BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

August 14, 2012

- 1. Call to Order The Chairperson called the regular meeting to order at 9:03 a.m.
- 2. Pledge of Allegiance Karen Herr led the flag salute.
- 3. Roll Call Present: Commissioner District 1 Lynda Ring Erickson; Commissioner District 2 Tim Sheldon; Commissioner District 3 Steve Bloomfield.
- 4. Correspondence and Organizational Business
 - 4.1 Correspondence
 - 4.1.1 The Washington State Department of Health sent an Initial Order reclassifying a portion of the Oakland Bay commercial shellfish growing area in Mason County from Conditionally Approved to Approved.
 - 4.1.2 The Washington State Liquor Control Board sent notice of a special occasion liquor license application for Colony Surf Club.
 - 4.1.3 Thurston County Public Health sent a copy of the 2013-2014 Request for Proposals for the Thurston/Mason Developmental Disabilities Community Project Grants.
 - 4.1.4 Betty Widing is seeking appointment to the Skokomish Flood Zone Advisory Committee.
 - 4.1.5 James McElroy is seeking support of the Shelton High School Navy Junior ROTC program.
 - 4.1.6 Mark French is seeking information on the follow up action on his complaint about a property on Timber Lane in Tahuya.
 - 4.2 Service Award Recognition The Board recognized Pat Swartos, Mason County Clerk, for her 40 years of service to Mason County. Ms. Swartos announced that she would be retiring at the end of October.
 - 4.3 Cmmr. Ring Erickson read a proclamation regarding the Hood Canal Highland Celtic Festival.
 - 4.4 John Keates, Facilities, Parks and Trails, announced the bid award to Kamin Construction of Shelton in the amount of \$260,565.15 to complete the Oakland Bay Park Improvement Project.
 - 4.5 Brian Matthews, Public Works, read a news release announcing that the Mason County Utilities and Waste Management Department would be relocating to the Public Works Administration building beginning on September 10, 2012.
- 5. Open Forum for Citizen Input -
 - 5.1 Tom Davis discussed a recent lawsuit involving the County's solid waste hauling contract. He felt that the Board rushed into a decision on the contract. He wanted to know why that was necessary when the departments involved had asked for additional time to look at the issue.
 - Cmmr. Sheldon stated that it was a political issue that Mr. Davis might not have been aware of. It was his opinion that some large landowners in Belfair started the lawsuit for political reasons and he thought the politics should be taken out of the issue.
 - 5.2 Scott Grout commented on a fishing camp at Hunter Farms. He stated that the fishing camp was creating water quality issues and that improper enforcement was resulting in fecal contamination in the Skokomish River. He felt the State was being forced to do the County's enforcement work.

Cmmr. Sheldon attempted to respond, but Mr. Grout left the room. Cmmr. Sheldon explained that there were 26 portable toilets available along the river. The State Department of Fish and Wildlife and the County Health Department were monitoring the area. The visiting fishermen, as a whole, were well behaved. He felt that Mr. Grout's criticism of the Hunter family was unfounded.

- 6. Adoption of Agenda Cmmr. Bloomfield/Sheldon moved and seconded to adopt the agenda as published. Motion carried unanimously. RE-aye; S-aye; B-aye.
- 7. Approval of Minutes July 2, 2012 and July 16, 2012 briefing meeting minutes and August 7, 2012 regular meeting minutes.

Cmmr. Sheldon/Bloomfield moved and seconded to approve the July 2, 2012 and July 16, 2012 briefing meeting minutes and August 7, 2012 regular meeting minutes. Motion carried unanimously. RE-aye; S-aye; B-aye.

- 8. Approval of Action Agenda:
 - 8.1 Approval of the resolution to affirm Mason County's election to receive Secure Rural Schools and Community Self Determination funding and Allocation of Title II and Title III funds. **Resolution No. 62-12 (Exhibit A)**
 - 8.2 Approval to authorize the Chair to sign Amendment A to the E911 Wireline and Wireless contract with the Washington State Military Department. This amendment is necessary to update and revise key personnel contacts and the E911 Advisory Committee meeting attendance policy. There is no cost associated with the amendment.
 - 8.3 Approval to create an ex-officio slot for Superior Court on the Mental Health and Substance Abuse Advisory Committee.
 - 8.4 Approval of the Veterans Assistance Fund applications for: William Hayden \$150.00; Robert May Housing \$600.00 for a total of \$750.00 as recommended by the Veterans Assistance Fund Screening Committee.
 - 8.5 Approval to appoint Tamra Ingwaldson to the Mason County Housing Authority Commission for a 5 year term ending August 2017.
 - 8.6 Approval to authorize the Chair to execute the County Road Administration Board RAP Agreements for Pickering Road (CRP 1487), North Shore Road (CRP 1969), and Matlock Brady Road (CRP 1970).
 - 8.7 Approval to set public hearing on Tuesday, September 4, 2012 at 9:30 a.m. to consider the change of control transaction for the required notice for the Wave Broadband's franchise agreement.
 - 8.8 Approval to set a public hearing on Tuesday, September 4, 2012 at 9:30 am to consider the Private Line Occupancy Permit between Mason County and Allyn Hoefs.
 - 8.9 Approval to accept the recommendation of the Hearing Examiner and grant the vacation, as petitioned, for a portion of Shelton Matlock Road, platted right of way, subject to the conditions contained in the Findings, Conclusions and Recommendations of the Hearing Examiner for Vacation File #377.
 - 8.10 Approval to accept the recommendation of the Hearing Examiner and grant the vacation, as petitioned, for a portion of Harstine Island Road South, platted right of way, subject to the conditions contained in the Findings, Conclusions and Recommendations of the Hearing Examiner for Vacation File #380.
 - 8.11 Approval to a accept the recommendation of the Hearing Examiner and grant the vacation, as petitioned, for a portion of E. Tacoma Street and Fir Street, platted right of way, subject to the conditions contained in the Findings, Conclusions and Recommendations of the Hearing Examiner for Vacation File #382.

8.12 Approval of the modification to the Mason County Jail by adding three portable cells at an estimated cost of \$111,335, increasing the jail capacity to 114, and adding three corrections officers to the staff to properly and safely monitor the additional inmate population. The annual cost for three additional staff, including benefits, is \$226,200.

Cmmr. Sheldon asked for a separate vote on item 8.12. He thought the item needed separate action to bring attention to the need for increased criminal justice facilities in the community.

Cmmr. Bloomfield/Sheldon moved and seconded to approve action items 8.1 through 8.11. Motion carried unanimously. RE-aye; S-aye; B-aye.

Item 8.12

Cmmr. Sheldon asked why the jail capacity needed to be increased.

Chief Tom Haugen explained that the building was built in 1986 to house 46 inmates. The county population has continued to grow. At the presented time there are a number of violent offenders and there are more long-term commitments coming from the court. There are currently 115 inmates. By revamping the DSU unit with holding cells they could utilize the space much better.

Cmmr. Ring Erickson explained that the DSU means Direct Supervision Unit. The jail received a grant to create that specific type of unit.

Cmmr. Bloomfield thanked the Chief for doing a great job. He noted that it would be a great temporary solution for the facility. It was a safety issue for the inmates and the staff.

Undersheriff Jim Barrett thanked the Facilities, Parks and Trails Director for doing the work on the remodel.

Cmmr. Sheldon asked if the money would cover all three cells. He noted that the jail staff also had to transport inmates to court and he hoped this would make the job easier.

Chief Haugen replied that the cost would cover all three cells. He explained that he had violent offenders that had to be moved up and down the highways from Grays Harbor and Kitsap County to attend court. This would eliminate the need to move those offenders along the highways.

Tom Davis asked what the long-term vision for the jail was.

Cheif Haugen stated that eventually the jail would need to be completely replaced.

Cmmr. Ring Erickson noted that the Washington State Association Counties had been advocating for another round of funding to rebuild county jails.

Cmmr. Sheldon/Bloomfield moved and seconded to approve action item 8.12. Motion carried unanimously. RE-aye; S-aye; B-aye.

- 9. 9:30 a.m. Public Hearings and Items Set for a Certain Time -
 - 9.1 Public hearing to consider the following budget transfers and supplemental appropriations: Current Expense Fund #001:
 - 9.1.1 \$ 5,550 Budget transfer to Civil Service department for hiring and testing of new Sheriff department employees.

- 9.1.2 \$ 21,000 Supplemental appropriation to the Clerk's department due to increased collection revenues to fund additional Court Clerk.
- 9.1.3 \$105,000 Supplemental appropriation for the Department of Community Development for a WA Department of Fish & Wildlife Grant contract.
- 9.1.4 \$ 4,000 Budget transfer to Probation/Juvenile department for increased costs in Healthcare Delivery Systems.
- 9.1.5 \$ 40,000 Supplemental appropriation for the Sheriff's office for a new Timberlakes contract.
- 9.1.6 \$ 4,500 Budget transfer from budgeted ending fund balance to transfers out to Public Health Fund.

Public Health Fund #150:

9.1.7 \$ 4,500 - Supplemental appropriation for negotiated health care for Nurses' union contracts

Theresia Ehrich, Chief Finance Manager, provided an overview of each of the items.

Cmmr. Ring Erickson noted that the Timberlakes contract was money coming to the County from the Timberlake's community for an urban level of law enforcement services. The money coming to the Department of Community of Development was grant money for the department to do enforcement services.

Questions for Staff

Tom Davis asked what would happen if the Timberlakes contract were terminated after the Sheriff's office already had the \$40,000.

Undersheriff Barrettt explained that a bill would be submitted to the association monthly. If the deputy stopped patrolling the area the unexpended balance would go back to the Current Expense ending fund balance.

Ms. Ehrich clarified that the appropriation was just giving the budget authority to spend the funds.

Mr. Davis noted that one portion of the contact stated that it would reimburse the Sheriff and another portion stated the County would be reimbursed.

Ms. Ehrich explained that the money all goes to the County regardless of the wording. There wasn't a separate bank account specifically for the Sheriff.

Cmmr. Sheldon asked about the Fish and Wildlife grant to the Department of Community Development. He asked what the ESA agency was that was referred to in the contract.

Barbara Adkins, Department of Community Development, explained that it was a consultant service for the Shoreline Master Program.

Cmmr. Sheldon asked how the department would be able to handle the in-kind services with the current staff.

Ms. Adkins was concerned that if there were any staff reductions in her department the in-kind services would be affected and the department would have to pay back the grant. She stated that they would have to give back the salary for the staff person and they would still have to do additional duties. She was concerned about the department's abilities to fulfill the obligations of the grant.

Cmmr. Sheldon asked how the Conservation District would be affected in that situation

Ms. Adkins explained that Conservation District would be taking care of the educational efforts.

Public Testimony

Debbie Riley, Environmental Health Manager, was concerned about entering into a grant contract and then not fulfilling the deliverables. She thought that it would put all of the departments in a bad light with the funding agency. She didn't know what the DCD Director's staffing concerns were and wasn't involved in that portion. She also wanted to make sure that the people involved in the contract would be informed of the community groups' concerns about enforcement.

Bob Simmons, WSU Extension Office, stated that he also participated in the community meetings Ms. Riley referred to. There is a large concern about enforcing existing laws. The grant contract would provide that opportunity. He couldn't speak to the staffing issues but he knew there was a need for the enforcement portion.

Theresia Ehrich noted that the contract with Fish and Wildlife was already approved at a previous Commission meeting. The hearing was just authorizing the budget authority.

Cmmr. Sheldon/Bloomfield moved and seconded to approve items 9.1.1 through 9.1.7, with the exception of item 9.1.3. Motion carried unanimously. RE-aye; S-aye; B-aye. Budget Order (Exhibit B)

Item 9.1.3

Cmmr. Sheldon was concerned about the strings that were attached to the grant with the union issues that could arise. He was also concerned about the duties of the position. He would feel better about the position if it was just enforcement. He noted that there were already 38 groups providing education about the Puget Sound. There needed to be someone on the ground just doing the enforcement. Some of the people creating the problems in the Puget Sound know what they are doing but they also know they won't get caught.

Cmmr. Bloomfield had similar concerns. It wasn't about the minutia of how it got to the problem. It was about correcting the problem that exists. The public should be aware of the problems by now. He wanted to know if the contract could be changed so more time could be spent on enforcement instead of the other components. He had concerns about staffing and what would happen after the grant ran out.

Cmmr. Ring Erickson thought that it would have been a better conversation at the point when the Board approved the contract, not when they were issuing the budget authority. She has heard that people want enforcement and she supported going ahead with the project. The other questions and concerns should have been raised before the contract was approved. She felt that enforcing laws beyond just the criminal laws was an essential function of government.

Cmmr. Bloomfield wanted to make sure there would be someone out in the field not just someone sitting at a computer looking at maps.

Ms. Adkins explained that mapping would be part of it. She didn't remember exactly how many days were allocated for each of the actions.

Cmmr. Ring Erickson noted that it had been three years since there was an enforcement person. She would like to see the County get what they can out of it.

Cmmr. Sheldon supported the grant but he did have reservations about staffing. He wanted to see more money spent at the beach level and to funnel the money directly to the problems.

Cmmr. Sheldon/Bloomfield moved and seconded to approve item 9.1.3. Motion carried unanimously. RE-aye; S-aye; B-aye. Budget Order (Exhibit B)

- 10. Other Business (Department Heads and Elected Officials) -
 - Undersheriff Barrett introduced Cindy Brewer, Animal Control Officer, who brought in her service dog and discussed the office's animal safety and anti-bullying education programs.
 - Undersheriff Barrett also read a letter thanking a private citizen for donating money for a 10.2 new speed detection device.
 - Bob Simmons, WSU Extension, discussed upcoming programs and provided a copy of the 10.3 new Mason County Farm Map.
 - Vicki Kirkpatrick, Public Health, discussed a program to utilize locally grown produce in 10.4 local institutions in order to create a healthier community.
 - Cmmr. Bloomfield commented that there was a group of people who liked to dwell on 10.5 the negative. He was offended by it and suggested that everyone should be careful about their attitude and focus on how to change things for the future instead of dwelling on the past.
- 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 10:56 a.m.

BOARD OF COUNTY COMMISSIONERS MASON COUNTY, WASHINGTON

Tim Sheldon, Commissioner

ATTEST:

Shannon Goudy, Clerk of the Board

Steve Bloomfield, Commissioner

RESOLUTION 62-12

Election to Receive Secure Rural Schools and Community Self Determination Funding and Allocation of Title II and Title III funds

WHEREAS, Congress reauthorized the Secure Rural Schools and Community Self Determination Program (SRS) in PL 112-142; and

WHEREAS, the law calls for the County to elect to either receive the SRS funding or return to 25% of actual receipts from the forest , with notification to the Governor's Office of said election, to be forwarded to the Forest Service on behalf of the Secretary of Agriculture; and

WHEREAS, the County must further elect to allocate from 15 to 20% of the Full County Payment to Title II (Resource Advisory Council approved projects) and Title III (Specific County approved projects); with no more than 7% allocated to Title III and with notification to the Governor's Office of said election; and

WHEREAS, Washington State Association of Counties has been designated by the Governor's office to collect and compile said elections by all affected counties for transmittal.

NOW THEREFORE BE IT RESOLVED; that the Board of County Commissioners hereby elects to receive the SRS payment in lieu of 25% of actual receipts; and

BE IT FURTHER RESOLVED; that the Board of County Commissioners hereby elects to allocate 15% of the Full County Payment to Titles II and III; and

BE IT FURTHER RESOLVED; that the Board of County Commissioners hereby elects to allocate 13% of the Full County Payment to Title II and 7% to Title III; and

BE IT FINALLY RESOLVED; that the Clerk of the Board will transmit a copy of this resolution to the Washington State Association of Counties as soon as practicable for transmittal to the Forest Service via the Governor's Office.

Adopted this 14th day of August 2012.

BOARD OF COUNTY COMMISSIONERS MASON COUNTY, WASHINGTON

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MASON COUNTY, WASHINGTON

Lynda Ring Erickson, Chair

Tim Sheldon, Commissioner

APPROVED AS TO FORM:

Tim Whitehead, Chief DPA

Steve Bloomfield, Commissioner

ORDER 2012 Budget

IN THE MATTER OF: SUPPLEMENTAL APPROPRIATION/BUDGET TRANSFER - NOTICE OF HEARING RESOLUTION NO. 57-12 DATED AND PASSED: 7-17-12 FOR SUPPLEMENTAL APPROPRIATION OF:

WHEREAS, a notice was published and a public hearing was held in accordance with RCW 36.40.100 and RCW 36.40.195 and with Resolution No. 57-12 (see Attachment B which is incorporated as part of this order).

THE BOARD OF COUNTY COMMISSIONERS OF MASON COUNTY, hereby approves the following budget transfers/supplemental appropriations:

Current Expense Fund #001:

- \$ 5,550 Budget transfer to Civil Service department for hiring and testing of new Sheriff department employees
- \$ 21,000 Supplemental appropriation due to increased collection revenues to fund additional Court Clerk
- \$105,000 Supplemental appropriation for new DCD WA Department of Fish & Wildlife Grant contract approved by BOCC on 7/3/12
- \$ 4,000 Budget transfer to Probation/Juvenile department for increased costs in Healthcare Delivery Systems
- \$ 40,000 Supplemental appropriation for a new Timberlakes contract approved at 7/3/2012 BOCC meeting
- \$ 4,500 Budget transfer from budgeted ending fund balance to transfers out to Public Health Fund

Public Health Fund #150:

\$ 4,500 - Supplemental appropriation for negotiated health care for Nurses union contract

BE IT FURTHER RESOLVED that the budget transfers/supplemental appropriations will be expended and recorded in the 2012 budget as listed in Attachment A which is also incorporated as part of this order.

PASSED in open session this 14th day of August 2012.

BOARD OF COUNTY COMMISSIONERS MASON COUNTY, WASHINGTON

Lyndacking Erickson, Chair

Tim Sheldon, Commissioner

Steve Bloomfield, Commissioner

APPROVED AS TO FORM:

Tim Whitehead, Chief Deputy Prosecuting Attorney

C: Auditor Financial Services
Treasurer

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Attachment A

	<u>Budget Order</u>	8/14/2012			
9		Revenues	<u>Expendi</u>	tures	
CIVIL SERVICES					
001-060-000					
521.10.10.0010	Civil Service Salaries		\$	2,000	
521.10.42.0010	Communications			350	
521.10.44.0010	Advertising			2,000	
521.10.49.0010	Miscellaneous			1,200	
	Civil Service Subtotal	=	\$	5,550	
CLERK					
001-070-000		ć 2.000			
351.31.00.0000	Superior Court Penalties-Crime Filings	\$ 2,000			
351.31.01.0000	Superior Court Penalties-Criminal Filings	5,000			
351.80.01.0000	Superior Court Crime Victim Penalties	10,000			
361.40.02.0000	Superior Court Interest Income	4,000			
512.30.10.0101	Court Clerk		\$	13,584	
512.30.20.0020	Social Security/Medicare			1,040	
512.30.20.0030	Retirement			985	
512.30.20.0040	Med/Dent/Vis/Life			5,391	
	Clerk Department Subtotal	\$ 21,000	\$	21,000	
DCD/WDFW-EN	FORCEMENT				
001-125-147					
333.66.12.0020	WDFW-Enforcement Grant	\$ 105,000			
559.90.10.0035	Planner I		\$	19,510	
559.90.20.0010	Industrial Insurance			830	
559.90.20.0020	Social Security/Medicare			1,495	
559.90.20.0030	Retirement			1,410	
559.90.20.0035	Teamsters Pension			430	
559.90.20.0040	Med/Dent/Vis/Life			4,135	
559.90.41.0010	Professional Services		ļ	77,190	
	DCD/WDFW Enforcement Subtotal	\$ 105,000	\$:	L05,000	
PROBATION SE	RVICES/JUVENILE				
001-170-220					
523.31.41.0010	Professional Services/Healthcare Delivery		\$	4,000	
SHERIFF - PATR	OL				
001-205-267	No Timb aulakaa Cantus st	\$ 40,000			
342.10.00.0020	New Timberlakes Contract	٠,000	\$	36,650	
521.22.12.0000	Deputy Overtime		7	550	
521.22.20.0010	Industrial Insurance				
521.22.20.0020	Social Security/Medicare	\$ 40,000	\$	2,800 40,000	
	Sheriff/Patrol Department Subtotal	3 40,000	Y	.5,500	
TRANSFERS OU	Т	-			
001-310-000			1	4 = 0.0	
597.00.00.0020	Transfer out to Public Health Fund		\$	4,500	

Budget Order			8/14/2012				
			evenues	Expenditures			
OTHER RESERVES	S						
001-320-000				-	()		
508.00.00.0000	Budgeted Ending Fund Balance/Civil Service			\$	(5,550)		
508.00.00.0000	Budgeted Ending Fund Balance/Probation				(4,000)		
508.00.00.0000	Budgeted Ending Fund Balance/Medical		9		(4,500)		
	Budgeted Ending Fund subtotal			\$	(14,050)		
	Total CE Net Budget Adjustments	\$	166,000	\$	166,000		
PUBLIC HEALTH							
<u>150-000-000</u>							
397.92.00.0000	Transfer In from Current Expense Fund	\$	4,500				
150-200-000							
562.20.20.0040	Med/Dent/Vis/Life			\$	4,500		
Total Public Health Budget Adjustments		\$	4,500	\$	4,500		
\$100,000 (M)							

RESOLUTION NO. 57-17-

SUPPLEMENTAL APPROPRIATION / BUDGET TRANSFER - NOTICE OF HEARING

WHEREAS, by reason of conditions which could not be reasonably foreseen at the time of making the budget for the year 2012, it is necessary to make provision for supplemental appropriations/budget transfers to the budget as required by RCW 36.40.100, and RCW 36.40.195 for the following:

Civil Service - \$5,550 budget transfer for Sheriff department employment.

Clerk - \$21,000 supplemental appropriation in revenues to hire additional court clerk.

DCD-WDFW Department - \$105,000 supplemental appropriation for new grant contract.

Probation - \$4,000 budget transfer for increased Healthcare Delivery Systems.

Sheriff/Patrol - \$40,000 supplemental appropriation for new Timberlakes contract.

Transfers Out of CE - \$4,500 budget transfer to Public Health Fund.

Public Health Fund - \$4,500 supplemental appropriation due to new nurses contract health care.

THEREFORE, BE IT RESOLVED BY THE Board of Mason County Commissioners: That the 14th day of August, 2012 at the hour of 9:30 a.m. in the Mason County Commissioners Chambers in Courthouse Building I, 411 North Fifth Street, Shelton, Washington, is hereby fixed as the time and place for a public hearing upon the matter of supplemental appropriations/budget transfers to the 2012 Budget as follows:

- Civil Service Department \$5,550 budget transfer from ending fund budget.
- · Clerk \$21,000 supplemental appropriation.
- DDC/WDFW Departments \$105,000 supplemental appropriation.
- Probation \$4,000 budget transfer from ending fund budgeted balance.
- Sheriff/Patrol \$40,000 supplemental appropriation.
- Transfers out of CE \$4,500 budget transfer to Public Health.
- Public Health Fund \$4,500 supplemental appropriation.

The Clerk of the Board is hereby authorized, empowered, and directed to cause notice of such hearing to be published as provided by law.

DATED this 17th day of July, 2012.

BOARD OF COUNTY COMMISSIONERS MASON COUNTY, WASHINGTON

ATTEST:

Shannon Goudy, Sterk of the Board

APPROVED AS TO FORM:

Prosecuting Attorney

Lynda Ring Erickson, Chair

Steve Bloomfield, Commissioner

Tim Sheldon, Commissioner

C: Chief Finance Manager

Treasurer

Publish 2x 7/26 & 8/2 - bill to Mason County Commissioners, 411 North 5th Street, Shelton