

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

September 4, 2012

1. Call to Order – The Chairperson called the regular meeting to order at 9:00 a.m.
2. Pledge of Allegiance – Matt Matayoshi 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 Liquor Control Board sent notice of a special occasion liquor license application for St. David's Episcopal Church.
 - 4.1.2 Comcast announced that they will be converting all remaining analog channels to digital format beginning in September 2012.
 - 4.1.3 Colony Surf Club expressed concerns regarding response from the Sheriff's office.
 - 4.1.4 Patti Case is seeking appointment to the Skokomish Flood Control Zone Advisory Committee.
 - 4.2 Presentation of 2013 Budget Requests. Karen Herr, Auditor, provided an overview of the 2013 budget requests. She stated that the preliminary budget represents a deficit of 1.8 million dollars. She discussed the Commissioners' salary increases and she encouraged the citizens to participate in the budget process.

Cmmr. Sheldon commented that there was a long way to go in balancing the budget. He wouldn't consider it to be a deficit at this point because the budget hadn't been adopted.

Cmmr. Ring Erickson agreed that it was a beginning point and there would be a lot of room for conversation about the budget requests.

Theresa Ehrich, Chief Finance Manager, provided a history of the general fund and went over the current financial condition of the County.
5. Open Forum for Citizen Input –
 - 5.1 Patricia Vandehey discussed the City's dredging project at Shelton Creek. She was concerned about the disposal of the dredged materials. She had requested records from the County Health Department regarding hazardous and non-hazardous disposal sites and she didn't receive the answers to her questions. She also thought the County should work with the City to map critical areas. She submitted her written comments for the record.

Cmmr. Sheldon thought that there was a misunderstanding of the project. The material being removed was benign material so he didn't understand the concern.

Cmmr. Bloomfield went over the process and reasoning behind the dredging of Shelton Creek.

Ms. Vandehey didn't feel her questions were being answered.

Cmmr. Ring Erickson called Ms. Vandehey out of order. She recommended the issue be taken up at a briefing where it could be discussed in more detail.
6. Adoption of Agenda - **Cmmr. Sheldon/Bloomfield moved and seconded to adopt the agenda as published. Motion carried unanimously. RE-aye; S-aye; B-aye.**

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
September 4, 2012 - PAGE 2

7. Approval of Minutes – August 21, 2012 and August 28, 2012 regular meeting minutes and August 6, 2012 briefing meeting minutes.

Cmmr. Bloomfield/Sheldon moved and seconded to approve the August 21, 2012 and August 28, 2012 regular meeting minutes and August 6, 2012 briefing meeting minutes. Motion carried unanimously. RE-aye; S-aye; B-aye.

8. Approval of Action Agenda:

- 8.1 Approval of the 2012-2013 Comprehensive Economic Development Strategy (CEDS) Project list as recommended by the Mason County Economic Development Council. **Resolution No. 68-12 (Exhibit A)**
- 8.2 Approval to advertise for, interview and hire a Solid Waste Program Manager for the Utilities and Waste Management Division of Public Works.
- 8.3 Approval to enter into a contract with Prothman & Associates for an Interim Human Resources Director. The rate is \$64 per hour +3% B&O tax and a temporary housing allowance. This will be paid from the Human Resources budget.
- 8.4 Approval of Contract Number 1263-52713 Amendment 1 between Washington State Department of Social & Health Services and Mason County for Alternative Response/Early Intervention services clarifying the reporting procedures, there is no cost associated with the amendment.
- 8.5 Approval of Contract Number 1263-52716 Amendment 1 between Washington State Department of Social & Health Services and Mason County for Early Intervention Services clarifying the reporting procedures, there is no cost associated with the amendment.
- 8.6 Approval of Amendment #4 of 2012-2014 Consolidated Contracts C16893 for an increase of \$83,399 in the Public Health Emergency Preparedness & Response program to a total contract maximum of \$1,230,412.
- 8.7 Approval of Amendment #2 to Contract G1000278 between Department of Ecology and Mason County for the Hood Canal Marine Recovery Area Onsite Septic System Discovery and Pollution Abatement Project. This amendment reallocates unspent resources to newly identified scopes of work.
- 8.8 Approval of the Veterans Assistance Fund applications for: Gerald J. Lanning – Housing \$600.00 and Randolph Bittner –Utilities \$127.02 for a total of \$727.02 as recommended by the Veterans Assistance Fund Screening Committee.
- 8.9 Approval to award the jury management system bid to Jury Systems Inc. and negotiate an agreement. The final agreement will be submitted to the Board for approval and signature. The system will be paid from the Trial Court Improvement Fund.

Annette McGee asked for separate vote on action items 8.3 and 8.6.

Tom Davis asked for a separate vote on action item 8.1.

Cmmr. Sheldon/Bloomfield moved and seconded to approve action items 8.2, 8.4, 8.5, 8.7, 8.8 and 8.9. Motion carried unanimously. RE-aye; S-aye; B-aye.

Item 8.1

Mr. Davis commented that CEDS list did not address the Fair. He stated that the Fair was an economic driver for the county. He felt an opportunity was being missed and thought it was the obligation of the Board to recognize the Fair as a viable economic opportunity. He would like to see it added to the list.

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
September 4, 2012 - PAGE 3

Matt Matayoshi, Economic Development Council, explained that the list was a sort of wish list. There was no promise or commitment of funds. It just positions the local agencies for federal grant dollars. It is a planning and grant tool. He noted it was up to each agency to put projects on the list.

Cmmr. Ring Erickson commented that the Fair could be added to the list in the future.

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

Item 8.3

Ms. McGee asked where Prothman was located.

Cmmr. Ring Erickson replied that the company was located in King County.

Ms. McGee asked if there was a local agency that could be used.

Cmmr. Ring Erickson responded that there were only of couple of employment agencies that deal with lead municipal positions.

Ms. McGee asked if there was a reason the company was chosen?

Cmmr. Ring Erickson stated that the County had worked with the company before as well as the City.

Ms. McGee asked about the B&O tax.

Cmmr. Sheldon explained that the company pays the B&O tax and Mason County reimburses a portion of it.

Ms. McGee asked if there was a limit on temporary housing.

Cmmr. Ring Erickson stated that it was \$77 per day.

Cmmr. Sheldon noted that the B&O would be about \$0.19 per hour.

Mr. Davis asked if the person would be negotiating labor contracts.

Cmmr. Ring Erickson responded that they would and noted that it was the person's expertise.

Cmmr. Bloomfield/Sheldon moved and seconded to approve action item 8.3 with the amendment of changing the B&O tax to .3%. Motion carried unanimously. RE-aye; S-aye; B-aye.

Item 8.6

Ms. McGee asked for an explanation of the services.

Vicki Kirkpatrick, Public Health, explained that the dollars were used to participate in emergency response activities and to write the emergency response plan. It also allows the county to participate in regional emergency response activities. She went over the details of the program.

Cmmr. Sheldon/Bloomfield moved and seconded to approve action item 8.6. Motion carried unanimously. RE-aye; S-aye; B-aye.

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
September 4, 2012 - PAGE 4

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

- 9.1 Public hearing to consider the Private Line Occupancy Permit between Mason County and Allyn Hoefs.

Jeremy Graham, Public Works, explained that it was a standard procedure where Mr. Hoefs has submitted a permit for a two-inch force main septic line to go under the county roadway. The residence is on Mason Lake Drive. He pointed out the area on a map.

There were no questions for staff or public testimony.

Cmmr. Sheldon/Bloomfield moved and seconded to approve and execute the Private Line Utility Occupancy Permit between Mason County and Allyn Hoefs. Motion carried unanimously. RE-aye; S-aye; B-aye.

- 9.2 Public hearing to consider the change of control transaction of the Wave Broadband's franchise agreement.

Mr. Graham explained that Wave Broadband currently holds a franchise agreement with Mason County to operate a cable system in the county. Oak Hill Capital Partners entered into a definitive agreement to acquire Wave Parent from its current majority owners. In accordance with notice requirements, a FCC 394 Form was filled to notify Mason County that there would be a change in the ultimate control of the cable franchisee. The application has been reviewed and it has been determined that Oak Hill meets the legal, technical and financial criteria to become the owner of Wave Parent and the indirect owner of the franchisee, and the transaction is in the best interests of the county.

Cmmr. Ring Erickson noted that the Commissioners have been aware that there would be a change of ownership. The franchise agreement was recently negotiated and none of the services were anticipated to change.

There were no questions for staff or public testimony.

Cmmr. Bloomfield/Sheldon moved and seconded to approve and execute the resolution granting consent and approval to Wave Broadband's change of control transaction. Motion carried unanimously. RE-aye; S-aye; B-aye. Resolution No. 69-12 (Exhibit B)

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

- 10.1 Bob Simmons, WSU Extension, provided an overview of the department's 2011 Annual Report.

- 10.2 Cmmr. Ring Erickson noted that that public comment portion of the agenda was strictly for public input. It was not a time for argument or debate. She went over the public forum etiquette guidelines provided on the agenda.

Cmmr. Sheldon added that the public input time was also not to be used for political purposes.

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS
September 4, 2012 - PAGE 5

- 10.3 Cmmr. Ring Erickson stated that she was a bit disappointed in the budget presentation. A lot of history was provided but there was not a lot of detail about the current budget requests. She would have liked to hear more about the supplemental requests. The fact that the Commission received a raise was brought up several times but the Commission has given back their raises since 2009 through charitable donations or by putting it back into the County revenue stream. It is not something the Board can control but they could consider changing it for a future Commission. She would like to have the conversation about the specific requests soon. She pointed out that the preliminary budget was not the adopted budget and there would be time to look at it to determine the package of services the County could afford.
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 10:31 p.m.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Lynda Ring Erickson, Chair


Tim Sheldon, Commissioner

ATTEST:


Shannon Goudy, Clerk of the Board


Steve Bloomfield, Commissioner

RESOLUTION NO. 608-12
RESOLUTION ESTABLISHING THE COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY
PROJECT LIST FOR 2012-2013

WHEREAS, members of the Board of Directors of the Economic Development Council (EDC) have been designated by the Mason County Board of Commissioners as the Comprehensive Economic Development Strategy (CEDS) Committee (formerly OEDP) for Mason County, Washington; and

WHEREAS, the CEDS Committee has assisted Mason County in prioritizing possible infrastructure improvements to enhance economic sustainability throughout Mason County; and

WHEREAS, the State Legislature has authorized Mason County to retain .09 percent of retail sales taxes annually for economic development projects; and

WHEREAS, eligibility for funding must be demonstrated by a prioritization of projects; and

WHEREAS, the EDC has solicited suggested projects from local Mason County jurisdictions and community groups; and

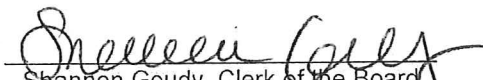
WHEREAS, the CEDS Committee has recommended a list of projects which updates the current infrastructure needs which the Commissioners have reviewed;

WHEREAS, the Commissioners have identified the following list and priorities as listed in Exhibit A.


NOW, THEREFORE BE IT HEREBY RESOLVED, that the Board of Mason County Commissioners adopts the attached list of priorities for inclusion in the 2012-2013 CEDS publication.

Dated this 4th day of September, 2012.

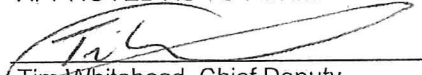
ATTEST:


Shannon Goudy, Clerk of the Board


BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Lynda Ring Erickson, Chair

APPROVED AS TO FORM:


Tim Whitehead, Chief Deputy
Prosecuting Attorney


Tim Sheldon, Commissioner


Steve Bloomfield, Commissioner

C: Economic Development Council
Utilities/Waste Mng
Public Works
Public Health
Parks & Trails

Comprehensive Economic Development Strategy Project List for 2012-2013

APPLICANT	PROJECT	COST	PRIORITY
Belfair Water District No. 1	Hwy 3 Waterline Replacement/Relocation Project	\$4,000,000	High
Belfair Water District No. 1	Water Systems Upgrades (4 Reservoir upgrades)	\$400,000	High
City of Shelton	City of Shelton Infiltration & Inflow Control Project	\$4,000,000	High
City of Shelton	Olympic Hwy N Major Overlay	\$1,664,651	High
City of Shelton	Shelton Area Regional Water and Wastewater Facilities	\$4,000,000	High
City of Shelton	State Route 3 Corridor & Transit Safety Improvements	\$4,000,000	High
City of Shelton	Wallace Kneeland Blvd. Overlay	\$1,500,000	High
City of Shelton/Mason County	US 101/Wallace Kneeland Interchange Improvement Project	\$27,000,000	High
Mason County	Allyn Pump Station Improvements	\$160,000	High
Mason County	Capital Improvements & Implementation Planning for Mason Co. Sewer Systems	\$1,000,000	High
Mason County	Northbay Trail Development	\$1,100,000	High
Mason County	Shellfish Protection Action Plan	\$200,000	High
Mason County Fire Dist No. 5	Allyn Fire Station Expansion	\$850,000	High
Mason County PUD No. 1	Electric Utility Upgrade and Infrastructure in PUD No. 1 Area	\$8,100,000	High
Mason County PUD No. 1	PUD No. 1 Facility Energy Conservation Improvements and Upgrades	\$3,500,000	High
Mason County PUD No. 1	Skokomish Valley Substation Relocation Project	\$3,500,000	High
Mason County PUD No. 1	Water Utility Upgrade and Infrastructure PUD No. 1 Area	\$6,800,000	High
Mason County PUD No. 3	Belfair SR 3 Utility Improvements and Relocation	\$3,500,000	High
Mason County PUD No. 3	Broadband or alternative broadband deployment & public safety deployment	\$5,000,000	High
Mason County PUD No. 3	Downtown Shelton Senior Center Relocation & Consolidation/Repurposing Admin & Engineering Buildings	\$1,500,000	High
Mason County PUD No. 3	Electric Utility Upgrade and Infrastructure in PUD No. 3 Area	\$11,000,000	High
Mason County PUD No. 3	Harstine Island Broadband Deployment (Stimulus)	\$8,600,000	High
Mason County PUD No. 3	Johns Prairie Habitat Restoration and Johns Creek Interpretative Program	\$250,000	High
Mason County PUD No. 3	Johns Prairie Watermain Extension, Customer Connection Assistance	\$1,000,000	High

Mason County PUD No. 3	Locally Installed Renewable Energy Generation	\$500,000	High
Mason County PUD No. 3	Dow Mountain Fiber Optic Network Extension	\$200,000	High
Mason County/City of Shelton/Port of Shelton	Impact of Groundwater Withdrawal on John's Creek Study	\$400,000	High
Mason General Hospital	Campus Renewal	\$33,000,000	High
Port of Allyn	Architectural Standards & Regs for commercial zone & industrial lands zoning regulations	\$25,000	High
Port of Allyn	Industrial Development Area Belfair	\$2,000,000	High
Port of Allyn	Upgrade Allyn Water System	\$125,000	High
Port of Hoodspout	Construction of Multi-Function Complex	\$403,000	High
Port of Shelton	Identify & Reduce Unaccountable Water Loss on John's Prairie	\$342,000	High
Port of Shelton	Johns Prairie Water	\$300,000	High
Port of Shelton	Marina Piling & Float Replace/Reconfigure	\$2,000,000	High
Port of Shelton	Oakland Bay Marina Bulkhead & Pedestrian Trail	\$1,300,000	High
Port of Shelton	Sewer Line to Marina	\$500,000	High
Port of Shelton	SF Cold Storage Facility - feasibility study	\$35,000	High
Port of Shelton	SF Security Systems - cameras and gate cards	\$42,000	High
City of Shelton	Franklin St. Improvement	\$500,000	Medium
City of Shelton	Seventh and Alder Intersection Improvements	\$1,000,000	Medium
Mason County	Coordinated UGA Stormwater Design & Implementation	\$500,000	Medium
Mason County Fire Dist No. 5	Central Administration Repair & Training Facility	\$1,600,000	Medium
Mason County PUD No. 3	Mason Substation Rebuild	\$3,000,000	Medium
Port of Shelton	John's Prairie Capital Hill Utilities	\$100,000	Medium
Port of Shelton	JP Brownfield Cleanup	\$100,000	Medium
Port of Shelton	Renovation of Building 1	\$1,600,000	Medium
Port of Shelton	Sewer Collection Infrastructure	\$150,000	Medium
Port of Shelton	SF Cold Storage Facility - engineering & construction	\$2,500,000	Medium

updated 06/06/2012

RESOLUTION NO. 609-12

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MASON COUNTY,
WASHINGTON, GRANTING CONSENT AND APPROVAL TO WAVE BROADBAND CHANGE OF
CONTROL TRANSACTION

WHEREAS, WaveDivision IV, LLC, a Washington limited liability company d/b/a Wave Broadband ("Franchisee") currently holds a franchise (the "Franchise") granted by Mason County, (the "County") to own and operate a cable system in the County; and

WHEREAS, Franchisee is a wholly-owned subsidiary of WaveDivision Holdings, LLC, a Delaware limited liability company ("Wave Parent"); and

WHEREAS, on May 30, 2012, OH WDH Holdco, LLC, a Delaware limited liability company affiliated with Oak Hill Capital Partners III, L.P. ("Oak Hill"), in conjunction with WaveDivision Capital, LLC, a Washington limited liability company controlled by Wave Parent's Chief Executive Officer Steve Weed, entered into a definitive agreement to acquire Wave Parent from its current majority owners, principally three affiliates of Sandler Capital Management (the "Transaction"); and

WHEREAS, Wave Parent and Oak Hill have filed FCC Form 394 with the County and have provided the County with all information regarding the Transaction required by applicable law (collectively, the "Application"); and

WHEREAS, the County has reviewed the Application and has determined that (i) Oak Hill meets the legal, technical, and financial criteria to become the owner of Wave Parent and the indirect owner of Franchisee, and (ii) the Transaction is in the best interests of the County.

NOW, THEREFORE, the Board of County Commissioners of Mason County, Washington does hereby resolve:

1. The County consents to and approves of the Transaction to the extent required by the terms of the Franchise and applicable law;
2. To the best of the County's knowledge and belief, there are no existing facts or circumstances that with or without the giving of notice or the passage of time, or both, would constitute a default of any term or condition of the Franchise.
3. Effective upon the closing of the Transaction, the Franchisee shall remain responsible for any obligations and liabilities under the Franchise.
4. This Resolution is adopted and approved in accordance with all applicable notice and procedure requirements under all laws applicable to the County, and with all applicable notice and procedure requirements. This Resolution shall take effect upon its passage in accordance with applicable law.

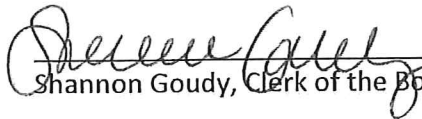
Mason County
Resolution No. 69-12
Approval to Wave Broadband
change of control transaction

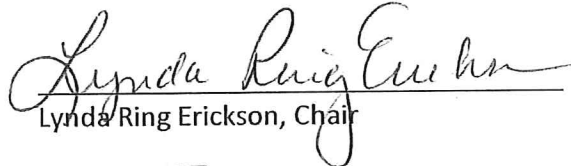
PASSED THIS 4th day of SEPTEMBER, 2012.

BOARD OF COUNTY COMMISSIONERS

MASON COUNTY, WASHINGTON

ATTEST:



Shannon Goudy, Clerk of the Board


Lynda Ring Erickson, Chair


Tim Sheldon, Commissioner

APPROVED AS TO FORM


Steve Bloomfield, Commissioner


Tim Whitehead, Chief Deputy
Prosecuting Attorney