12.

Motion – Mr. Koch: Mr. Chairman, I move for approval of fund expenditures as of this date of 6/23/10 for numerous individual items with the bottom line of \$364,295.48. Second by Mr. Miller. 3:0 vote in favor.

Current Expense warrants 34578 through 34623 for \$106,687.92; Current Expense warrants 34624 through 34665 for \$57,428.04; TRAC Operations Fund warrants 34666 through 34691 for \$15,056.88; Auditor O&M warrant 34692 for \$4612.50; Election Equipment Revolving warrants 34693 through 34696 for \$1146.51; Courthouse Facilitator Program warrant 34697 for \$812.50; Veteran's Assistance warrant 34698 for \$1640.23; Clerk LFO Collection Fund warrants 34699 through 34701 for \$257.46; Jail Commissary warrants 34702 through 34707 for \$5699.06; TRAC Operations Fund warrants 34708 through 34734 for \$21,123.92; Current Expense warrants 34735 through 34785 for \$71,230.61; Current Expense warrants 34786 through 34928 for \$46,622.85; Auditor O&M warrants 35026 through 36028 for \$343.30; Treasurer O&M warrant 35029 for \$22.55; Sheriff's Narcotic Trust warrant 35030 for \$154.35; Jail Commissary warrant 35031 for \$757.50; Enhanced 911 warrants 35032 through 35036 for \$5530.02; Law Library warrants 35037 through 35040 for \$9891.56; Veteran's Assistance

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warrant 35041 for \$160.00; Crime Victims/Witness Assistance warrants 35042 and 35043 for \$480.42; TRAC Operations Fund warrants 35044 through 35057 for \$12,508.40; and Current Expense warrants 35058 and 35059 for \$2128.90. (Exhibit 8)

Minutes

Motion – Mr. Koch: Mr. Chairman, I move for approval of Commissioners Proceedings for May 12, 2010, May 19, 2010, May 26, 2010, and June 2, 2010. Second by Mr. Miller. 3:0 vote in favor.

Adjourned at 11:30 am.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until June 30, 2010.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

Brad Peck, Chairman

Rick Miller, Chairman Pro Tem

Robert E. Koch, Member

Attest:

Clerk to the Board

Approved and signed July 14, 2010.