

COMMISSIONERS RECORD 52
FRANKLIN COUNTY
Commissioners' Proceedings for December 4, 2013

This document is a summarized version of the Board of Commissioners proceedings. The minutes are paraphrased, not verbatim. Access to an electronic audio recording of the meeting is available upon request.

The Honorable Board of Franklin County Commissioners met on the above date. Present for the meeting were Rick Miller, Chairman; Robert E. Koch, Chair Pro Tem; and Brad Peck, Member; Fred Bowen, County Administrator; and Mary Withers, Clerk to the Board. Meeting convened at 9:02 am with the Pledge of Allegiance.

FRANCHISE APPLICATION

Deputy Prosecutor Teresa Chen met with the Board.

Public Hearing: Franchise application by Falcon Video Communications, L.P. (Charter Communications)

Public Hearing convened at 9:02 am. Present: Commissioners Miller, Koch and Peck; County Administrator Fred Bowen; Deputy Prosecutor Teresa Chen; and Clerk to the Board Mary Withers. Present in audience: Matt Mahoney, Matthew Rasmussen, Grant Dejongh, Rebeca Gilley, Judith Gidley, Mark Baysinger, Roger Lenk, Tri-City Herald Reporter Geoff Folsom, Ed Thornbrugh, Margo Hines, Melinda Rodrigue and another man.

Ms. Chen reviewed details of the proposed franchise agreement.

Mr. Miller asked if anyone in the audience would like to speak for or against the application. Mr. Lenk asked if the franchise fees increased or decreased as a result of the new agreement. Ms. Chen said the percentage does not change because it is based on Federal statute. She also explained that the franchise fees that are collected by the county are increasing slightly over time because Charter is improving over time and making more profit. The franchise fees are based on Charter's revenues.

There was discussion about the length of term of the agreement and the termination clause.

Motion – Mr. Koch: Mr. Chairman, I move for approval in the matter of the application by Charter Communications, Inc., for a communications network franchise agreement between

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Franklin County and Charter Communications. Second by Mr. Miller. 2:1 vote in favor. Yeas: Mr. Koch and Mr. Miller. Nay: Mr. Peck. Resolution 2013-422 was approved.

PUBLIC WORKS (9:23 am)

Public Works Director Matt Mahoney met with the Board.

Public Hearing: To take testimony for and against the sale of county-owned property,

Parcel 121-211-054

Public Hearing convened at 9:23 am. Present: Commissioners Miller, Koch and Peck; County Administrator Fred Bowen; Public Works Director Matt Mahoney; County Engineer Matthew Rasmussen; and Clerk to the Board Mary Withers. Present in audience: Grant Dejongh, Rebeca Gilley, Judith Gidley, Mark Baysinger, Roger Lenk, Geoff Folsom, Ed Thornbrugh, Margo Hines, Melinda Rodrigue, Brent Stenson, Mark Baysinger and Bruce Flippo.

Mr. Mahoney reviewed the Agenda Summary Report (Exhibit 1) and showed an aerial photo of the parcel with parcel overlay on the screen.

Mr. Miller asked if anyone in the audience would like to speak for or against the sale of the property. There was no response.

Mr. Rasmussen said the sale will be conducted by the County Treasurer with a recommendation that it be done by sealed bid rather than open auction.

Motion – Mr. Peck: I move for approval of Resolution 2013-423 entitled “Notice of Sale of Parcel #121-211-054” which references a parcel in the Sagehill Road area of Franklin County. Second by Mr. Koch. 3:0 vote in favor.

HUMAN SERVICES (HS)

HS Administrator Ed Thornbrugh and Program Specialist Melinda Rodrigue met with the Board. Those present in the audience included: Judith Gidley, Mark Baysinger, Roger Lenk, Margo Hines, Matthew Rasmussen, Matt Mahoney, Bruce Flippo, Jessica Haguewood, Brent Stenson, Jerrod MacPherson and Bruce Flippo.

Request to release 2060 Affordable Housing Funds

The Board reviewed the Agenda Summary Report (Exhibit 2) and a funding applications summary chart.

The Board received a hand-delivered letter signed by Gary Crutchfield, Pasco City Manager (Exhibit 3). The Board recessed to allow time for Mr. Thornbrugh to read the letter.

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Recessed at 9:33 am.

Reconvened at 9:38 am.

Mr. Thornbrugh responded to the concerns expressed in the letter from City of Pasco and said after reading the letter, we are still prepared to make the recommendations. He recommended eight projects for the funding. Available funding is \$325,000. The Board **gave approval** for Human Services to proceed to prepare the final agreements, which will be brought to the Board for approval later.

PUBLIC WORKS (10:03 am)

Public Works Director Matt Mahoney and Engineer Matthew Rasmussen met with the Board. Those present in the audience included: Mike Rio, Margo Hines, Bruce Flippo, Judith Gidley, Mark Baysinger, Roger Lenk, Rosie Rumsey, Jessica Haguewood, Jerrod MacPherson, Brent Stenson and Geoff Folsom.

Parking of large/commercial vehicles in County right of way in urban area

After discussion, the Board **gave direction** that they would like the policy(ies) rewritten to address parking of large/commercial vehicles in county right-of-way in urban areas. They answered Mr. Rasmussen's questions about some specific parking situations such as near schools and the potential for some no-parking intersections that the Model Traffic Ordinance does not specifically address.

Mr. Flippo and Mr. MacPherson left the audience.

Resolution approving Right-of-way Acquisition Policies and Procedures (10:17 am)

Motion – Mr. Peck: I move for approval as presented. Second by Mr. Koch. 3:0 vote in favor. Resolution 2013-424 was approved.

Resolution approving Government Agreement for Aid between Washington State Department of Transportation (WSDOT) and Franklin County for land acquisition, relocation, and related services

Motion – Mr. Koch: I move for approval of the Government Agreement for Aid. Second by Mr. Peck. 3:0 vote in favor. Resolution 2013-425 was approved.

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Request for improvement of Loeber Road (10:24 am)

Mr. Rasmussen explained the request for improvement of Loeber Road. Mr. Loeber is willing to pay for the improvements. Mr. Loeber has requested a T intersection instead of the current configuration with a sweeping curve.

Motion – Mr. Koch: I move for approval of request for improvement of Loeber Road. Second by Mr. Peck. After being assured there will be no delay in the work, the Board decided to wait to approve the action until all documents are completed for signature. Mr. Koch rescinded his motion.

Recessed at 10:31 am.

Reconvened at 10:40 am.

HUMAN RESOURCES (HR)

HR Director Rosie H. Rumsey and VEBA Representative Jessica Haguewood met with the Board. Present in audience: Deputy Prosecutor Janet Taylor, Margo Hines, Roger Lenk, Brent Stenson, Jerrod MacPherson, Geoff Folsom and Pat Austin.

VEBA Plan Document and VEBA Policy for Non-Bargaining Employees including elected officials

Ms. Haguewood explained changes in the VEBA process and answered the Board's questions. The matter will be placed on next week's agenda for Board action.

OFFICE BUSINESS (11:25 am)

Administrative Assistant Margo Hines met with the Board. Present in audience: Janet Taylor, Pat Austin, Roger Lenk, Jerrod MacPherson and Geoff Folsom.

Vouchers

Mr. Bowen has reviewed the vouchers and has no issues.

Motion – Mr. Peck: I move for approval of warrants under County Road and Motor Vehicle in the total amount of \$83,768.68 signed by Mr. Burckhard and reviewed by Kristina Bahovich. Second by Mr. Koch. 3:0 vote in favor.

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<u>Fund</u>	<u>Warrant</u>	<u>Amount</u>
County Road		
Payroll	90915-90929	18,815.10
Direct Deposit		40,391.76
		<u>59,206.86</u>
Benefits	90930-90933	11,266.50
	Total	<u>\$70,473.36</u>
Motor Vehicle		
Payroll	90934-90947	\$4,973.95
Direct Deposit		6,170.34
		<u>\$11,144.29</u>
Benefits	90948-90951	2,151.03
	Total	<u>\$13,295.32</u>
	Grand Total All Payrolls	<u>\$83,768.68</u>

(Exhibit 4)

Motion – Mr. Peck: I move for approval of expenditures in the amount of \$2,918,281.12 as signed by Mr. Beaton. Mr. Bowen did not review the salary clearing payroll. Second by Mr. Koch. 3:0 vote in favor.

<u>Fund Expenditures</u>	<u>Warrants</u>		<u>Amount Issued</u>
Current Expense	90535	90557	\$24,047.79
FC Capital Projects Fund	90558	-	\$2,629.10
Current Expense	90559	90805	\$57,383.18
Veteran's Assistance	90806	-	\$103.15
Current Expense	90807	90824	\$218,168.96
Supplemental Preservation Fund	90825	-	\$650.00
Treasurer O & M	90826	-	\$713.48
.3% CJ Sales Tax LTGO D/S	90827	-	\$611,755.00
.3% Criminal Justice Const Fnd	90828	90834	\$1,910,038.77
FC Public Facilities Const Fund	90835	90836	\$971.48
TRAC Operations Fund	90837	90868	\$41,636.55
Franklin County RV Facility	90869	90875	5224.74
County Roads	90876	90890	\$32,356.16
Solid Waste	90891	-	\$75.00
Motor Vehicle/Public Works	90892	90914	<u>\$12,527.76</u>
	Grand Total		<u>\$2,918,281.12</u>

(Exhibit 5)

Consent Agenda

Motion – Mr. Peck: I move for approval of the consent agenda. Second by Mr. Koch. 3:0 vote in favor.

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1. Approval of Resolution 2013-424, reappointing Linda Mays to the Franklin County Board of Equalization for a three-year term expiring December 31, 2016
2. Approval of Resolution 2013-425, Interagency Agreement IAA14203 between State of Washington Administrative Office of the Courts and Franklin County
3. Approval of Resolution 2013-426, contract between Franklin County and Anchor Construction Contractors, LLC, for CRP 604/R-170 #608-2.35 Bridge Replacement
4. Approval of Commissioner Proceedings for November 25, 2013

COUNTY ADMINISTRATOR (11:35 am)

County Administrator Fred Bowen, Deputy Prosecutor Ryan Verhulp and Planning and Building Director Jerrod MacPherson met with the Board. Present in audience: Roger Lenk, Geoff Folsom and Janet Taylor.

Marijuana License Application

There was discussion about the County's involvement in the marijuana license application process. The Board's understanding is the county may not object on the basis of land use, and if the county objects to location, the objection has to be tied to state-mandated rules such as distance from schools. After discussion with legal counsel, the Board decided to take no action in response to receipt of Notice of Marijuana License Applications from the Washington State Liquor Control Board. Mr. Verhulp noted that the state regulations could change, particularly based on an expected Attorney General opinion.

Liquor License applications

The Board asked staff to send a copy of Annual Renewal of Liquor License applications to the Planning and Building Department and the Prosecutor's Office in the future.

Contract Negotiations (11:47 am)

Deputy Prosecutor Janet Taylor met with the Board. Present in audience: Roger Lenk and Geoff Folsom.

Executive Session at 11:48 am pursuant to RCW 42.30.140 (4) to discuss contract negotiations expected to last 10 minutes. Mr. Lenk and Mr. Folsom left the audience.

Open Session at 11:59 am.

Executive Session continued at 11:59 am expected to last 10 minutes.

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Open Session at 12:19 pm.

Executive Session continued at 12:20 pm expected to last 10 minutes.

Open Session at 12:35 pm. Roger Lenk joined the audience.

Inter-Budget Transfer Resolution

Motion – Mr. Peck: I move for approval of resolution authorizing paying \$200 from 2013 FC Capital Projects Funds Budget #300-000-001 (financial software) to Treasurer's Budget #001-000-650 (Salaries and Wages) as a temporary wage increase for an employee in the Treasurer's Office. Second by Mr. Koch. 3:0 vote in favor. Resolution 2013-429 was approved.

OTHER BUSINESS

Hanford Advisory Board (HAB)

The Board members had reviewed a draft letter prepared by Gary Garnant, representing Franklin County as a Hanford Advisory Board member, and expressed no concerns about sending the letter.

Public Comment

Mr. Lenk suggested that agenda packet review items be posted on-line prior to Board meetings.

ADJOURNMENT

Motion – Mr. Peck: I move to adjourn. Second by Mr. Koch. 3:0 vote in favor.

Adjourned at 12:43 pm.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until December 11, 2013.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON



Rick Miller, Chairman



Robert E. Koch, Chairman Pro Tem



Brad Peck, Member

Attest:



Clerk to the Board

Approved and signed December 18, 2013.

Franklin County
Board of Commissioners
Agenda Summary Report

DATE SUBMITTED: 11/19/2013	PRESENTED BY: Matt Rasmussen, County Engineer <i>MR</i>
ITEM: (Select One) <input type="checkbox"/> Consent Agenda <input checked="" type="checkbox"/> To Be Brought Before the Board. Suggested Date: <u>December 4, 2013</u> Time needed: 15 minutes	
SUBJECT / ISSUE: Sale of County-owned Property, Parcel # 121-211-054	
FISCAL IMPACT: Capital acquired through the sale of the property will be deposited in the County Road Fund.	
ACTION(S) REQUESTED: Provide further direction for the potential sale of Parcel # 121-211-054 based on the testimony of the public hearing.	
BACKGROUND: In 2003, Franklin County purchased real property (parcel # 121-211-054) on Sagehill Road, northwest of Basin City. In early 2013, an adjacent property owner expressed interest in purchasing the property from the County. The Public Works Department began research to determine the potential use of the land, as well as the viability of its sale. On August 7, 2013, the findings were presented to the Board. Following further research to answer questions raised regarding existing conditions on the property, the Department brought the issue and the additional findings before the Board on November 18, 2013. Permission was given to hold a public hearing and declare the notice of intent to sell. Per RCW 36.34, the sale of County property must be proceeded by a notice of intent to sell and a public hearing. The notice must be posted both in a newspaper of general circulation for two consecutive weeks, as well as in the county courthouse. The first newspaper publication and the courthouse posting must occur at least ten (10) days prior to the public hearing. The publication appeared in the Franklin County Graphic during the weeks of November 18 and November 25. The courthouse posting occurred on November 19. Also, per RCW 36.34, the Board must make a determination within three (3) days of the public hearing and, at its discretion, may set a minimum price for the property in question. If the Board orders said property to be sold, all sales proceedings must be supervised by the County Treasurer. The property may be sold at public auction (county or other government agency), by private consignment auction that is open to the public, or by sealed bid. In this case, sealed bid is the recommended method of sale. In any event, notice of the sale must be posted by the County Treasurer (or the Treasurer's designee) in the same manner as the notice for public hearing to consider said sale.	
COORDINATION: This process has been carried out under the supervision of Matt Rasmussen, P.E., County Engineer, and Matt Mahoney, County Public Works Director. Preliminary legal considerations were discussed with Ryan Verhulp of the Prosecuting Attorney's Office. The sale and the process involved have been discussed with Fred Bowen, County Administrator.	
RECOMMENDATION: Staff recommends that the property be sold and that the Board direct the County Treasurer to proceed with the sale of said property via sealed bid.	
HANDLING / ROUTING: One (1) original to the Clerk of the Board, One (1) Copy to the Public Works Department	
ATTACHMENTS: Documents attached to this packet: (1) Resolution	

I certify the above information is accurate and complete.

Matt Mahoney

Matt Mahoney, Public Works Director

NOTICE OF GENERAL PUBLIC HEARING
for the
Intent to Sell Parcel #121-211-054

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Franklin County Board of Commissioners on Wednesday, December 4, 2013, at 9:00 am., or as soon thereafter as possible, at the County Commissioners Chambers at the Franklin County Courthouse, 1016 N. 4th Avenue, Pasco, Washington.

The purpose of the public hearing is to announce the intent to sell a County-owned parcel (# 121-211-054) through a sealed bid process. Any member of the public may provide testimony in favor of or in opposition to the intent to sell the property. However, a limit of three (3) per side will be imposed, with those three being based on the first to arrive. (Ch. 36.34 RCW)

The parcel is located on Sagehill Road, northwest of the Basin City community. The parcel is 5.00 acres (approximately 160 feet fronting Sagehill Road and with a depth of approximately 1,275 feet). The grade on the property is relatively steep, exceeding 40 percent in some areas. The land is not irrigable, though 1.5 acres is within a farm block.

A Spanish interpreter will be available. The Commissioners' Chambers are handicap accessible. Arrangements to reasonably accommodate special needs, including handicap accessibility or interpreter, will be made upon receiving 24-hour advance notice. Please contact the Commissioners' Office at (509) 545-3535.

Franklin County
Board of Commissioners
Agenda Summary Report

DATE SUBMITTED: 11/21/2013	PRESENTED BY: Ed Thornbrugh, Administrator, Benton/Franklin Department of Human Services
ITEM: (Select One) <input type="checkbox"/> Consent Agenda <input checked="" type="checkbox"/> To Be Brought Before the Board. Suggested Date: <u>12/4/2013</u> Time needed: <u>10</u> minutes	
SUBJECT / ISSUE: Request to release Franklin County 2060 Affordable Housing Fund for eligible activities that will provide affordable housing for very low income persons with incomes at or below fifty percent (50%) of the area median income.	
FISCAL IMPACT: \$312,270.00 from the Affordable Housing Fund	
ACTION(S) REQUESTED: To approve the recommendations listed below and approve Benton/Franklin Department of Human Services to prepare contracts for those projects.	
BACKGROUND: Franklin County, has made available through an Interlocal Agreement, funds to be utilized by Certified Non-Profits, Agencies/Providers of Affordable Housing, Cities, Towns, the County, and for-profit developers in accordance with 2060 Affordable Housing Program. The intent of the 2060 Fund is to provide affordable housing for very low income persons with incomes at or below fifty percent (50%) of the area median income. Eligible Activities for the SHB 2060 funds were Capital Projects, Operation & Maintenance and Rental Assistance. Applicants were required to submit a letter with the intent to apply and were given approximately five weeks to submit an electronic and hard copy application that had specific formatting requirements. Any applicant that did not benefit Franklin County was rejected. Each applicant were allotted time to present their project to the Franklin County Steering Committee and the committee decided which applicants to fund and the amount of funding to award. The only applicant that did not receive any funding was the River of Life Metropolitan Community Church due to lack of other funding sources and poor project planning. All programs are provided to all individuals within Franklin County.	
COORDINATION: Ed Thornbrugh, Administrator Benton/Franklin Department of Human Services Fred Bowen, Franklin County Commissioner's Office, Administrator	
RECOMMENDATION: <u>To fund the following projects:</u>	
Catholic Family & Child Service's rental assistance program "Helping Hands"	\$ 29,150.00
Safe Harbor Support Center/My Friend's Place's replacement of toilet and flooring	\$ 26,200.00
Elijah Family Homes' rehabilitation and repairs	\$ 9,974.00
Therapeutic Innovations and Recovery's bathroom addition	\$ 23,250.00
Domestic Violence Services' shelter operations	\$ 56,328.00
Columbia Basin Veterans Coalition's operation and maintenance and repairs for their transitional houses	\$ 14,260.00

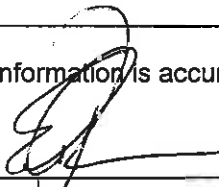
Community Action Connections' land acquisition and rehab	\$126,000.00
Community Action Connections' rental assistance program "RAAH"	\$ 27,108.00

HANDLING / ROUTING:

1. Franklin County Commissioners' Office- Margo Hines, Administrative Assistant
2. Benton/Franklin Department of Human Services- Maria Loera, Senior Secretary

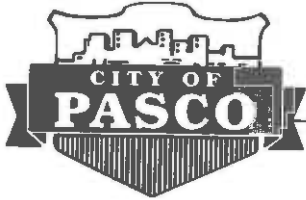
ATTACHMENTS: None.

I certify the above information is accurate and complete.



Signature (unsigned reports will not be accepted)

December 4, 2013



CITY MANAGER (509) 545-3404 / Fax (509) 545-3403
P.O. Box 293, (525 North 3rd Avenue) Pasco, Washington 99301 / www.pasco-wa.gov

December 4, 2013

RECEIVED

DEC - 4 2013

Board of Franklin County Commission
1016 N. 4th Avenue
Pasco, WA 99301

Franklin County Commissioners

RE: 2060 Funds

Dear Commission:

Domestic Violence Services (DVS) of Benton and Franklin Counties has requested \$78,600 from the 2060 Affordable Housing Fund for emergency shelter operations and maintenance. Their request involves financial assistance for shelter insurance, utilities, supplies, janitorial, hotel vouchers, and operational costs for salaries and benefits. The operational cost for salaries and benefits alone consumes \$52,000 or two-thirds of the total request. Although the steering committee has recommended allocation of \$56,328 to DVS, the City of Pasco wishes to register its concern with the committee's recommendation.

Previous advisory committee discussions about the use of 2060 Funds have reflected two guiding principles. First, avoid annual allocations by accumulating 2060 Funds over multiple years, so the fund is at least \$250,000 before calling for projects (so that projects of some measurable significance can be funded). Second, 2060 Funds should be focused on creating housing supply rather than supporting operating costs. The current committee recommendation to allocate about 20% of the total 2060 Fund balance to support DVS operating costs (particularly wages and benefits) clearly ignores the past guiding principles. More importantly, however, the proposed allocation will not only set a precedent for other similar requests in the future, it will certainly create an unsustainable expectation in DVS for continued operating support.

It was unfortunate that three of the four Pasco representatives on the Steering Committee were not available for the meeting; had that not been the case, this letter would perhaps not have been necessary. However, in view of the foregoing concerns, we urge the Commission to consider the underlying policy conflicts reflected in the committee recommendation regarding DVS and to give greater consideration to the notion that 2060 Funds be focused on housing supply, by allocating funds to DVS for hotel vouchers only.

Sincerely,



Gary Crutchfield
City Manager

GC/tlz

cc: City Council
Rick White, Community & Economic Development Director



FRANKLIN COUNTY AUDITOR

Matt Beaton, Auditor

December 4, 2013

Franklin County Commissioners:

Vouchers audited and certified by the auditing officer by RCW 42.24.080, expense reimbursement claims certified by RCW 42.24.090, have been recorded on a listing, which has been sent to the board members.

Action: As of this date, December 4, 2013 *Base Pay*
 move that the following warrants be approved for payment.

<u>FUND</u>	<u>WARRANT</u>	<u>AMOUNT</u>
County Road		
Payroll	90915-90929	18,815.10
Direct Deposit		40,391.76
		<u>59,206.86</u>
Benefits	90930-90933	11,266.50
	Total	<u>\$70,473.36</u>
Motor Vehicle		
Payroll	90934-90947	\$4,973.95
Direct Deposit		6,170.34
		<u>\$11,144.29</u>
Benefits	90948-90951	2,151.03
	Total	<u>\$13,295.32</u>
Grand Total All Payrolls		<u>\$83,768.68</u>

In the total amount of **\$83,768.68** (\$70,473.36 + \$13,295.32)

The motion was seconded by *Rebeck* and passed by a vote of 3 to 0.

Jacob A. Burchman
 The attached payroll has been approved by Auditor or Deputy

Kristin Behovich
 Payroll Prepared By



FRANKLIN COUNTY AUDITOR

Matt Beaton, Auditor

12/4/2013

Franklin County Commissioners:

Vouchers audited and certified by the auditing officer by RCW 42.24.080, expense reimbursement claims.

Action: As of this date, 12/4/2013

Beate Paul

Move that the following warrants be approved for payment:

certified by RCW 42.24.090, have been recorded on a listing, which has been sent to the board members.

<u>FUND Expenditures</u>	<u>WARRANTS</u>		<u>AMOUNT ISSUED</u>
Current Expense	90535	90557	\$24,047.79
FC Capital Projects Fund	90558	-	\$2,629.10
Current Expense	90559	90805	\$57,383.18
Veteran's Assistance	90806	-	\$103.15
Current Expense	90807	90824	\$218,168.96
Supplemental Preservation Fund	90825	-	\$650.00
Treasurer O & M	90826	-	\$713.48
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.3% Criminal Justice Const Fnd	90828	90834	\$1,910,038.77
FC Public Facilities Const Fund	90835	90836	\$971.48
TRAC Operations Fund	90837	90868	\$41,636.55
Franklin County RV Facility	90869	90875	5224.74
County Roads	90876	90890	\$32,356.16
Solid Waste	90891	-	\$75.00
Motor Vehicle/Public Works	90892	90914	\$12,527.76

Beate Paul

In the amount of

\$2,918,281.12

The motion was seconded by

And passed by a vote of *3-0*

John Beaton

The attached vouchers have been approved by Auditor or Deputy

Julie Jordan

Vouchers Audited By: Julie Jordan