

COMMISSIONERS RECORD 48
FRANKLIN COUNTY
Commissioners' Proceeding for July 11, 2007

The Honorable Board of Franklin County Commissioners met on the above date. Present for the meeting were Neva J. Corkrum, Chair Pro Tem; and Rick Miller, Member; Fred Bowen, County Administrator; and Mary Withers, Clerk to the Board. Bob Koch, Chairman, was absent on personal business.

OFFICE BUSINESS

Secretary Patricia Shults met with the Board.

Consent Agenda

Motion - Mr. Miller: I move that we accept the consent agenda for July 11, 2007, as listed:

1. Approval of ***Out-of-State Travel Request*** for Hugo Valencia, Jennifer Hill, Sheryl Gallegos, Kraig Warr and Elena Folta to attend training August 3-10, 2007 in Baltimore, Maryland, for estimated expenses (each) in the amount of \$1,487.91, for a total of \$7,439.55 to be paid from the Sheriff's Communication Budget, #560-000-001, line item 528.70.43.9111 (E911 Training Travel). (Exhibit 1)
2. Approval of **Resolution 2007-333** for the Agreement for Operation of Water Follies Event for 2007-2009 between the City of Pasco, Tri-City Water Follies Association and Franklin County.
3. Approval of **Resolution 2007-334** for a service provider contract between the Benton-Franklin Workforce Development Council and Career Path Services for the Dropout Prevention and Intervention Project in the amount of \$52,880, effective July 1, 2007, through June 30, 2008, and authorizing the Chairman Pro Tem to sign said contract on behalf of the Board.
4. Approval of **Resolution 2007-335** for a service provider contract between the Benton-Franklin Workforce Development Council and Career Path Services for the In-School and Out-of-School Youth Program Services in the amount of \$233,769 and \$233,770 respectively for Program Year 2007/2008, effective July 1, 2007, through June 30, 2008, and authorizing the Chairman Pro Tem to sign said contract on behalf of the Board.
5. Approval of **Resolution 2007-336** for a service provider contract between the Benton-Franklin Workforce Development Council and Employment Security for the Dislocated Worker Program Services in the amount of \$743,613 for Program Year 2007/2008, effective July 1, 2007, through June 30, 2008, and authorizing the Chairman Pro Tem to sign said contract on behalf of the Board.

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6. Approval of **Resolution 2007-337** for a service provider contract between the Benton-Franklin Workforce Development Council and Columbia Industries for the Adult Program Services in the amount of \$427,036, effective July 1, 2007, through June 30, 2008, and authorizing the Chairman Pro Tem to sign said contract on behalf of the Board.
7. Approval of **Resolution 2007-338** re-appointing John Griffin to the Franklin County Water Conservancy Board to serve a six-year term, with said term expiring August 2, 2013.

Second by Mrs. Corkrum. 2:0 vote in favor.

Purchase of Chair: The Board authorized the purchase of a chair using funds from the 700 budget, Supplies line item, for Indigent Defense Coordinator Ray Gonzalez.

Vouchers/Warrants

Motion – Mr. Miller: I move for approval of the Current Expense warrants 57910 through 57947 in the amount of \$1,903,408.37. Second by Mrs. Corkrum. 2:0 vote in favor. (Exhibit 2)

PLANNING AND BUILDING DEPARTMENT

Planning Director Jerrod MacPherson and Assistant Director Greg Wendt met with the Board.

Public Hearing: Short Plat SP 2007-16, to consider an application by Greg Mauseth for the estate of Mable Mauseth, to short plat 177.90 acres into three lots. As proposed, Lot #1 is approximately 7.49 acres in size, Lot #2 is approximately 5.77 acres in size, and Lot #3 is approximately 159.68 acres in size. The property is located in the Agricultural Production 20 (AP-20) Zoning District.

Public Hearing convened at 9:15 a.m. Present: Commissioners Corkrum and Miller; County Administrator Fred Bowen; Planning Director Jerrod MacPherson; Assistant Director Greg Wendt; and Clerk to the Board Mary Withers. Present in audience: Bob and Dorothy Woodbury, Greg Mauseth and Ms. Namchuk.

Mr. Wendt reviewed the information on the Action Summary (Exhibit 3).

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Mr. MacPherson showed a copy of the most recent aerial photographs with parcel overlay. The existing home portion is being split off. Lot #2 is proposed as a farm family unit for Greg Mauseth. Mr. MacPherson reviewed the conditions of approval.

Mrs. Corkrum asked three times if anyone in the audience would like to speak in opposition. There was no response.

Mrs. Corkrum asked if anyone in the audience would like to speak in favor.

Greg Mauseth spoke in favor. It's our family farm. For estate settlement, with the high cost of farmland as it is right now, it just doesn't work for us to buy the whole farm so we're trying to save the original homestead and keep it contiguous back here with my existing farm (indicated). Hopefully what we did is not only leave enough to make it not just a piece of ground but we'll be able to put seed corn or pasture back in here plus move back and forth this way (indicated) and still keep the farm functioning as a farm in the Mauseth name.

Mrs. Corkrum asked twice more if anyone in the audience would like to speak in favor. There was no response. She closed the public portion of the hearing.

Mr. Mauseth responded to Mr. Miller's question about future plans for the land and road access.

Motion – Mr. Miller: Mrs. Chairman, I'd like to move that we grant preliminary approval of Short Plat 2007-16 subject to the seven findings of fact and seven conditions of approval. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-339.

BUILDING DEPARTMENT

Planning Director Jerrod MacPherson met with the Board.

Building Department Update

The June Building Report was reviewed. The actual January to end-of-June 2007 revenue has been \$280,366.35, which is 127% above the total year's projected revenue. Mr. MacPherson now expects to bring in \$120,000 above the 2007 budget projection of \$220,000. Some large projects are expected in the next few months. Mr. MacPherson answered Mrs. Corkrum's questions about building in Connell.

VOUCHERS/WARRANTS

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Motion – Mr. Miller: Mrs. Chairman, I'd like to approve the vouchers for payroll as listed: Salary Clearing payroll warrants 43432 through 43536 for \$162,023.27; warrants 43537 through 43543 for \$63,078.46; and Direct Deposit for \$271,441.88; for a total amount of \$496,543.61. Second by Mrs. Corkrum.

The cover sheet also lists the following amounts:

Emergency Management payroll warrants 8845 through 8852 for \$3060.97; warrants 8853 through 8856 for \$1384.03; and Direct Deposit for \$7587.03; for a total amount of \$12,032.03; and

Irrigation payroll warrants 12708 through 12723 for \$7622.04; and warrants 12724 through 12727 for \$1186.51; for a total amount of \$8808.55. (Exhibit 4)

DRUG COURT: JUVENILE JUSTICE CENTER (JJC) and SUPERIOR COURT

JJC Director Sharon Paradis and Superior Court Administrator Pat Austin met with the Board.

Juvenile and Adult Drug Court

Ms. Paradis said the state legislature provided funding for juvenile and adult drug courts which are match dollars. The County Commissioners approved an enhancement to the juvenile court budget last year so that when our state money (which was also a 50% match for six months of 2007) dried up that you would fully fund juvenile drug court through the end of the year in the event that no additional state money came through. This new CTED money would essentially carry the match forward through the end of the year. We anticipate as a result that we will be able to bring dollars in from the state that will offset county costs amounting to about \$40,000, which would give us a carry forward of about \$40,000 that could then offset costs as match against the state money into next year. She gave the Board a very simple spreadsheet showing the remainder of this year, with an approximately \$40,000 carry forward (Exhibit 5). These are not hard and fast dollars but estimates. The carry forward is also contingent on how quickly we get contracts in place so that we can begin drawing against the CTED money because we can't bill back, we can only bill forward from a signed contract.

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We expect to receive \$100,000 for January through December 2008 if we apply for these funds in terms of county match and then we're looking at the first six months of the county fiscal year in 2009 and the last six months of the state fiscal year in 2009 for which we have secured funds from the state. We hope the dollars will be ongoing.

The Board also reviewed an estimate sheet for the Adult Drug Court from Ms. Austin (Exhibit 6).

Mrs. Corkrum asked what are we doing now? Ms. Paradis said from January through June 2007 we had 50% funding that Senator Delvin got for juvenile court specifically in the state budget as a one-time supplement. It is carry forward funds. For our current year (2007), we had 50% funding from the state in last year's budget through June 2007 so the counties have budgeted baseline for the full year but that left us about \$40,000 short to complete the full year. So we had six months of state funding and a full year of county funding. So the counties said we will fully fund juvenile drug court for the last half of the year. Essentially, that had the counties kicking in 3/4ths of the budget and the state 1/4th of the budget as we are currently budgeted now. We did not anticipate or build into the budget these new CTED funds to carry us through the last half of the year. Now we have access to an additional quarter of that fund so that \$40,000 is what we would anticipate as carry forward now that we have the full funding from the counties and the counties can begin to offset that by billing against CTED.

Mrs. Corkrum would like to see the figures rounded up or down or something. Mrs. Corkrum asked you're going to bill from July 15 through December 2007 against CTED because the funding starts with CTED, the \$40,371? Ms. Paradis said that's what we anticipate. Mrs. Corkrum asked of the \$80,472, we'll only use half of that? Ms. Paradis said yes. The counties budgeted \$80,000 for the remainder of the year.

We propose to apply for carryover for next year, which would mean for the 2008 budget, the counties would need to provide \$60,000 instead of \$100,000. Benton County signed it on Monday.

Mr. Miller asked what the budget is for the year. Ms. Paradis said it has been about \$180,000 with some dollars taken from other revenue streams as opposed to county

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Current Expense funds. Mr. Miller asked if the budget is sufficient. Ms. Paradis said we are struggling. She said the \$200,000 will help us improve the amount of tracking. The \$200,000 is made up of \$100,000 from CTED and \$100,000 from the counties. We have some staff turnover right now. The project coordinator is a trained Federal drug court trainer but is taking another position. The case manager also just took another job. It is tough work. We're hoping the additional tracking time will offset that a little bit. Staff and the team have told Ms. Paradis that they need an additional half-time position. She plans to ask for that enhancement in next year's budget. She said it is needed.

Mr. Miller said he thinks this program has been successful both in adult and juvenile settings. We've got some unexpected money from the state. You're saying maybe now you can relieve the burden on the county for next year. Sometimes that's not the right way to go. Sometimes maybe we should improve the system with that money. Is that possible? He said one thing we're trying to do is reduce jail beds.

Ms. Paradis said she thinks that would be a harder sell with Benton County. Ms. Austin said for the adult drug court with regard to improving or increasing the program under a sales tax initiative in Benton County should that go to the voters, it will include raising the number of people served in adult drug court from 50 persons to 70 over the next five years.

Mrs. Corkrum asked if you have any record of recidivism with the program so far. Ms. Austin said it's been in the 60-some percentile, closer to 70%. The report is being finalized by Washington State University (WSU).

Mr. Bowen said when Benton County talks about using the new .03% sales tax for these types of programs, because this concerns bi-county agencies and bi-county programs, Benton County needs to step back and consider what Franklin County may or may not consider. Ms. Austin said Benton County has done so. She said she has been told that the sales tax initiative in Franklin County would be focused on the jail. She is assuming if Benton County were to fund the drug courts, it would be out of their general fund and that would depend on their budget.

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Mr. Bowen said we're going to find out an estimated cost for a jail expansion in the next few weeks. There are many needs for the funds including funding different types of programs, expanding the jail, operation and maintenance of the jail, Superior Court needs, etc. Mr. Bowen is concerned that Benton County Commissioners think Franklin County will be able to support this when we haven't had a chance to consider it.

Ms. Austin said Benton County has had the chance to consider that. She said we won't know until July 25 how the Benton County Commissioners are going to vote on the sales tax.

Mrs. Corkrum said we're not going to generate the money that Benton County generates so if we have a \$35 million building, we will have to dedicate the majority of the money to pay off the balance. Mr. Bowen talked briefly about the county's bonding capacity. He said one possibility he has been hearing is that Franklin County will consider dormitory style housing and use the existing jail for maximum security prisoners. Another discussion is if we're going to build a facility, we may have extra space to rent out that may help offset the operation and maintenance costs. There are too many unanswered questions at this point.

Ms. Austin said if the voters do not approve the tax increase, the Adult Drug Court will probably not increase from 50 to 70 clients.

Mr. Miller asked if the adult recidivism is the same as the juvenile. Ms. Paradis said she thinks the juvenile rate is at about 63% or 64% who have not re-offended. She does not know whether those re-offenses are misdemeanors or felonies. The majority of juvenile offenses have been misdemeanors. Compared to the other high risk case load, they are recidivating at a lower rate and at a less serious rate. But she does not know that WSU has been able to take a look at the adult information. Ms. Austin does not think WSU has done so. Ms. Paradis said the offenses include use of alcohol, controlled substances, DUI, and a property-related offense.

Ms. Paradis said there would be no carry forward in 2009. The only reason she put only through June on the application is that she doesn't know that we will be able to re-secure those funds, although those dollars have been ongoing to five other counties

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now for five years. She is certainly hopeful those monies will continue. She thinks there is a lot of support for drug courts by the legislature because of a WSIPP report regarding evidence-based programs that offset prison costs.

Mr. Bowen said if Senator Delvin did not receive these grant funds, what was the position of the two counties on this program prior to this grant? Did the counties fund you for 100% of the year or just half the year? Ms. Paradis said we did have some state funds the first half of this year so the counties split the budget with the state for the first half of the year. Then the counties picked up the full budget for the last half of the year. The counties did support the program through the end of the year.

In response to Mrs. Corkrum's question, Ms. Paradis said we may be asking you to consider the same thing that you did this year in 2009, to fully fund it through the end of the year with the hope that the state budget comes through, and then we would be in the same sort of carry forward situation were that to occur.

The grant applications require signatures by the Board because by applying, we are agreeing to contract. A contract will be supplied later. The grant application requires a higher level of commitment than normal grant applications. Mr. Bowen asked what Franklin County's responsibility is if the grant is approved. Ms. Paradis said of the \$100,000, Franklin County would provide \$28,000 for the year but that will be reduced in 2008 by whatever carry forward we have. She anticipates it may be about \$40,000 total, a portion of which will be used by Franklin County.

Motion – Mr. Miller: I move that we approve Resolutions 2007-340 and 2007-341 for Community, Trade and Economic Development (CTED) for juvenile and adult drug court for funds for July 1, 2007, through June 30, 2009. Second by Mrs. Corkrum. 2:0 vote in favor. (Exhibit 7: Information sheet for Resolution 2007-340, Adult Drug Court.)

PROSECUTOR

Chief Civil Deputy Prosecutor Ryan Verhulp met with the Board.

Invoice

Mr. Verhulp has received an invoice for additional costs generated by our consultant as part of the Landfill Group for the work they are doing related to the landfill.

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They have submitted an invoice. Our share would be \$230.89. Mr. Verhulp has reviewed the invoice and asked the Board for approval. Each of the six members of the landfill group is paying \$230.89. It comes out of the landfill trust fund.

Motion – Mr. Miller: I move that we authorize payment of Franklin County's portion of the invoice to the landfill group to Aspect Consulting for professional consulting services. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-341.

Executive Session at 10:23 a.m. based on RCW 42.30.110(1)(i) regarding potential litigation because of an employee discipline matter expected to last less than 10 minutes.

Open Session at 10:29 a.m.

Public Records Request

Mr. Verhulp said the Prosecutor's Office may request approval to hire a deputy or private investigator to handle public records requests. A single public records request has been received that may end up costing the county \$50,000 to \$100,000. Mr. Bowen said this type of request has the potential to cost the county a lot of money. He thinks the legislature should address the costs involved.

Museum

Mrs. Corkrum asked Mr. Verhulp to do some research about the museum deed. Mr. Verhulp said he thinks the statute only allows the county to have a lease of 35 years. Mr. Bowen asked if the county can sell the museum to the Franklin County Historical Society. Some research will be done.

Wilson House

Mr. Verhulp said new legislation came out in 2006 that allows the county to sell some property that was previously not allowed. Mrs. Corkrum asked Mr. Verhulp to contact Our Lady of Lourdes about purchasing the Wilson House.

Fire Marshal

Motion – Mr. Miller: I move for approval to authorize the Franklin County Fire Marshal to impose a ban on unauthorized open burning and unauthorized recreational fires until the Board rescinds such order. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-343.

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Prosecutor Steve Lowe joined the meeting. He said open burning can be banned due to emergency situations but a public notice will also need to be in the newspaper. Mr. Verhulp can prepare a public notice.

PUBLIC WORKS

Assistant Engineer Guy Walters and Shop Foreman Darrel Farnsworth met with the Board.

Bid Opening: Water Tanker

Bid opening convened at 10:46 a.m. Present: Commissioners Corkrum and Miller; County Administrator Fred Bowen; Guy Walters; Darrel Farnsworth; and Clerk to the Board Mary Withers. Present in audience: Sally McKenzie of Public Works Department, Craig P ____ of Clyde/West, Inc., and C. C ____ of Transport Equipment.

Three bids were received:

Transport Equipment of Spokane, WA	\$37,132.50 not including sales tax
Clyde/West of Spokane, WA	\$56,528.46 including tax
Puget Sound Truck Sales of Pacific, WA	\$34,331.00 not including sales tax

The bids will be reviewed with award of bid expected on Monday at 10:00 a.m.

Solid Waste Advisory Board Appointments

Ms. McKenzie asked for approval of appointments to the Solid Waste Advisory Board. She told the Board about positions that have already been filled.

Motion – Mr. Miller: I move that we appoint Mike Garrison to the Franklin County Solid Waste Advisory Board with term expiring May 31, 2010. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-344.

Motion – Mr. Miller: Mrs. Chairman, I'd like to appoint Donald Watt to the Franklin County Solid Waste Advisory Board with term expiring May 31, 2009. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-345.

Motion – Mr. Miller: Mrs. Chairman, I'd like to move that we approve Tom Larsen to the Franklin County Solid Waste Advisory Board with term expiring May 31, 2011. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-346.

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Motion – Mr. Miller: Mrs. Chairman, I'd like to appoint Cade Scott to the Franklin County Solid Waste Advisory Board with term expiring May 31, 2010. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-347.

Ms. McKenzie said typically the Solid Waste Advisory Board meets quarterly but right now is meeting on a monthly basis because of work on the plan.

Motion – Mr. Miller: Mrs. Chairman, I'd like to appoint Mr. Art Tackett to the Franklin County Solid Waste Advisory Board with term expiring May 31, 2011. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-348.

PROSECUTOR

Prosecutor Steve Lowe met with the Board.

Staff Change

Mr. Lowe asked for approval to allow Administrative Assistant Jennifer Peterson to train her replacement for a few weeks. The Board **gave approval**.

Child Support

Child Support has a new billing formula that is essentially a cost-plus kind of reimbursement method. There is a significant increase in revenues for a portion of the cost recovery process.

Criminal Cases

Mr. Lowe said two accused murderers have been brought back from Mexico. Both cases will affect the county for defense costs and for Prosecutor's costs. One of the trials will probably not be set until 2008. However, travel in both cases has already significantly affected the 2007 budget. The money has been spent for witnesses, either traveling to them or getting them on the phone or having them come here. Mr. Lowe may or may not be needing more money before the end of the year. No figures are available at this time except for the actual travel costs that have been incurred.

Felony Trials

There has been an almost 130% increase in the last three years in numbers of trials.

Adjourned at 11:18 a.m.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until June 16, 2007.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

Chairman

Chairman Pro Tem

Member

Attest:

Clerk to the Board

Approved and signed July 23, 2007.