

## MINUTES

### BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting  
June 13, 2011, 8:30 a.m.  
Commissioners' Conference Room  
Benton County Courthouse, Prosser, WA

**Present:** Chairman Leo Bowman  
Commissioner James Beaver  
Commissioner Shon Small  
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 Keltly; Adam Fyall, Community Development Coordinator; Finance Manager Keith Mercer; Personnel Manager Melina Wenner; Public Works Manager Steve Becken; Planning Manager Mike Shuttleworth; Human Services Manager Ed Thornbrugh; County Engineer Malcolm Bowie; Erhiza Rivera, Treasurer's Office; DPA Ryan Brown; Safety Coordinator Bryan Perry; Marianne Ophardt, WSU; DPA Reid Hay; Nick Kooiker, Treasurer's Office; Clark Posey, Planning; Larry Moser and Bryan Thorp, Public Works.

#### Workshop Agenda

Chairman Bowman discussed a letter from Yakima County Commissioner regarding an assignment to the Groundwater Management Area and asked Commissioner Beaver if he wanted to be point on that Board. Commissioner Beaver agreed and the Board agreed the resolution appointing Commissioners could be changed at another time.

Commissioner Small discussed making a correction in the travel policy to allow meal reimbursements allowed by grants (specifically requested by Sharon Paradis). Commissioner Beaver said he believed the policy could be changed to allow for grant activities that were specifically reimbursed. Chairman Bowman also agreed and said the policy should include language about grant funded or private funded reimbursements. He recommended the County Administrator and PA review the "draft resolution" and to include retro language.

#### Letter to WA State Liquor Control

Mike Shuttleworth explained why the Planning Department recommended denying a liquor license to this entity. He said the ordinance regulation in regular ag zone required that the crop be grown on site in order to sell on it site, however, the land was vacant at this time. Mr. Shuttleworth said they could come back in September to reapply once the new ordinance was adopted and the Board instructed Mr. Shuttleworth to contact the applicants to let them know that information.

Adam Fyall briefly reported on his ECA trip to New Mexico and said he would provide a more detailed written report later in the week.

The Board briefly recessed, reconvening at 9:00 a.m. for the regular session.

### **Approval of Minutes**

The Minutes of June 6, 2011 were approved.

### **Consent Agenda**

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

#### **Assessor**

- a. Personal Service Contract w/Automatic Funds Transfer Services, Inc.

#### **Clerk**

- b. Agreement Amendment w/Courthouse Technologies, Ltd.

#### **Commissioners**

- c. Letter to WA State Liquor Control

#### **Facilities**

- d. Notice of Completion – Benton County Animal Control
- e. Contract w/Fire Control Sprinkler Systems Co., Inc.
- f. Line Item Transfer, Fund No. 0000-101, Dept. 110
- g. Contract Amendment w/Apollo Sheet Metal, Inc. for Waterline Replacement
- h. Contract Amendment w/ABM Janitorial Services

#### **Fairgrounds**

- i. Lease Agreement w/CPM Development Corporation

#### **Human Services**

- j. Mental Health Block Grant Agreement w/Greater Columbia Behavioral Health
- k. Contract Renewal w/US Dept of Housing & Urban Development for Shelter Plus Care Grant

#### **Juvenile**

- l. Detention Alternatives Initiative Grant Application w/DSHS Office of Juvenile Justice

#### **Personnel**

- m. Line Item Transfer, Fund No. 0504-101, Dept. 000

#### **Public Works**

- n. Authorization to Purchase Portable Testing Lab from Williams Scotsman, Inc.
- o. Authorization for Public Hearing for Franchise Application of Southgate Water Company

#### **Sheriff**

- p. Agreement w/Proforce Marketing, Inc. for Taser Purchases

#### **Sustainable Development**

- q. Economic Development Services Agreement w/City of Benton City

### **Treasurer**

- r. Deadline Extension on Commencing Assessment Foreclosure Proceedings
- s. Agreement w/Davidson Fixed Income Management, Inc. to Provide Advisory Services

### **Certificate of Good Practice**

Chairman Bowman presented a Certificate of Good Practice to the Public Works Department signed by the County Road Administration Board.

The Board briefly recessed, reconvening at 9:05 a.m.

### **Benton-Franklin WSU – Commercial Vegetable Production Update**

Marianne Ophardt and Tim Waters briefly updated the Board on commercial vegetable production. Mr. Waters said it was coldest spring temperature in a long time and would translate into a lower yield, delayed harvest and disease potential. He also discussed some alternative crop trial projects (sweet potatoes and onions) and they would have data available for growers.

### **Zoning Text Amendment Request**

Clark Posey said they received a request from the Tri-Cities Metallic Silhouette Association requesting a zone text amendment on lands located in the GMA Agricultural District to include the addition of a firing/shooting range as an allowed use. Mr. Posey said that even though they would like to help them, this was considered a non-ag related use and this area was designed for prime ag related use and there were other areas in the county where they could go.

Commissioner Small asked about the firing ranges already present for law enforcement. Mr. Shuttleworth said those existed prior to changes made in the code.

### **TRIDEC Update**

Carl Adrian and Kayla Pratt updated the Board on TRIDEC activities, including business recruitment (food processing and corporate real estate groups); solar show; land transfers (DOE); and participation in the Allegiant Air Conference. Additionally, Mr. Adrian said that Kayla was the designated as the first “outside” person to sit on the Tri-City Editorial Board on a trial basis.

Chairman Bowman asked about impacts to the Hanford area with the federal budget. Mr. Adrian said there would be forced reduction at the end of September, but overall this was a good year and they were looking at emphasizing stable funding.

### **Executive Session – Potential Litigation**

The Board went into executive session with DPA Reid Hay to discuss potential litigation at 9:43 a.m. for approximately 20 minutes. Also present were David Sparks, Cami McKenzie, Ryan Brown, Loretta Smith Kelty, Melina Wenner, Steve Becken, Bryan Thorp, Malcolm Bowie, and

Larry Moser. The Board came out of executive session at 10:04 a.m. Mr. Hay stated the Board took no action.

The Board briefly recessed, reconvening at 10:08 a.m.

**Port of Benton - Walter Clore Center Financial Request**

Scott Keller, Port of Benton, along with Deb Heintz and Marv Kinney updated the Board on the progress of the Walter Clore Wine & Culinary Center. Mr. Keller said the project had been ongoing since 2002 and they have asked the county to participate but nothing had happened with the project, until now.

He said the previous commitment of Benton County was \$100,000 match funds and that was included in the EDA grant proposal with an award of \$2 million.

The Board agreed it would discuss the funding request at its July 13 budget/financial meeting and Mr. Sparks said he would need to review funding availability and work with Ryan Brown to find funding options. He said there had not previously been any funding identified. He also asked for a list of how the money would be used and Ms. Heintz said she would provide that.

**Vouchers**

Check Date: 06/03/2011  
Warrant #: 232411-232512  
Direct Deposit #: 64377-64977  
Total all funds: \$2,080,279.63

Check Date: 06/03/2011  
Warrant #: 35659-35682  
Taxes #: 10111061-10111063  
Total all funds: \$1,822,892.29

Check Date: 06/10/2011  
Warrant #: 35808-36005  
Total all funds: \$504,164.11

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

**Resolutions**

- 11.360 Personal Service Contract w/Automatic Funds Transfer Services, Inc.
- 11.361 Agreement Amendment w/Courthouse Technologies, Ltd.
- 11.362 Notice of Completion – Benton County Animal Control
- 11.363 Contract w/Fire Control Sprinkler Systems Co., Inc.
- 11.364 Line Item Transfer, Fund No. 0000-101, Dept. 110
- 11.365 Contract Amendment w/Apollo Sheet Metal, Inc. for Waterline Replacement

- 11.366 Contract Amendment w/ABM Janitorial Services
- 11.367 Lease Agreement w/CPM Development Corporation
- 11.368 Mental Health Block Grant Agreement w/Greater Columbia Behavioral Health
- 11.369 Contract Renewal w/US Dept of Housing & Urban Development for Shelter Plus Care Grant
- 11.370 Detention Alternatives Initiative Grant Application w/DSHS Office of Juvenile Justice
- 11.371 Line Item Transfer, Fund No. 0504-101, Dept. 000
- 11.372 Authorization to Purchase Portable Testing Lab from Williams Scotsman, Inc.
- 11.373 Authorization for Public Hearing for Franchise Application of Southgate Water Company
- 11.374 Agreement w/Proforce Marketing, Inc. for Taser Purchases
- 11.375 Economic Development Services Agreement w/City of Benton City
- 11.376 Deadline Extension on Commencing Assessment Foreclosure Proceedings
- 11.377 Agreement w/Davidson Fixed Income Management, Inc. to Provide Advisory Services

There being no further business before the Board, the meeting adjourned at approximately 10:16 a.m.

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Clerk of the Board

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Chairman