

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
Tuesday, December 15, 2015, 9:00 a.m.
Commissioners' Conference Room
Benton County Courthouse, Prosser, WA

Present: Chairman Jerome Delvin
Commissioner Shon Small
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; Planning Manager Mike Shuttleworth; DPA Ryan Brown; Auditor Brenda Chilton; Clerk Josie Delvin; District Court Administrator Jacki Lahtinen; GIS Manager Mary Phillips; Treasurer Duane Davidson; Assessor Bill Spencer; Erhiza Rivera, Treasurer's Office; Taylor Ranger, Auditor's Office; Robert Blain, Road Dept.; District Court Judges Katy Butler and Terry Tanner.

Approval of Minutes

The Minutes of December 8, 2015 were approved.

Review Agenda

Item "n" was pulled from the consent agenda.

Consent Agenda

MOTION: Commissioner Small moved to approve the consent agenda items "a" through "w" pulling "n" (WA State Dept. of Ecology Agreement). Commissioner Beaver seconded and upon vote, the Board approved the following:

Commissioners

- a. Line Item Transfer, Fund No. 0000-101, Dept. 107
- b. Line Item Transfer, Fund No. 0000-101, Dept. 115
- c. Line Item Transfer, Fund No. 0305-101, Dept. 000
- d. Authorization to Transfer from the Justice Center Bond, Fund No. 0299-101, Dept. 000
- e. Bi-County Non-Bargaining Contribution for Insurance Benefits to Human Services, Juvenile Justice and Superior Court
- f. Reappointment of C Gray to Benton County Mosquito Control Board

District Court

- g. Line Item Transfer, Fund No. 0000101, Dept. 111
- h. Contract w/A Uvalle for Interpreter Services
- i. Contract w/M Rudeen for Interpreter Services
- j. Purchase of Law Books from Thomson Reuters – West
- k. Agreement w/State of WA Administrative Office of the Courts for Interpreter Expenses

Human Services

- l. Amended Grant w/WA State Department of Commerce for Consolidated Homeless Grant

Juvenile

- m. Contract w/Lutheran Community Services for Mental Health Assessments

Public Works

- o. Agreement w/Yakima County for Bridge Inspection Services
- p. Purchase of Diesel Exhaust Fluid System From Coeur D'Alene Service Station Equipment
- q. Addendum Agreement w/Guardian Security Systems Service for Alarm System
- r. Purchase of Four Ford Escapes from Columbia Ford
- s. Contract Extension w/Stantec Architecture, Inc for Maintenance Facility

Sheriff

- t. Memorandum of Understanding w/US Marshal – Eastern District of WA for Law Enforcement Operations
- u. Surplus of Personal Property

Superior Court

- v. Agreement w/State of WA Administrative Office of the Courts

Treasurer

- w. Contract Extension w/Bid4Assets, Inc for Online Foreclosure Property Sale

Council of Governments - Discussion

Grant Baynes, Executive Director for Senior Life Resources, provided some information to the Board regarding the Council of Governments for the Area Agency on Aging organization. He said there was a lot of collaborative work out there and he felt that Benton County should be involved with the advisory council to set policies and have a voting voice for the constituency. He was specifically concerned about the utilization of fund balance for specific needs. He said it was important and there was too much at stake for Benton County not to be involved.

Chairman Delvin said the group had been operating for one year now and he asked about the formation of a non-profit but Mr. Baynes said that had not been done.

Commissioner Small said the issue was reviewed by the PA and a non-profit was recommended. He said Lori Brown had indicated they would be going forward with that but it had not been done yet. He did say the group had increased its liability insurance to \$20 million so he didn't know if that would take care of some of the concerns and asked if the PA could research that.

Commissioner Beaver asked about the employees and Mr. Bayne said they were employed by the COG. Mr. Brown interjected and said the COG was not a legal entity so they were not employees of the COG.

Chairman Delvin asked if Commissioner Small was willing to go to one of the meetings to talk about the structure of the entity. Commissioner Small said he wanted to look at the insurance policy and then start the dialogue but was disappointed Lori Brown said they were moving toward a non-profit; he said he would talk to Lori Brown and Commissioner Kevin Bouchey.

Board Assignments - 2016

The Board discussed assignments for 2016, including appointing Commissioner Small as Chairman, Commissioner Beaver as Chairman Pro Tem and changes to Ben Franklin Transit Board, Hanford Advisory Board, Hanford Communities, and Yakima Fish & Wildlife.

MOTION: Commissioner Beaver moved to approve the Organization of Benton County Commissioners for the Year 2016 as presented. Commissioner Small seconded and upon vote, the motion carried.

Other Business

Agreement with Wyndham Publications

Chairman Delvin presented the agreement with changes and recommended the Board approve it.

MOTION: Commissioner Beaver moved to approve the agreement with Wyndham Publications. Chairman Delvin seconded and upon vote, the motion carried with Commissioner Small opposing.

The Board recessed, reconvening at 1:30 p.m.

District Court Judicial Interviews

Chairman Delvin said they received clarification from the Secretary of State and their own legal advisor that the applicants would have to run for office next year if they were appointed. Additionally, he asked each of the applicants to step out of the room until it was time for their interview.

The Board interviewed applicants Jennifer Azure, Jim Bell, Julie Long and Stephen Osborne. After review and consideration, Chairman Delvin said they would go into an executive session to discuss the applicant for public employment and would leave the room.

The Board left the room at 2:10 p.m. and reconvened the meeting at 2:29 p.m.

MOTION: Commissioner Beaver moved to appoint Stephen Osborne to the Nonpartisan Elective Office Vacancy of Benton County District Court Judge. Commissioner Small seconded.

Discussion

Commissioner Small said that all four applicants were very well qualified and the panel did an outstanding job of selecting the finalists.

Commissioner Beaver said he agreed and thanked everyone for coming and said it was apparent they were surrounded by outstanding citizens in the community.

Chairman Delvin said it was a difficult decision as all four applicants were well qualified and he appreciated their willingness to step up since there would be an election process.

Upon vote, the motion carried unanimously.

Chairman Delvin said the earliest start date would be January 1, 2016 and that David Sparks and Loretta Smith Kelty would review the issue and report back to the Board and make a recommendation on a start date.

Vouchers

Check Date: 12/15/2015

Payroll Draw Checks
Warrant #: 239246-239251
Direct Deposit #: 110084-110266
Total all funds: \$101,387.05

Payroll Draw Deductions/Transfers
Taxes #: 101151215
Total all funds: \$32,855.20

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

Resolutions

- 2015-881: Line Item Transfer, Fund No. 0000-101, Dept. 107
- 2015-882: Line Item Transfer, Fund No. 0000-101, Dept. 115
- 2015-883: Line Item Transfer, Fund No. 0305-101, Dept. 000
- 2015-884: De-Committing Funds and Authorization to Transfer from the Justice Center Bond, Fund No. 0299-101, Dept. 000
- 2015-885: Bi-County Non-Bargaining Contribution for Insurance Benefits to Human Services, Juvenile Justice and Superior Court
- 2015-886: Reappointment of C Gray to Benton County Mosquito Control Board
- 2015-887: Line Item Transfer, Fund No. 0000101, Dept. 111
- 2015-888: Contract w/A Uvalle for Interpreter Services
- 2015-889: Contract w/M Rudeen for Interpreter Services
- 2015-890: Purchase of Law Books from Thomson Reuters – West
- 2015-891: Agreement w/State of WA Administrative Office of the Courts for Interpreter Expenses
- 2015-892: Amended Grant w/WA State Department of Commerce for Consolidated Homeless Grant

- 2015-893: Contract w/Lutheran Community Services for Mental Health Assessments
- 2015-894: Agreement w/Yakima County for Bridge Inspection Services
- 2015-895: Purchase of Diesel Exhaust Fluid System From Coeur D'Alene Service Station Equipment
- 2015-896: Addendum Agreement w/Guardian Security Systems Service for Alarm System
- 2015-897: Purchase of Four Ford Escapes from Columbia Ford
- 2015-898: Contract Extension w/Stantec Architecture, Inc for Maintenance Facility
- 2015-899: Memorandum of Understanding w/US Marshal – Eastern District of WA for Law Enforcement Operations
- 2015-900: Surplus of Personal Property
- 2015-901: Agreement w/State of WA Administrative Office of the Courts
- 2015-902: Contract Extension w/Bid4Assets, Inc for Online Foreclosure Property Sale
- 2015-903: Organization of Benton County Commissioners for 2016
- 2015-904: Agreement and Payment to Wyndham Publications, Inc.

There being no further business before the Board, the meeting adjourned at approximately 2:35 p.m.

Clerk of the Board

Chairman