

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
Tuesday, September 20, 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; Treasurer Duane Davidson; Tammy McKeirnan and Kyle Sullivan, Human Services; Larry Hueter, Project Manager; Public Services Administrator Fred Bowen; Victor Reeve, Noxious Weed.

Approval of Minutes

The Minutes of September 13, 2016 were approved.

Consent Agenda

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

Coroner

- a. Line Item Transfer, Fund No. 0000-101, Dept. 109

Facilities

- b. Payment Authorization to ABC Fire Control, Inc. for Inspection Services
- c. Notice of Lowest Bidder for WSU Tenant Improvement Project to Booth & Sons Construction
- d. Contract w/Kone, Inc. for Elevator Maintenance
- e. Line Item Transfer, Fund No. 0305-101, Dept. 000

Human Services

- f. Contract Termination w/ABM Janitorial Services for Crisis Response
- g. Contract Termination w/Netsmart Technologies
- h. Copier Contract w/Pacific Office Automation Inc.
- i. Agreement w/Community Action Committee for Ten-Year Homeless Housing Plan

Information Technologies

- j. Line Item Transfer, Fund No. 0502-101, Dept. 000

Juvenile

- k. Truancy Contract w/Finley School District
- l. Truancy Contract w/Prosser School District
- m. Line Item Transfer, Fund No. 0115-101, Dept. 173

Prosecuting Attorney

- n. Grievance Arbitration Settlement Agreement and Release
- o. Agreement w/CI Information Management for Document Imaging Services
- p. Line Item Transfer, Fund No. 0000-101, Dept. 117

Public Works

- q. Purchase of Radio Equipment from dbSpectra
- r. Transfer of Permits for the Matheson Pit
- s. Purchase of Radio Equipment from Telewave, Inc.
- t. On-Site Cummins Engine & Control Systems Training w/ Cummins Northwest
- u. Payment to Valley Marine for Sheriff Department's Boat Engine Computer Repair
- v. Contract to D & D Tri-Rivers Excavating, Inc for Hanks Road Drainage Project
- w. Line Item Transfer, Fund No. 0101-101, Dept. 500

Sheriff

- x. Line Item Transfer, Fund No. 0000-101, Dept. 121
- y. Line Item Transfer, Fund. No. 0000-101, Dept. 125
- z. Contract w/Jiffy Car Wash, Inc. for Washing & Cleaning Vehicles
- aa. Contract w/Signs & Wonders, Inc. for Custom Vehicle Decals & Signs
- bb. Amended Contract #1 w/Chong Bak Dry Cleaning & Laundry Services
- cc. Contract w/Psychological Consultants, Inc. for Psychological Evaluations
- dd. Contract w/Watch System LLC for Management of Location of Sex Offenders

Workforce Development Council

- ee. Contract w/Career Path Services for Adult Services
- ff. Contract w/Career Path Services for Youth Services
- gg. Contract w/Career Path Services for Dislocated Worker Services for 2015/2016
- hh. Contract w/Career Path Services for Dislocated Worker Services for 2016

Presentation by Integrus Architecture on Mental Health Jail Addition

Bob Estlund, Integrus Architecture gave a Powerpoint presentation showing the drawings for the mental health addition at the Benton County Jail. It included:

- 25 mental health beds attached to existing intake at jail
- 3 separate pods with direct supervision; main focus was suicide watch and safety of prisoners
- Office staff space and training area and multipurpose area
- Peer review from Snohomish County; he said he was impressed with both Benton County and Snohomish County and how they currently handled mental health patients
- He said they tried to do what they could to improve the environment for these patients

He indicated they were 99% complete and waiting for final comments. A constructability review was going to be completed and the schedule was 16 months for construction.

Commissioner Delvin wondered if building this would create more expectation from the public. Mr. Sullivan commented there could be increased expectations, but when you were dealing with this population, you could do everything right and something bad could still happen. However, if you have checks and balances in place and you have done the best you can, there was benefit in that.

Mr. Estlund said he learned a lot during the peer review and that Benton County was already doing a good job in dealing with this issue. Larry Hueter, Project Manager stated that during the peer review Snohomish County brought a mental health professional with them and he stated that in the last two years they had not had a death in their jail; before incorporating the mental health wing they had at least 1 per year.

Commissioner Delvin said he didn't want this to be an expedited route for police to drop off people and he wanted the hospitals to work on this and also incorporate booking restrictions. He said it was not the responsibility of Benton County to take the lead, but the community as a whole needed to step up and take responsibility with what to do with the mental health population.

Switzler Reservoir Presentation

Adam Fyall introduced Tom Tebb and Melissa Downs, Dept. of Ecology/Office of Columbia River, Klickitat County Commissioner Jim Sizemore, Dave McClure, Klickitat County Natural Resources Director, and Tim Flynn and Dan Howler from Aspect Consulting.

Mr. Fyall stated that Benton County and Klickitat County had been partners on the WRIA 31 planning, the next step was the SEPA stage and the partnership was looking to move into that next phase. The County was not being asked to contribute money for the next phase, but a commitment of staff time. He said the work fell within his position's existing scope but new and additional time would be needed by the Planning Department to facilitate the process.

Tom Tebb stated the mission of the Office of Columbia River was pursue more supply and they had done a good job but not a great job. He indicated this project had great potential with long term benefits to both Benton and Klickitat Counties. Commissioner Sizemore said that Klickitat County was committed to being a partner on this project.

Tim Flynn and Dan Howler, Aspect Consulting, gave a Powerpoint presentation and discussed the following:

- Switzler Reservoir Project was the preferred first component – storage alternative
- Project overview
- Water storage concept, mitigation for new water rights, pump from Columbia River when water was available, pump into surface reservoirs, divert Columbia River water
- Results of appraisal study fatal flaw
- Stakeholder outreach – survey
- Preliminary economic evaluation – cost/benefit

- Next Step - Environmental review – SEPA Scoping (Office of Columbia River has funding available to complete EIS)
- Ecology and County Roles – how to develop a financial plan

Commissioner Delvin asked Mr. Shuttleworth if this requirement for staff time fit within their schedule and Mr. Shuttleworth said yes, at this time they could commit to assisting.

The Board agreed to move forward. Mr. Fyall said a contract was currently being worked and was on its way.

Yakima Basin Integrated Plan

Adam Fyall said this was a workshop to discuss how the YBIP affected the Lower Yakima Basin and more specifically the Bateman Island causeway breach proposal.

Tom Tebb, Dept. of Ecology said the Plan was to provide 70% water during drought years and other benefits during non-drought years.

Seth Defoe, Kennewick Irrigation District, gave the Powerpoint presentation and discussed the following:

- Basin Overview
- Water Resource Challenges
- Native Fisheries Challenges
- The Yakima Plan, 30 year strategy
- Seven Key Elements – Projects and Cooperation
- Funding and support for YBIP Legislation
- Bateman Island Causeway Project
 - Develop design alternatives that improve migratory conditions for salmon
 - Implement Causeway Project

There was a statement that the City of Richland was concerned with recreational access to the island and that it wanted to maintain access to the island and marina.

Mike Livingston, Dept. of Fish & Wildlife, said the improvement for fisheries was identified and they have had significant input from stakeholders. He stated the next step for options was to identify components and values for the community and constituents and they were looking for public engagement to make improvements for all users.

The Board recessed, reconvening at 10:20 a.m.

Noxious Weed Board Budget Discussion

Victor Reeve gave the Board an update and said they continued to work under the assessment as it was implemented in 1996. He talked about their challenges as a state regulated board and the requirement to eradicate certain Class A weeds in Benton County. He said their philosophy was

to deal with people that actually had a problem. He talked about their new website and that he had only one field rep to deal with the entire county and he wanted to add another employee; he mostly had to stay in the office and deal with administrative duties. He said he wanted to have a public hearing regarding assessments to get some general input from the public and then come back with recommendations to the Board.

Dan Downs, Weed Board member, said the Weed Board was 100% opposite of what they were and it was now functioning as it should be. He said they had two reps with Vic in the office and Conrad as a field rep with a lot of ground to cover and felt they really needed another field rep to cover the entire county. He said the Board wanted to educate the public and it was their responsibility to identify, notify and work with landowners to eradicate weeds and as a last resort come in and spray and file for reimbursement from the landowner. He said they were interested in what the public had to say.

Assignment of Lease Agreement to Our Lady of Lourdes

Kyle Sullivan requested the Board approve the assignment of the lease agreement for Crisis Response building to Lourdes Counseling Center. He said if they were to cancel the lease they would have to pay until April and would owe about \$40,000 for improvements. With the assignment to Lourdes the terms and conditions would remain the same and they would leave the furniture and pay for the leasehold improvements.

The Board agreed with moving forward. Mr. Sullivan said he would prepare it for the consent agenda the following week.

2017 One Year Road Program

Matt Rasmussen presented for the Board's review the 2017 One-Year Road Program including expenditures of maintenance, administration, capital projects and equipment purchases and a summary of non-road related expenditures from the ER&R fund. He said final adoption of the program would occur immediately prior to adoption of the County's biennial budget and if the Board had any comments or concerns to let him know.

Partnerships - Discussion

Commissioner Beaver expressed his concern about requests from entities for partnerships that were not budgeted for by the County. He said this situation came up quite often and he wanted it known that once the budget was passed they didn't have a bucket of money available; he said he wanted to make sure they were doing this correctly.

Commissioner Delvin said he understood his point, and the County was involved in a lot of partnerships, i.e. the Yakima Basin Integrated Plan economic study. He said if they wanted these projects done, they needed to do these studies to make sure they were good investments for the state. However, these partnerships were talked about and the Board needed to keep the other members informed.

Mr. Sparks indicated the challenge was making sure the County was getting something in return for these transactions to make them legal. Specifically, a request from the City of Kennewick could be changed where they could move their money and be more creative with their request.

Unscheduled Visitors

Derek Shook thanked the Commissioners for discussing the medical marijuana issue with him and that he was pleased they were looking at it and moving forward.

Commissioner Delvin said he would meet with the Liquor Control Board and Mike Shuttleworth so he could understand the whole process.

Janice Fulk, Benton County Aging & Long Term Care Advisory Member, said she wanted to know what they could do to bring Benton County onto the new Council of Governments Board so that Benton County had representation.

Other Business

Union Negotiations

Commissioner Delvin commented about Lincoln County opening up union negotiations to the public and said that maybe Benton County should do that although he didn't know how it might affect negotiations. Mr. Sparks said it would not bother him since the County did not ask for a lot of contract changes, and it would be enlightening for the public to see what the unions were asking for. However, if the Board was serious he wanted to ask DPA Steve Hallstrom about his opinion on the matter.

Commissioner Beaver commented that showing the public that part of what happened at the County might be a good idea.

Economic Analysis – Yakima Basin Water

Commissioner Delvin said they selected a person to hire to complete the economic analysis and he would be bringing the contract to the Board for its review and approval. Mr. Brown said they would need to review the contract and determine how this could legally be done.

Aging & Long Term Care

Commissioner Delvin stated the new Council of Government for Aging & Long Term Care passed their state audit. Additionally, he attended one meeting so he asked if the Board wanted to join and if it did, someone would need to commit to sitting on that Board; he said he would commit to doing it for a few years.

Chairman Small said the dynamics of the Board had changed and he didn't have any issues with it since the liability and claims issues were addressed and it seemed to be a good operation.

Commissioner Beaver said it was his opinion that Yakima County was trying to push its financial commitments away from their county and he did not feel this change had anything to do with long term care but a shifting of costs. He did not see the extra benefit for Benton County because Benton County was still receiving the benefits even though they were not on the council of governments.

The Board agreed to watch it for 12 months to see what happened and review it again at that time.

Flip Flop Friday

The Board commented on the successful Justice Center Flip Flop Friday and suggested the Commissioners invite other elected officials to participate with cooking, serving, etc. next year and relieve staff from that responsibility.

Vouchers

Check Date: 09/09/2016
Procurement Cards #: 0916
Total all funds: \$252,858.49

Check Date: 09/12/2016
Warrant #: 239971
Total all funds: \$1,936.52

Check Date: 09/15/2016

Payroll Draw Checks
Warrant #: 239972-239976
Direct Deposit #: 117584-117766
Total all funds: \$111,162.56

Payroll Deductions Transfers
Taxes #: 101160915
Total all funds: \$36,528.36

Check Date: 09/16/2016

Warrant #: 145252-145490
Total all funds: \$6,182.60

Transfers #: 09161601-09161611
Total all funds: \$230,987.59

Warrant #: 145491-145641
Total all funds: \$1,257,707.99

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

Resolutions

- 2016-701: Line Item Transfer, Fund No. 0000-101, Dept. 109
- 2016-702: Payment Authorization to ABC Fire Control, Inc. for Inspection Services
- 2016-703: Notice of Lowest Bidder for WSU Tenant Improvement Project to Booth & Sons Construction
- 2016-704: Contract w/Kone, Inc. for Elevator Maintenance
- 2016-705: Line Item Transfer, Fund No. 0305-101, Dept. 000
- 2016-706: Contract Termination w/ABM Janitorial Services for Crisis Response
- 2016-707: Contract Termination w/Netsmart Technologies
- 2016-708: Copier Contract w/Pacific Office Automation Inc.
- 2016-709: Agreement w/Community Action Committee for Ten-Year Homeless Housing Plan
- 2016-710: Line Item Transfer, Fund No. 0502-101, Dept. 000
- 2016-711: Truancy Contract w/Finley School District
- 2016-712: Truancy Contract w/Prosser School District
- 2016-713: Line Item Transfer, Fund No. 0115-101, Dept. 173
- 2016-714: Grievance Arbitration Settlement Agreement and Release
- 2016-715: Agreement w/CI Information Management for Document Imaging Services
- 2016-716: Line Item Transfer, Fund No. 0000-101, Dept. 117
- 2016-717: Purchase of Radio Equipment from dbSpectra
- 2016-718: Transfer of Permits for the Matheson Pit
- 2016-719: Purchase of Radio Equipment from Telewave, Inc.
- 2016-720: On-Site Cummins Engine & Control Systems Training w/ Cummins Northwest
- 2016-721: Payment to Valley Marine for Sheriff Department's Boat Engine Computer Repair
- 2016-722: Contract to D & D Tri-Rivers Excavating, Inc for Hanks Road Drainage Project
- 2016-723: Line Item Transfer, Fund No. 0101-101, Dept. 500
- 2016-724: Line Item Transfer, Fund No. 0000-101, Dept. 121
- 2016-725: Line Item Transfer, Fund. No. 0000-101, Dept. 125
- 2016-726: Contract w/Jiffy Car Wash, Inc. for Washing & Cleaning Vehicles
- 2016-727: Contract w/Signs & Wonders, Inc. for Custom Vehicle Decals & Signs
- 2016-728: Amended Contract #1 w/Chong Bak Dry Cleaning & Laundry Services
- 2016-729: Contract w/Psychological Consultants, Inc. for Psychological Evaluations
- 2016-730: Contract w/Watch System LLC for Management of Location of Sex Offenders
- 2016-731: Contract w/Career Path Services for Adult Services
- 2016-732: Contract w/Career Path Services for Youth Services
- 2016-733: Contract w/Career Path Services for Dislocated Worker Services for 2015/2016
- 2016-734: Contract w/Career Path Services for Dislocated Worker Services for 2016

There being no further business before the Board, the meeting adjourned at approximately 11:10 a.m.

Clerk of the Board

Chairman