

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
Tuesday, May 10, 2016, 9:00 a.m.
Commissioners' Conference Room
Benton County Courthouse, Prosser, WA

Present: Chairman Shon Small
Commissioner Jerome Delvin
Commissioner James Beaver
County Administrator David Sparks
Clerk of the Board Cami McKenzie

Benton County Employees Present During All or a Portion of the Meeting: Deputy Administrator Loretta Smith Kelty; Adam Fyall, Sustainable Development Manager; County Engineer Matt Rasmussen; Assistant County Engineer Robert Blain; Planning Manager Mike Shuttleworth; DPA Ryan Brown; Clerk Josie Delvin; District Court Administrator Jacki Lahtinen; Fred Bowen, Public Services Administrator and Facilities Manager Dan Waggoner; Cpt. Clay Vannoy, Sheriff's Office; Erhiza Rivera, Treasurer's Office.

Approval of Minutes

The Minutes of May 3, 2016 were approved.

Consent Agenda

MOTION: Commissioner Beaver moved to approve the consent agenda items "a" through "i". Commissioner Delvin seconded and upon vote, the Board approved the following:

Noxious Weed

- a. Appointment of D Miles to Area 1 of Noxious Weed Control Board
- b. Appointment of M Crowder to Area 5 of Noxious Weed Control Board

Parks

- c. Line Item Transfer, Fund No. 0110-102, Dept. 000

Prosecuting Attorney

- d. Agreement w/Local 874, American Federation of State, County and Municipal Employees, Representing Courthouse Employees

Public Works

- e. Extension of Interlocal Agreement w/City of W Richland for Roadway Improvements to S. 38th Ave. & Mt. Adams View Drive
- f. Approval of Construction Plans for Prosser to Grandview Pedestrian & Bicycle Pathway Improvement Project
- g. Contract w/Contractors Equipment Maintenance Co., Inc. for Tyrell Road Project

Sheriff

- h. Agreement w/WA State Patrol for Live-Scan for Automated Biometric Identification System
- i. Purchase Agreement w/Crown Paper & Janitorial Supply Company for Janitorial Supplies

Aging & Long Term Care Council of Governments

Yakima County Commissioner Bouchey said he was there on behalf of Yakima, Kittitas, Walla Walla, Asotin, Garfield, and Columbia Counties to give an update on the COG 16 months into its existence. He said that even though Benton County was not a member of the COG, services by formula were provided to Benton County residents. Benton and Franklin Counties were currently the only counties not participating in the COG.

- Financials – they were in a very healthy position
 - Annual budget was about \$10 million with \$4.5 million in reserves; policies in place for 25% minimum reserves and equipment replacement minimum; still had a \$2 million general fund above retained minimum - working on reducing the general fund down and members of the COG would allocate those funds
- Before they started, they researched what type of entity to form (non-profit or COG) and since they received federal funds they received an opinion the federal government would not allow them to take funds if they were a non-profit so that was not an option
- Insurance - \$20 million limit; ALTC – Lori Brown, executive director said they had not had a claim for well over a decade

He said the COG wanted Benton County to participate and believed it was in the best interests of the citizens.

There was a discussion about the opinion of forming the non-profit. DPA Ryan Brown stated the COG was not a separate legal entity and if something happened, they could not sue a COG and the liability would lie with the member counties (which was fine) but the ILA should allocate liability and how that would be addressed. Mr. Brown also expressed concern about who the employees worked for since the COG was not a legal entity.

Commissioner Delvin asked if the COG would be willing to look at the ILA with some language to allocate liability and Commissioner Bouchey said they could look at that.

Commissioner Small was he originally was opposed to the COG but was now more in favor with the insurance policy in place.

Commissioner Delvin said he planned to attend the June board meeting.

Commissioner Beaver said he wanted to see the conditions that Benton County would be agreeable to joining the COG. The Board agreed to have another discussion on the issue during the next board meeting.

Request for Proposal for Benton County Justice Center Security System Retrofit

Dan Waggoner said he was requesting to solicit proposals for the Justice Center Security System Retrofit project. He said they put in a lot of work on the project, including Undersheriff Hatcher and his team, the Facilities Department, Commissioners office, Fred Bowen and Larry Hueter and a couple of consultants. He said the project would include 230 cameras throughout the Justice Center and Jail and would simplify the process when they needed to retrieve video, would replace the card reader system, the system that controlled the jail, and the intercom system in the jail.

The RFP would include three stages with the final stage consisting of a final RFP packet to the qualified finalists to include the detailed project information and requirements for a final proposal.

MOTION: Commissioner Delvin moved to approve the attached multi-stage Request for Proposal (RFP) for the Benton County Justice Center Security System Retrofit with said RFP to be advertised pursuant to the provisions of RCW 39.04.270 for competitive negotiations. Commissioner Beaver seconded and upon vote, the motion carried unanimously.

Unscheduled Visitors

Phillip Lemley, Richland said he was primarily there to back up Commissioner Bouchey on the Aging & Long Term Care discussion. He said the services provided were greatly needed and he encouraged Benton County to join the COG.

Other Business

Columbia River Counties Advisory Group

Commissioner Delvin said he attended the Columbia River Counties Advisory Group meeting for the Columbia River Treaty and that all counties (24) except one agreed to the assessment to hire an advocate to go to Washington DC. He said he forwarded the information to Ms. Smith Kelty and she would prepare the resolution to authorize Benton County to pay the assessment. The Board agreed.

Millennium Bulk Terminals

Commissioner Delvin said that Benton County was asked to support the Millennium Bulk Terminals – Longview Export Terminal project. He said he sent the proposed resolution to the board and if it was agreeable, he wanted to have it on the agenda next week.

Willamette Heights Road Issue

Commissioner Delvin said he was in contact with some of the homeowners in Willamette Heights and one of the homeowners was willing to pay for some of the paving now and the group would assess themselves. He said he would be meeting with Matt Rasmussen and the owners and give the Board an update. He said it would remain a private road built to county standards.

CRAB – Certificate of Good Practice

Chairman Small asked Matt Rasmussen, Robert Blain, and Fred Bowen to come forward and he presented them with a Certificate of Good Practice as issued by County Road Administration Board (CRAB).

Chairman Small announced the Board would take a three minute break and then go into executive session.

The Board recessed at 9:31 a.m. reconvening at 9:35 a.m.

Executive Session – Potential Litigation

The Board went into executive session with DPA Ryan Brown at 9:35 a.m. for up to 20 minutes to discuss potential litigation. Also present were David Sparks, Loretta Smith Kelty, Adam Fyall, and Cami McKenzie. The Board came out at 9:50 a.m. Mr. Brown said the Board discussed potential litigation and took no action.

Vouchers

Check Date: 05/05/2016

Payroll Checks

Warrant #: 239575-239644

Direct Deposit #: 113649-114251

Total all funds: \$2,161,076.36

Payroll Deductions Transfers

Taxes #: 10116051-101160514

Total all funds: \$1,879,881.79

Payroll Deductions Warrants

Warrant #: 139006-139016

Total all funds: \$373,833.05

Check Date: 05/06/2016

Transfers #: 5061601-5061605

Total all funds: \$47,803.86

Warrant #: 138947-139005

Total all funds: \$114,935.54

Total amounts approved by fund can be reviewed in the Benton County Auditor's Office.

Resolutions

- 2016-381: Appointment of D Miles to Area 1 of Noxious Weed Control Board
- 2016-382: Appointment of M Crowder to Area 5 of Noxious Weed Control Board
- 2016-383: Line Item Transfer, Fund No. 0110-102, Dept. 000
- 2016-384: Agreement w/Local 874, American Federation of State, County and Municipal Employees, Representing Courthouse Employees
- 2016-385: Extension of Interlocal Agreement w/City of W Richland for Roadway Improvements to S. 38th Ave. & Mt. Adams View Drive
- 2016-386: Approval of Construction Plans for Prosser to Grandview Pedestrian & Bicycle Pathway Improvement Project
- 2016-387: Contract w/Contractors Equipment Maintenance Co., Inc. for Tyrell Road Project
- 2016-388: Agreement w/WA State Patrol for Live-Scan for Automated Biometric Identification System
- 2016-389: Purchase Agreement w/Crown Paper & Janitorial Supply Company for Janitorial Supplies
- 2016-390: Soliciting Request for Proposals for the Benton County Justice Center Security System Retrofit

There being no further business before the Board, the meeting adjourned at approximately 9:50 a.m.

Clerk of the Board

Chairman