

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

August 23, 2011

1. Call to Order – The Chairperson called the regular meeting to order at 6:01 p.m.
2. Pledge of Allegiance – Steve Bloomfield led the flag salute.

The Chair called for a moment of silence in honor of Commissioner Jerry Lingle, who passed away unexpectedly on August 19, 2011.

3. Roll Call – Present: Commissioner District 1 - Lynda Ring Erickson; Commissioner District 2 – Tim Sheldon. Commissioner District 3 – vacant.
4. Correspondence and Organizational Business
 - 4.1 Correspondence
 - 4.1.1 The Washington State Liquor Control Board sent notice of a special occasion liquor license application for the Boys and Girls Club of South Puget Sound and notice of establishments in Mason County with liquor license due to expire on November 30, 2011.
 - 4.1.2 The Board of Skamania County Commissioners is seeking reimbursement of dues for the Partnership for Rural America Campaign.
 - 4.1.3 The Thurston Mason Regional Support Network released their 2010 annual report.
 - 4.1.4 S. Gordon Craig is seeking appointment to the Mental Health Task Force.
 - 4.1.5 Brian, Helen and Kyle Fulwiler and Mike Sauve expressed concerns regarding the proposed Potlach sewer project.
 - 4.2 Brian Matthews, Public Works, read a news release announcing that a ceremony for the new Capital Hill Road opening would take place on August 30, 2011.
 - 4.3 Cmmr. Ring Erickson announced that a funeral service for Commissioner Lingle was scheduled for Sunday, August 28th at 10:00 a.m. The County will also hold a memorial service for Commissioner Lingle on Tuesday, August 30th at 3:30 p.m. She noted that County business would continue as usual with two commissioners.

Cmmr. Sheldon expressed his appreciation of Commissioner Lingle's service to the county and went over the process of filling the vacant commissioner position. He explained that the Board would have 60 days to fill the position. If the two Commissioners cannot agree on an individual to fill the position it would go to the Governor. The appointed person must live in the old district 3 and would serve until the 2012 election is certified. To run for office in 2012 the candidate would have to live in the new district 3. The Commissioners are seeking a person representing an independent point of view, as Commissioner Lingle had, not a partisan individual. An advisory group may be formed to help with the process.

Cmmr. Ring Erickson noted that full details of the process would be worked out after the memorial services.

5. Open Forum for Citizen Input – There was no citizen input.
6. Adoption of Agenda - **Cmmr. Sheldon/Ring Erickson moved and seconded to adopt the agenda as published. Motion carried unanimously. RE-aye; S-aye.**
7. Approval of Minutes – August 2, 2011 regular meeting minutes.

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August 23, 2011 - PAGE 2

Cmmr. Sheldon/Ring Erickson moved and seconded to approve the August 2, 2011 regular meeting minutes. Motion carried unanimously. RE-aye; S-aye.

8. Approval of Action Agenda:

- 8.1 Approval to set a public hearing on September 6, 2011 at 9:30 a.m. to consider a moratorium on collective gardens for the purpose of producing, processing, transporting, and delivering cannabis for medical use.
- 8.2 Approval to set a public hearing to review the request by Five C's Partnership to rezone one parcel (13.00 ac.) along State Route 3 and Ridgepoint Dr. in the Belfair Urban Growth Area [rezone from Residential 4 zone to Mixed Use zone] for the date of Tuesday September 20, 2011 at 9:30 AM.
- 8.3 Approval of the resolution changing all of Capital Hill Road (milepost 0.00 to 2.154) to County Road Number 51730 and setting the speed limit to 35 mph. **Resolution No. 53-11 (Exhibit A)**
- 8.4 Approval to set a public hearing for September 20, 2011 at 9:30 a.m. to consider changing the speed limit on Skokomish Valley Road (County Road Number 41640) from 45 mph to 40 mph from milepost 1.50 to 2.19.
- 8.5 Approval to authorize the Chair to execute the Cooperative Governmental Purchasing Agreement with the City of Shelton, authorizing the City to purchase off of various Mason County competitively awarded equipment and supply contracts.
- 8.6 Approval of Interagency Agreement IAA12070 between the Washington State Administrative Office of the Courts and Mason County Juvenile Court to provide reimbursement for services associated with the Court Appointed Special Advocates program. The amount available is \$66,100 and there is no match required.
- 8.7 Approval of the resolution establishing County contributions towards employee medical insurance premiums for elected officials and eligible non-union employees, effective January 1, 2012. **Resolution No. 54-11 (Exhibit B)**
- 8.8 Approval for the chair to sign an agreement in an amount not to exceed \$2,000 with Foster and Williams for professional services to nominate the Mason County Courthouse for the National Historic Register of Historical Places. Agreement will be funded from REET I capital funds.
- 8.9 Approval to award the contract for Oakland Bay Park Trail work to Earth Corps in the amount of \$15,994.58. Project funding to be covered from Land and Water Conservation Fund Grant and REET II capital funds.
- 8.10 Approval of Veterans Assistance Fund application for: Douglas Hanson – Housing \$200.00; Fenton L. McCullough (Edna) - Burial \$600.00; Jeffrey L. O'Donnell – Housing \$455.00; Randolph P Parker (Rena) – Utilities \$300.00; Larry Tunno – Utilities 283.63 for a total of \$1,838.63.
- 8.11 Approval to cancel the September 13, 2011 regular Commission meeting.

Cmmr. Sheldon/Ring Erickson moved and seconded to approve Action items 8.1 through 8.11. Motion carried unanimously. RE-aye; S-aye.

9. 6:30 p.m. Public Hearings and Items Set for a Certain Time –

- 9.1 Public hearing continued from July 12, 2011 to consider approval of the annexation request by Belfair Water District #1 regarding Blue Star Properties LLC (parcel numbers 12321-13-00010 and 12321-10-01000) and Riverhill Properties LLC (parcel numbers 12321-24-00020 and 12321-21-00000).

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Public Testimony

Gorden McKay testified that in light of recent events at the Belfair Water District, it has been made clear that the manager is the district. Mr. Tipton has regularly ignored certified mail and public records requests. He is an employee of the district and is not held responsible for his actions. The customers are held responsible and are the district, but the customers have never been allowed any discussion or input on the annexation. It has been solely through the employee of the district. There have been many attempts to ask questions about the proposed annexation and no one is allowed to speak in the audience at the district meetings. If the customers were allowed to ask questions they would have answers regarding the construction of the water lines and other issues. He requested that the consideration of the annexation be removed until the customers of the district have had their questions answered.

Ken VanBuskirk commented that in April he put in a public records request to the water district so he could make informed comments about the annexation. He had to obtain an attorney and sue the district to obtain those records and the issue is still in litigation. He went over the Commissioners' meeting minutes and there were some things to be pointed out. The manager stated that the annexation was approved unanimously but it was actually a two to one vote. He has a lot of lingering questions about the annexations. He believes the staff report is inaccurate about phase two and phase three of the sewer. The Capital Facilities plan is scheduled to come back to the Planning Advisory Commission meeting next month and he was hoping the annexation could be held until that plan was looked at or the Belfair Water District has new commissioners.

Pat Loudin thought that the people should know where the water lines are going to go. He also doesn't believe that the properties are contiguous because there is a railroad that goes between them that belongs to the Navy. There are four individual properties that are not contiguous. Mr. Tipton has said it would be up to the developer to provide access to the developments and that isn't possible. He thinks this needs to be done right so there isn't another lawsuit. He would like to see an engineered drawing of where the water lines will be.

Cmmr. Sheldon explained that State law says that the Commissioners have 60 days to make a determination and there are certain criteria to be used to make that determination. He went over the three criteria to be considered. This annexation would expand the service area of the Belfair Water District and he doesn't believe that service is currently adequate within the district. There could be portions of the service area with inadequate pressure or portions of the service area that are not being served. The Growth Management Act talks about ensuring adequate public facilities to support development at the time the development is ready for occupancy and he doesn't think the water district is there yet. He also thinks it is unusual to annex two parcels, one after another, in order to make them contiguous. The Comprehensive Plan also speaks about the Belfair Urban Growth Area. It states that there should be future urban development that is not precluded by uncoordinated development. The criteria for adequate planning isn't met if the development appears to uncoordinated. He urged the Belfair Water District to answer outstanding questions and then reapply.

Cmmr. Ring Erickson asked if the parcels are in the Urban Growth Area.

Barbara Adkins, Department of Community Development, responded that they are.

Cmmr. Ring Erickson asked if there is water adequacy information to indicate that there is water available to serve the areas proposed for annexation.

Ms. Adkins replied that there is not.

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Cmmr. Ring Erickson thought it was important to look at a professional, dependable level of service and infrastructure in the development of a community. She has had discussions about what attracts businesses to an area and she believes that quality services show businesses that their commercial investments are secure. She lacks that confidence in this proposal.

Cmmr. Sheldon/Ring Erickson moved and seconded to deny the Belfair Water District #1's request for annexation of Blue Star Properties LLC (parcel numbers 12321-13-00010 and 12321-10-01000) and Riverhill Properties LLC (parcel numbers 12321-24-00020 and 12321-21-00000). Motion carried unanimously. RE-aye; S-aye. Resolution Nos. 55-11 & 56-11 (Exhibits C & D)

10. Other Business (Department Heads and Elected Officials) –

10.1 Sheriff Salisbury noted that the law enforcement community was also mourning the loss of Commissioner Lingle because he was sergeant in the police force before becoming a county commissioner.

10.2 Bob Simmons announced volunteer training opportunities for the Master Gardeners Program.

10.3 Cmmr. Sheldon asked the Department of Community Director to look into the change of tenant procedures to make sure they are being applied consistently.

11. Board's Reports and Calendar - The Commissioners reported on meetings attended the past week and announced their upcoming weekly meetings.

12. Adjournment – The meeting adjourned at 6:49 p.m.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Lynda Ring Erickson, Chair


Tim Sheldon, Commissioner

ATTEST:


Shannon Goudy, Clerk of the Board

Vacant
Commissioner District 3

RESOLUTION NO. 53-11
ADOPTING THE NEW CAPITAL HILL ROAD
AND CHANGING
ROAD NUMBER AND SPEED LIMIT
COUNTY ROAD NO. 51730

WHEREAS, on February 13, 2007 the Board of Mason County Commissioners held a Public Hearing and approved Resolution 15-07, authorizing the realignment of a portion of Capital Hill Road and a joint development agreement between Mason County ("the County") and Manke Family Resources, L.P and Manke Lumber, Inc, ("Manke"), as well as a similar agreement between Mason County and the Port of Shelton ("the Port"); and

WHEREAS, the agreement with Manke requires that the County vacate a portion of the current right of way of Capital Hill Road to Manke after satisfactory construction of the new road segment by Manke, said vacation to take place as soon thereafter as possible; and

WHEREAS, the Port and Manke agreed in the development agreements to deed to the County the right of way necessary for the new road segment as described in the development agreements; and

WHEREAS, Mason County Public Works is proposing a speed limit for the new road to reflect the fact that it is chip sealed; and

WHEREAS, to meet the requirements of the County Road Administration Board (CRAB), a new road number must be assigned to the road, while retiring the old Capital Hill Road number.

NOW, THEREFORE, BE IT RESOLVED that, upon delivery of the right of way deeds, the new segment of Capital Hill Road be adopted into the County Maintained Road System; that it be added to the County Road Log and such action reported to CRAB; and that the entire road shall bear the name, number and speed limit set forth below:

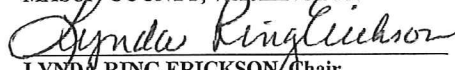
<u>OLD ROAD</u> <u>ROAD NAME</u>	<u>ROAD NO.</u>	<u>MILE POSTS</u>	<u>SPEED LIMIT</u>
Capital Hill Road	50710	0.00 - 2.538	25

<u>NEW ROAD</u> <u>ROAD NAME</u>	<u>ROAD NO.</u>	<u>MILE POSTS</u>	<u>SPEED LIMIT</u>
Capital Hill Road	51730	0.00 - 2.154	35

DATED this 23rd day of AUGUST 2011

ATTEST:

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

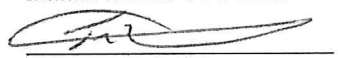

LYNDA RING ERICKSON, Chair


SHANNON GOUDY,
Clerk of the Board


TIM SHELTON, Commissioner

Vacant
JERRY K. LINGLE, Commissioner

APPROVED AS TO FORM:


TIM WHITEHEAD 37621

Cc: Public Works
Sheriff
Prosecutor

RESOLUTION NO. 54-11
AMENDING RESOLUTION 64-10
HEALTH INSURANCE CONTRIBUTIONS FOR
ELECTED OFFICIALS AND NON-UNION EMPLOYEES

WHEREAS, RCW 36.40.080 states that ...the Board of County Commissioners shall fix and determine each item of the budget separately and shall by resolution adopt the budget...,

WHEREAS, RCW 36.16.070 states that ...the Board shall fix the compensation of all employees...,

WHEREAS, the Board has determined that the County's contribution towards health insurance premiums for Elected Officials and eligible Non-Union employees should be adjusted;

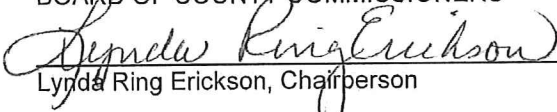
NOW THEREFORE BE IT RESOLVED, effective January 2012, the Board of County Commissioners does hereby establish the County's health insurance contribution rate for Elected Officials and eligible Non-Union Employees as follows:

\$683 per month per Elected Official/Employee for those individuals enrolled on medical as an employee only (no dependent coverage). This contribution also covers dental, vision, basic life and basic long-term disability insurance.

\$951 per month per Elected Official/Employee for those individuals enrolled on medical as employee with one or more dependents. This contribution also covers dental, vision, basic life and basic long-term disability insurance.

Approved this 23rd day of August 2011

BOARD OF COUNTY COMMISSIONERS



Lynda Ring Erickson, Chairperson

Vacant


Jerry Lingle, Commissioner


Tim Sheldon, Commissioner

Attest:


Shannon Goudy, Clerk of the Board

Approved as to Form:


Tim Whitehead, Chief Deputy Prosecutor

c: Financial Services, Payroll
Human Resources
All Elected Officials and Department Heads

**2012 NON-UNION & ELECTED OFFICIALS HEALTH BENEFITS
County Contribution Calculations (\$825 Pooled)**

Headcount as of August 2011

Excluded Prosecutors/IWA.

Single coverage @ \$825 minus actual of \$683* = \$142 savings each per month	
\$142 x 24 Singles =	\$3,408.00
3 Medical Waivers @ \$825 minus \$137.43 for PEBB Dental, LTD, Life =	\$2,062.71
1 Medical Waiver that cannot have double PEBB coverage minus \$137.96 for WCIF dental, vision, life	<u>\$ 687.04</u>

Total per month for dependent coverage =	<u>\$6,157.75</u>
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\$6,157.75 divided by 49 dependent coverages =	\$ 126.00
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* \$683 is the largest potential premium for a single coverage.

Pooled County Contributions

\$825 + \$126 = **\$951** County Contribution for Dependent Coverages
\$683 County Contribution for Single Coverage

**NON - UNION
Full PEBB Package
2012 County Contribution Amounts**

	Employee	Employee and Spouse	Employee & Child(ren)	Employee Spouse & Child(ren)

Group Health Classic	\$682.38	\$1,227.33	\$1,091.09	\$1,636.04
County Contribution	(683.00)	(951.00)	(951.00)	(951.00)
Employee Pays (payroll deduction)	None	\$276.33	\$140.09	\$685.04

Group Health Value	\$633.48	\$1,129.53	\$1,005.52	\$1,501.57
County Contribution	(683.00)	(951.00)	(951.00)	(951.00)
Employee Pays (payroll deduction)	None	\$178.53	\$54.52	\$550.57

Group Health High Deductible	\$614.82	\$1,089.25	\$985.22	\$1,401.32
County Contribution	(683.00)	(951.00)	(951.00)	(951.00)
Employee Pays (payroll deduction)	None	\$138.25	\$34.22	\$450.32

Uniform Medical Classic	\$663.01	\$1,188.59	\$1,057.20	\$1,582.78
County Contribution	(683.00)	(951.00)	(951.00)	(951.00)
Employee Pays (payroll deduction)	None	\$237.59	\$106.20	\$631.78

Uniform Medical High Deductible	\$617.12	\$1,093.35	\$988.87	\$1,406.77
County Contribution	(683.00)	(951.00)	(951.00)	(951.00)
Employee Pays (payroll deduction)	None	\$142.35	\$37.87	\$455.77

Medical Waived: \$137.43/month for Dental, Life, LTD

Annual deductibles (Don't apply to preventative care):

Group Health Classic - \$250/person, \$750/family
 Group Health Value - \$350/person, \$1,050/family
 Group Health High Deductible - \$1,400/person or \$2,800/family
 Uniform Medical Classic - \$250/person, \$750/family
 Uniform High Deductible - \$1,400/person or \$2,800/family

Co-pays:

Group Health Classic - \$15 for regular office visit, \$30 for specialist
 Group Health Value - \$20 for regular office visit, \$40 for specialist
 Group Health High Deductible - 10%, 30% for extended network (details provided in Nov)
 Uniform Medical Classic - 15%
 Uniform Medical High Deductible - 15%

Dental Plan Selections:

Uniform Dental Group #3000 (WDS dentist network), Delta Care Group #3100 (managed care, limited dentists)
 Willamett Dental (managed care, their facilities)
 PEBB dental plans will not coordinate benefits with another plan unless the other plan pays less than PEBB would pay for a procedure. PEBB will only pay up to their maximum allowable for a procedure, minus amount paid by primary plan.

Vision Benefit: \$150 for glasses or contacts every 2 yrs. Use participating clinics with medical plan

Excel: medicalrate2012PEBB

RESOLUTION 55-11
DENYING RESOLUTION 11-05
OF BELFAIR WATER DISTRICT #1
ANNEXATION PETITION OF RIVERHILL PROPERTIES, LLC

WHEREAS, Belfair Water District #1 (the "District") approved Resolution 11-05 dated June 9, 2011 under the authority of RCW 57.24; and

WHEREAS, the District has submitted Resolution 11-05 dated June 9, 2011 to the Mason County Board of County Commissioners (Commissioners) for consideration (RCW 57.02.040) and approval (RCW 57.02.045); and

WHEREAS, the District's Resolution seeks to annex Riverhill Properties, LLC (parcel numbers 12321-24-00020 and 12321-21-00000) as described therein; and

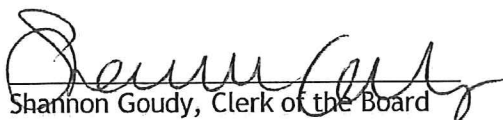
WHEREAS, the Commissioners held a public hearing on July 12, 2011 to review the District's Resolution, consider Staff Reports, and to provide an opportunity for public testimony; and

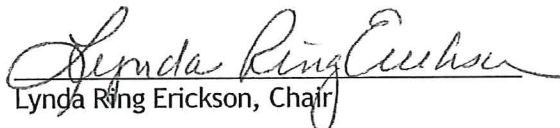
NOW THEREFORE, the Mason County Board of County Commissioners does hereby deny Resolution 11-05 dated June 9, 2011 of Belfair Water District #1 for the Annexation of property owned by Riverhill Properties LLC as fully described in the attached Findings of Fact.

ADOPTED by the Mason County Board of County Commissioners this 23rd day of AUGUST 2011.

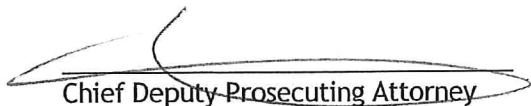
BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

ATTEST:


Shannon Goudy, Clerk of the Board


Lynda Ring Erickson, Chair

APPROVED AS TO FORM:



Chief Deputy Prosecuting Attorney


Tim Sheldon, Commissioner


Jerry K. Lingle, Commissioner

FINDINGS OF FACT

1. On June 13, 2011 the Mason County Board of County Commissioners (Commissioners) received Resolution 11-05 dated June 9, 2011 signed by Belfair Water District #1 (the "District") approving the annexation of Riverhill Properties, LLC (parcel numbers 12321-24-00020 and 12321-21-00000).
2. The Resolution as submitted by the District provided plat maps of the areas to be annexed together with a legal description of the subject properties.
3. Commissioners scheduled public hearing within 30 days of receipt of the Resolution in accordance with RCW 57.02.040.
4. RCW 57.02.040(3) provides criteria for determining the appropriateness of the proposed annexation and gives the Commissioners 60 days after hearing to either approve or disprove the action.
5. A Staff Report was prepared utilizing the criteria and provided to the Board for their consideration.
6. The Commissioners held a public hearing on July 12, 2011 to consider District's Resolution 11-05 dated June 9, 2011 together with staff's report and public testimony.
7. The proposed annexation was considered by the Commissioners to be inconsistent with the criteria provided in RCW 57.02.040.
8. At the conclusion of the public hearing, Commissioners voted ___ to ___ to deny District's Resolution 11-05 dated June 9, 2011 and deny the annexation of Riverhill Properties, LLC (parcel numbers 12321-24-00020 and 12321-21-00000).


Chair, Mason County Board of Commissioners
Date: 8.23.11

RESOLUTION 56-11
DENYING RESOLUTION 11-05
OF BELFAIR WATER DISTRICT #1
ANNEXATION PETITION OF BLUE STAR PROPERTIES, LLC

WHEREAS, Belfair Water District #1 (the "District") approved Resolution 11-05 dated June 9, 2011 under the authority of RCW 57.24; and

WHEREAS, the District has submitted Resolution 11-05 dated June 9, 2011 to the Mason County Board of County Commissioners (Commissioners) for consideration (RCW 57.02.040) and approval (RCW 57.02.045); and

WHEREAS, the District's Resolution seeks to annex Blue Star Properties, LLC (parcel numbers 12321-13-00010 and 12321-10-01000) as described therein; and

WHEREAS, the Commissioners held a public hearing on July 12, 2011 to review the District's Resolution, consider Staff Reports, and to provide an opportunity for public testimony; and

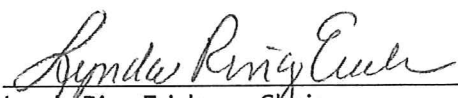
NOW THEREFORE, the Mason County Board of County Commissioners does hereby deny Resolution 11-05 dated June 9, 2011 as submitted by Belfair Water District #1 for the Annexation of properties owned by Blue Star Properties LLC as fully described in the attached Findings of Fact.

ADOPTED by the Mason County Board of County Commissioners this 23rd day of AUGUST 2011.

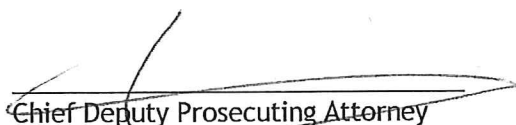
ATTEST:


Shannon Goudy, Clerk of the Board

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Lynda Ring Erickson, Chair

APPROVED AS TO FORM:



Chief Deputy Prosecuting Attorney


Tim Sheldon, Commissioner


Jerry K. Lingle, Commissioner

FINDINGS OF FACT

1. On June 13, 2011 the Mason County Board of County Commissioners (Commissioners) received Resolution 11-05 dated June 9, 2011 signed by Belfair Water District #1 (the "District") approving the annexation of Blue Star Properties, LLC (parcel numbers 12321-13-00010 and 12321-10-01000).
2. The Resolution as submitted by the District provided plat maps of the areas to be annexed together with a legal description of the subject properties.
3. Commissioners scheduled public hearing within 30 days of receipt of the Resolution in accordance with RCW 57.02.040.
4. RCW 57.02.040(3) provides criteria for determining the appropriateness of the proposed annexation and gives the Commissioners 60 days after hearing to either approve or disprove the action.
5. A Staff Report was prepared utilizing the criteria and provided to the Board for their consideration.
6. The Commissioners held a public hearing on July 12, 2011 to consider District's Resolution 11-05 dated June 9, 2011 together with staff's report and public testimony.
7. The proposed annexation was considered by the Commissioners to be inconsistent with the criteria provided in RCW 57.02.040.
8. At the conclusion of the public hearing, Commissioners voted ___ to ___ to deny District's Resolution 11-05 dated June 9, 2011 and deny the annexation of Blue Star Properties, LLC (parcel numbers 12321-13-00010 and 12321-10-01000).


Chair, Mason County Board of Commissioners
Date: 8.23.11