

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
October 25, 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 Kelty; Adam Fyall, Community Development Coordinator; Finance Manager Keith Mercer; Personnel Manager Melina Wenner; Facilities Manager Roy Rogers; Ed Thornbrugh, Human Services; Erhiza Rivera and Nick Kooiker, Treasurer's Office; Auditor Brenda Chilton; DPA Ryan Brown; Steve Becken, Sue Schuetze, Malcolm Bowie, Larry Moser, Norm Childress, and Bryan Thorp, Public Works Department.

Workshop Agenda

WSAC Legislative Steering Committee

Commissioner Bowman briefly reported on the last meeting and provided information to the Board, asking them to forward any thoughts to him. Commissioner Benitz requested a copy be sent to the Planning Dept.

Moderate Risk Waste Center

Commissioner Bowman discussed the letter from the City of Richland regarding the waste center that burned in July and suggested they meet to see what direction the entities wanted to go, since there was not any funding. Chairman Beaver said he would be working with Adam Fyall on the issue.

Request for Personal Information from Commissioners

Ed Thornbrugh said the federal government was reviewing the Washington State Medicaid plan and they had asked the RSN to come up with a system to monitor providers and decision makers. The system would monitor those in charge of how Medicaid money would be spent to make sure anyone who was an excluded provider was not benefiting from Medicaid delivery. Commissioner Benitz said they were requiring the Commissioners to submit names, birthdates,

and social security numbers, as the policymakers of those disbursed funds. Mr. Thornbrugh said he would work with Personnel to get the required information.

Request for New Van – Veterans’ Assistance Fund

Brenda Chilton said her office told the individual making the request that they would review the issue and bring a recommendation to the Board.

Yakima River Enhancement

Commissioner Benitz said that he and Adam attended the last meeting and they were trying to move forward with appropriate steps for implementation of the plan. He said there was discussion of the importance of instream flow below Parker Dam and the number of fish improved. However, the four projects identified would not improve instream flow below Parker Dam. Commissioner Benitz presented two letters (white papers) for approval that identified a plan of action for all possible sites for additional storage.

Commissioner Bowman said he felt the letter with the hydrolic modeling would be more appropriate to submit, however, would tend to support either letter. Chairman Beaver said he was in favor of anything that improved the program and that kept the tribes in the program. He said he was not hung up on the hydrolic modeling, but just wanted to see one letter from the committee that the Board could agree on, without pitting Benton County against another county.

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

Approval of Minutes

The Minutes of October 18, 2010 were approved as corrected.

Consent Agenda

MOTION: Commissioner Benitz moved to approve the consent agenda items “a” through “u”, pulling “e” (Line Item Transfer – Commissioners’ office). Commissioner Bowman seconded and upon vote, the Board approved the following:

Auditor

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

Clerk

- b. Line Item Transfer, Fund No. 0000-101, Dept. 106

Commissioners

- c. Notice of Completion of the Financial Impact Statement for Removal of Benton County Seat
- d. Benton County Mosquito Control Board Reappointment
- f. American Diabetes Proclamation

Facilities

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

Fairgrounds

- h. Notice of Completion for Utility Infrastructure Services by Routh Consulting Engineers, Inc.
- i. Contract w/Godwin Ventures Inc for Leak Detection and Repair Services
- j. Lease Agreement w/Benton-Franklin Marine Corps League, Toys for Tots

Human Services

- k. Amended Contract, #09/11-MHPIHP-LCS-01, w/Lutheran Community Services Northwest
- l. Appreciation of Administrative Board Members

Juvenile

- m. Line Item Transfer, Fund No. 0115-101, Dept. 172
- n. Approval of One Time Payment for Excess Compensation Benefit Charges
- o. Approval of One Time Payment for Electrical Panels and Computer Upgrades

Parks

- p. Contract w/Ray Poland & Sons Inc for Removal of Boat Dock @ Two Rivers Park

Public Works

- q. Interlocal Cooperative Agreement – Keene Road Widening
- r. Authorization for Public Hearing for Right of Way Vacation of Bofer Canyon Road

Superior Court

- s. Line Item Transfer, Fund No. 0000-101, Dept. 123
- t. Transfer of Vehicle Authorization
- u. Amended Fee Schedule for Court Appointed Special Advocate

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

PEDA Quarterly Update

Deb Heintz, PEDA introduced Elisa, the new manager for the Downtown Historic Prosser Association and briefly discussed the fundraiser for the new benches and scarecrow contest.

Marv Kinney and Scott Keller (Port of Benton) also updated the Board on the following:

- Clore Center – new outdoor event center under construction
- EDA - state funding application is on priority listing
- Award from American Planning Association - one day workshop – will receive a report on long-range planning
- Vintners Village Phase 2 - 1.5 million loan from HAEFIC
- Crow Butte –restrooms being remodeled
- Airport remodel is complete

WSU 4-H Update

Marianne Ophardt and Natalie Kinion, WSU Extension 4-H programs for Benton & Franklin Counties updated the Board on the following events:

- All-Club Community Work Day – Cleanup at Fairgrounds (over 200 volunteers)

- Finishers at 4-H State Fair
- Teen Rally – Southern District - for leadership development; next week Benton-Franklin County will host that event
- All Club - TC Union Gospel Mission event in December - goal is to fill a horse trailer with items for the Mission
- Fall training for volunteer leaders
- Grant received for robotic team - statewide competition
- Gear-up for Fair Day - March

Wiser Parkway – Cost Sharing

Steve Becken summarized the letter to the Board regarding the proposed cost-sharing agreements for the Wiser Parkway. Commissioner Benitz asked if the railroad project was anticipated to be more than \$700,000 and Mr. Becken said they didn't believe so at this time.

Mr. Becken asked for direction to the questions asked in the letter and the Board responded as follows:

1. Will the county share in the cost of the road construction?
Answer: Yes.
2. Do you want a commitment from Wisers or Cottonwood Commercial Plaza regarding cost sharing on the railroad crossing, if so, can we insert that into the agreement?
Answer: Yes, if it goes over \$700,000 someone will have to pay for that (Steve will include that in the agreement).
3. What roads should be covered by the agreement? All of the roads or only the road adjacent to our property?
Answer: Commissioner Bowman said it was his understanding we would pay for our share. The Board agreed Wiser Parkway only – improvements in front of the county property.
4. How do you want to determine our cost?
Answer: Acreage.
5. How much documentation of costs do you want?
Answer: Full documentation and disclosure (what we normally do).
6. Who do you want to prepare the agreement?
Answer: Public Works will prepare the agreement.
7. Where are funds coming from?
Answer: Capital Improvement Fund.

2011 Annual Road Program

Malcolm Bowie, Steve Becken and Larry Moser presented the revised 2011 Annual Road Program. Mr. Bowie said they went back and reviewed the purchase of new equipment and the consensus was the need to purchase a trailer mounted jet rodder (this would also allow the department to have a maintenance program for the culverts). Additionally, they underestimated the cost for new dump trucks and the difference was about \$15,000 in additional money over what was estimated.

Commissioner Benitz said he wanted to include the purchases into ER&R and also requested construction of Travis Road (the farm to market road) be included and asked for \$1.5 million in funding be included for this project.

Commissioner Bowman said he did not know what that impact might be and the Capital Plan had not been adopted yet. He said he was not ready to move on this yet because he didn't know what impact it would have on other projects and he would need an analysis. He said he hoped to be ready in another week.

Executive Session - Union Negotiations

The Board went into executive session at 10:05 a.m. for approximately 10 minutes with David Sparks and DPA Steve Hallstrom (via/video conference) to discuss union negotiations. Also present were Ryan Brown, Melina Wenner, Loretta Smith Kelty and Cami McKenzie. The Board came out at 10:15 a.m. Mr. Brown announced the Board discussed union negotiations but took no action.

Executive Session - Pending Litigation

The Board went into executive session with DPA Ryan Brown at 10:15 a.m. for approximately five minutes to discuss pending litigation. Also present were Susan Walker, David Sparks, Cami McKenzie, Melina Wenner, and Loretta Smith Kelty. The Board came out at 10:19 a.m. Mr. Brown stated the Board discussed pending litigation but took no action.

MOTION: Commissioner Benitz moved to direct the Planning Department to review the decision of the Hearings Board regarding the West Richland case, respond to the order of non-compliance, and bring the issue back as appropriate to the Planning Commission and Board of Commissioners. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

Consent Agenda Item "e" - Line Item Transfer, Fund No. 0000-101, Dept. 107

Commissioner Bowman said it would be appropriate to approve the line item transfer for travel since the Board members needed to be proactive and travel was required. Commissioner Benitz said he was not in support of it with the present budget situation.

MOTION: Commissioner Bowman moved to approve item the consent agenda item “e”. Chairman Beaver seconded and upon vote, the motion carried with Commissioner Benitz opposing.

Vouchers

Check Date: 10/22/2010
Warrant #: 20603-20982
Taxes #: 10101
Total all funds: \$918,211.43

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

Resolutions

- 10.625 Line Item Transfer, Fund No. 0111-101, Dept. 000
- 10.626 Line Item Transfer, Fund No. 0000-101, Dept. 106
- 10.627 Notice of Completion of the Financial Impact Statement for Removal of Benton County Seat
- 10.628 Benton County Mosquito Control Board Reappointment
- 10.629 American Diabetes Proclamation
- 10.630 Line Item Transfer, Fund No. 0000-101, Dept. 110
- 10.631 Notice of Completion for Utility Infrastructure Services by Routh Consulting Engineers, Inc.
- 10.632 Contract w/Godwin Ventures Inc for Leak Detection and Repair Services
- 10.633 Lease Agreement w/Benton-Franklin Marine Corps League, Toys for Tots
- 10.634 Amended Contract, #09/11-MHPIHP-LCS-01, w/Lutheran Community Services Northwest
- 10.635 Appreciation of Administrative Board Member
- 10.636 Appreciation of Administrative Board Member
- 10.637 Line Item Transfer, Fund No. 0115-101, Dept. 172
- 10.638 Approval of One Time Payment for Excess Compensation Benefit Charges
- 10.639 Approval of One Time Payment for Electrical Panels and Computer Upgrades
- 10.640 Contract w/Ray Poland & Sons Inc for Removal of Boat Dock @ Two Rivers Park
- 10.641 Interlocal Cooperative Agreement – Keene Road Widening
- 10.642 Authorization for Public Hearing for Right of Way Vacation of Bofer Canyon Road
- 10.643 Line Item Transfer, Fund No. 0000-101, Dept. 123
- 10.644 Transfer of Vehicle Authorization
- 10.645 Amended Fee Schedule for Court Appointed Special Advocate
- 10.646 Line Item Transfer, Fund No. 0000-101, Dept. 107

There being no further business before the Board, the meeting adjourned at approximately 10:20 a.m.

Clerk of the Board

Chairman