

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
November 16, 2009, 9:00 a.m.
Commissioners' Conference Room
Benton County Courthouse, Prosser, WA

Present: Chairman Max E. Benitz, Jr. Chairman
Commissioner Leo Bowman
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, Community Development Coordinator; Finance Manager Linda Ivey; Personnel Manager Melina Wenner; Treasurer Duane Davidson; Malcolm Bowie, Steve Becken, and Larry Moser, Public Works; Mike Shuttleworth and Clark Posy, Planning Department; DPA Ryan Brown; Pat Powell, Auditor's Office.

Approval of Minutes

The Budget Workshop Minutes of October 27, 28, 29 and November 5, 2009 were approved.

The Minutes of November 2 and November 4, 2009 were approved.

Consent Agenda

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

Central Services

- a. Renewal of Annual Licensing for Websense Software

Commissioners

- b. Line Item Transfer, Fund No. 0000-101, Dept. 115
- c. Appointment of S LePage to Mid Columbia Library Board

Facilities

- d. Line Item Transfer, Fund No. 0000-101, Dept. 110

Fairgrounds

- e. Authorization to Purchase Folding Tables and Table Carts
- f. Line Item Transfer, Fund No. 0124-101, Dept. 000

Human Services

- g. Agreement, #09/11-SA-LCC-00, w/Lourdes Counseling Center
- h. Agreement, #09/11-SA-FSCCS-00, w/First Step Community Counseling Services

- i. Agreement, #09/11-SA-UCS-00, w/Unity Counseling Services
- j. Agreement, #09/11-SA-KCS-00, w/Knowledge Counseling Services
- k. Agreement, #09/11-SA-AFW-00, w/Advocates for Wellness
- l. Agreement, #09/11-SA-SCC-00, w/Somerset Counseling Center
- m. Travel Expense Reimbursements

Office of Public Defense

- n. Professional Services Agreement w/K Hilde
- o. Amendment to Professional Service Agreement w/J Lilly

Parks

- p. Srvc Agreement Amendment w/Fowler General Construction for Garage & Storage Facility

Planning

- q. Short Plat Vacation, SPV 09-05

Prosecuting Attorney

- r. Settlement Agreement w/Teamsters Local 839

Public Works

- s. Adoption of 2010 Annual Road Program
- t. Authorization of Purchase of Herbicides
- u. Authorization of Purchase of Crack Seal Material
- v. Award of Contract for Crushing and Stockpiling 2009 and 2010
- w. Property Segregation of County Road Improvement Dist. #15, Amending Resolution 09-703

Sheriff

- x. Authorization to Purchase SWAT Body Armor Vests from Cool Guy Gear
- y. Authorization to Purchase Body Armor Vests from Law Enforcement Equipment Distribution

Sustainable Development

- z. Hanford Communities 2010-2014 Interlocal Agreement

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

Public Hearing – Short Plat Vacation 09-06

Mike Shuttleworth stated that Benton County received an application requesting the vacation of the 20-foot easement and notes 9 and 10 from short plat 3194. He said the only issue was locating a 25-foot setback from the existing well house. Mr. Shuttleworth said the Planning Department did not see any problems with the proposed vacation and recommended approval with the condition the applicant record a new easement.

As there was no one present to testify, public testimony was closed.

MOTION: Commissioner Bowman moved to approve the vacation as requested, with the listed conditions. Commissioner Beaver seconded and upon vote, the motion carried.

The Board briefly recessed, reconvening at 9:15 a.m.

Columbia River Crossing Update

Commissioner Beaver said he wanted to readdress the request to increase the \$10,000 commitment for the Columbia River Crossing study to \$12,500. He said that although he didn't like the way the request was brought forward, he felt it would be appropriate to increase the amount to \$12,500 so the study could be completed and the \$125,000 grant received from the State. Commissioner Bowman said he would concur with the request and recommended a letter go out with the Chairman's signature.

MOTION: Commissioner Bowman moved to approve the request to pay \$12,500 for the Columbia River Crossing study. Commissioner Beaver seconded and upon vote, the motion carried.

The Board briefly recessed, reconvening at 9:25 a.m.

Yakima River Basin Water Enhancement Project (YRBWEP)

Adam Fyall reviewed his memo on the project and said it was a comprehensive package for Yakima Basin to manage the water system. He said it was now in Phase 3 and the work group had been meeting on a bi-weekly basis and were moving toward a solution and legislative package that could be presented in 2010 or 2011. Mr. Fyall reviewed the major projects and presented a draft letter to the YRBWEP Work Group.

Chairman Benitz said it was coming down to how the Board wanted to move forward with an integrated package to address the needs and they were looking for direction from the Board.

Commissioner Bowman said he was in support of the letter as presented. He asked if the Bureau of Reclamation's involvement was because we were hoping the feds would get something done that the state had not been able to. Mr. Fyall said the Bureau had jurisdiction over the Yakima River Basin.

Commissioner Beaver said he agreed with the letter and was in favor of getting a program going, without it taking another 30 years.

Chairman Benitz made suggestions to the letter regarding size of infrastructure and water storage needed. The Board agreed to the changes.

Other Business

WSAC Meetings Update

Commissioner Bowman reported on upcoming meetings at the WSAC conference on exempt wells in Washington and a follow up on Columbia River issues. Chairman Benitz said he had stepped down to let a Klickitat County representative alternate on the issue.

Red Mountain Interchange

Commissioner Bowman presented a resolution supporting the development of the Red Mountain Interchange and said it was important for the County to be involved in the project.

MOTION: Commissioner Bowman moved to approve the resolution as presented. Commissioner Beaver seconded.

Discussion

Commissioner Beaver asked for an estimate on the completion of the Kiona railroad crossing project and Steve Becken estimated the first of the year with final billings in June or September 2010. Commissioner Beaver said he supported the resolution, but wanted to wait until June or so to move the money for the sake of timing and delete the language regarding the amount and add language to commit the use of the balance of the funds. Commissioner Bowman seconded the friendly amendment.

Chairman Benitz said the Board needed to prioritize all projects that were happening and wanted to look at dedicated funds. He said he would support the resolution as amended.

Upon vote, it was approved unanimously to amend the resolution as suggested by Commissioner Beaver.

Upon vote, the resolution as amended was approved unanimously.

Veterans Assistance Waiver

Pat Powell presented a veterans assistance waiver for Michael McDonald.

MOTION: Commissioner Bowman moved to approve the waiver request for Michael McDonald as presented. Commissioner Beaver seconded and upon vote, the motion carried.

Claim for Damages

CC 09-24: Received on November 13, 2009 from Marisela Marin

Vouchers

Check Date: 10/30/2009
Warrant #: 936387-936696
Total all funds: \$9,006.09

Check Date: 10/30/2009
Warrant #: 936697-936940
Taxes #: 01011009
Total all funds: \$1,686,720.35

Check Date: 11/05/2009
Warrant #: 225875-226026
Direct Deposit #: 47993-48570
Total all funds: \$2,025,875.01

Check Date: 11/05/2009
Taxes #: 10109111-10109114
Warrant #: 937171-937205
Total all funds: \$1,753,036.81

Check Date: 11/06/2009
Warrant #: 936989-937170
Total all funds: \$663,077.21

Check Date: 11/06/2009
Warrant #: 937206-937630
Total all funds: \$12,047.11

Check Date: 11/13/2009
Warrant #: 937845-938061
Wire Transfer #: 1161109
Total all funds: \$356,219.88

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

Resolutions

- 9.732 Renewal of Annual Licensing for Websense Software
- 9.733 Line Item Transfer, Fund No. 0000-101, Dept. 115
- 9.734 Appointment of S LePage to Mid Columbia Library Board
- 9.735 Line Item Transfer, Fund No. 0000-101, Dept. 110
- 9.736 Line Item Transfer, Fund No. 0124-101, Dept. 000
- 9.737 Authorization to Purchase Folding Tables and Table Carts
- 9.738 Agreement, #09/11-SA-LCC-00, w/Lourdes Counseling Center
- 9.739 Agreement, #09/11-SA-FSCCS-00, w/First Step Community Counseling Services
- 9.740 Agreement, #09/11-SA-UCS-00, w/Unity Counseling Services
- 9.741 Agreement, #09/11-SA-KCS-00, w/Knowledge Counseling Services
- 9.742 Agreement, #09/11-SA-AFW-00, w/Advocates for Wellness
- 9.743 Agreement, #09/11-SA-SCC-00, w/Somerset Counseling Center
- 9.744 Professional Services Agreement w/K Hilde
- 9.745 Amendment to Professional Service Agreement w/J Lilly
- 9.746 Svc Agreement Amendment w/Fowler General Construction for Garage & Storage Facility
- 9.747 Short Plat Vacation, SPV 09-05
- 9.748 Settlement Agreement w/Teamsters Local 839

- 9.749 Adoption of 2010 Annual Road Program
- 9.750 Authorization of Purchase of Herbicides
- 9.751 Authorization of Purchase of Crack Seal Material
- 9.752 Award of Contract for Crushing and Stockpiling 2009 and 2010
- 9.753 Property Segregation of County Road Improvement Dist. #15, Amending Resolution 09-703
- 9.754 Authorization to Purchase SWAT Body Armor Vests from Cool Guy Gear
- 9.755 Authorization to Purchase Body Armor Vests from Law Enforcement Equipment Distribution
- 9.756 Hanford Communities 2010-2014 Interlocal Agreement
- 9.757 Red Mountain Interchange - Transportation Projects Endorsement

There being no further business before the Board, the meeting adjourned at approximately 10:07 a.m.

Clerk of the Board

Chairman