

## MINUTES

### BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting  
June 14, 2010, 8:30 a.m.  
Commissioners' Conference Room  
Benton County Courthouse, Prosser, WA

**Present:** Chairman James Beaver  
Commissioner Leo Bowman  
Commissioner Max E. Benitz, Jr.  
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; Facilities Manager Roy Rogers; Human Services Administrator Ed Thornbrugh; Erhiza Rivera, Deputy Treasurer; DPA Ryan Brown; Planning Manager Mike Shuttleworth; Treasurer Duane Davidson; DPA Sarah Perry; Steve Becken, Public Works; Susan Walker, Planning.

#### Workshop Agenda

##### Spokane Request

Commissioner Bowman said that Spokane wanted Benton County and others to support the campaign of NSC (road from Canada to Mexico – major national trade route). He said he personally was opposed (and would not be able to attend the meeting), but wanted to know the Board's position. Both Commissioner Benitz and Chairman Beaver said they were not in favor of supporting the project.

##### Item "h" – Surplus of Cell Phones

Commissioner Bowman said he wanted to review whether the Board could donate the surplus cell phones to agencies (i.e. domestic violence services, etc.). The Board agreed with donating the phones.

##### Department of Agriculture Visit

Commissioner Benitz said he received a call from Dan Newhouse at Department of Agriculture and they toured Benton County to see damage to the hay, cherry, and asparagus crops. He said he would be talking to the Governor about a declaration of disaster in Benton County and expected that declaration to be made. If not, he would be making a presentation to Benton County about the impacts of the loss of crops.

## Peer Exchange – Energy Communities Alliance

Adam Fyall and Chairman Beaver reported on their attendance at the Peer Exchange in Las Vegas. Additionally, Mr. Fyall provided a written report of the conference and a copy of ECA's work plan.

The Board briefly recessed, reconvening at 9:00 a.m.

## **Approval of Minutes**

The Minutes of May 24, 2010 were approved.

The Minutes of June 7, 2010 were approved as corrected.

The Special Bi-County Minutes of June 7, 2010 were approved.

## **Consent Agenda**

**MOTION:** Commissioner Benitz moved to approve the consent agenda items "a" through "l". Commissioner Bowman seconded and upon vote, the Board approved the following:

### Auditor

- a. Line Item Transfer, Fund No. 0111-101, Dept. 000

### Central Services

- b. Authorization for Payment and Declaring an Emergency for Data Recovery Services

### Commissioners

- c. Setting of Elected Officials' Salaries; Amending Resolution 07-267
- d. Reappointments to the Benton County Public Facilities District Board
- e. Professional Service Contract w/Entrix, Inc to Provide Consulting Services

### Planning

- f. Short Plat Vacation of Short Plat 3001

### Public Works

- g. Public Hearing Authorization for Eaton Park Improvement Club
- h. Surplus of Personal Property – Cell Phones
- i. Surplus of Personal Property – Equipment Parts

### Sheriff

- j. Mailing Equipment Lease Agreements w/Neopost Leasing
- k. Purchase of Public Safety Communication Equipment
- l. Authorization to Sign the COPS Hiring Recovery Program Grant Application

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

## **Executive Session – Pending Litigation**

The Board went into executive session at 9:05 a.m. for approximately 10 minutes with DPA Ryan Brown to discuss pending litigation. Also present were David Sparks, Cami McKenzie, Susan Walker, Mike Shuttleworth, Loretta Smith Kelty, and Melina Wenner. The Board came

out at 9:10 a.m. Mr. Brown stated the Board discussed pending litigation and no action was taken.

**MOTION**: Commissioner Benitz moved to approve the resolution in the matter of settling the appeal of Resolution 09-728 by Petitioners John Brodeur, Futurewise, and Vince Panesko. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

**MOTION**: Commissioner Benitz moved to approve the resolution in the matter of settling the appeal of Resolution 09-727 by Petitioners John Brodeur, Futurewise, and Vince Panesko. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

### **Executive Session – Union Negotiations**

The Board went into executive session with DPA Sarah Perry for approximately 15 minutes to discuss union negotiations. The Board came out at 9:15 a.m. Ms. Perry stated the Board took no action.

The Board recessed until 9:25 a.m.

### **Affordable Housing Interlocal Agreement**

Ed Thornbrugh presented an interlocal agreement regarding administering funds collected as a result of the Affordable Housing for All surcharge. He said once the interlocal was executed, the next step would be to seat a steering committee.

**MOTION**: Commissioner Benitz moved to approve the resolution executing the interlocal agreement between Benton County, City of Benton City, City of Prosser, City of Richland, and the City of West Richland. Commissioner Bowman seconded.

### **Discussion**

Commissioner Bowman asked why the City of Kennewick was not part of the agreement. Mr. Thornbrugh said that Kennewick was invited and encouraged to participate but ultimately decided not to sign the agreement. However, it did not prevent projects in Kennewick from being approved.

Upon vote, the motion carried unanimously.

### **Vouchers**

Check Date: 6/4/2010  
Warrant #: 230514-230644  
Direct Deposit #: 54468-55052  
Total all funds: \$2,045,926.79

Check Date: 6/4/2010  
Payroll Deductions  
Taxes #: 10110061-10110063  
Warrant #: 11492-11528  
Total all funds: \$1,778,673.94

Check Date: 6/11/2/10  
Warrant #: 11672-11930  
Tax Wire Transfer #: 1160610  
Total all funds: \$886,717.38

Check Date: 6/11/2010  
Warrant #: 11931-12230  
Total all funds: \$8,988.12

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

### **Resolutions**

- 10-327: Settling Appeal of Resolution 09-728
- 10.328 Settling Appeal of Resolution 09-727
- 10.329 Line Item Transfer, Fund No. 0111-101, Dept. 000
- 10.330 Authorization for Payment and Declaring an Emergency for Data Recovery Services
- 10.331 Setting of Elected Officials' Salaries; Amending Resolution 07-267
- 10.332 Reappointment of Ernie Kuhn to the Benton County Public Facilities District
- 10.333 Reappointment of Amy Ward to the Benton County Public Facilities District
- 10.334 Reappointment of Troy Berglund to the Benton County Public Facilities District
- 10.335 Professional Service Contract w/Entrix, Inc to Provide Consulting Services
- 10.336 Short Plat Vacation of Short Plat 3001
- 10.337 Public Hearing Authorization for Eaton Park Improvement Club
- 10.338 Surplus of Personal Property – Cell Phone
- 10.339 Surplus of Personal Property – Equipment Parts
- 10.340 Mailing Equipment Lease Agreements w/Neopost Leasing
- 10.341 Purchase of Public Safety Communication Equipment
- 10.342 Authorization to Sign the COPS Hiring Recovery Program Grant Application
- 10.343 Interlocal Agreement – Affordable Housing Surcharge

There being no further business before the Board, the meeting adjourned at approximately 9:35 a.m.

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Clerk of the Board

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Chairman