

COMMISSIONERS RECORD 48  
FRANKLIN COUNTY  
Commissioners' Proceeding for July 18, 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; and Mary Withers, Clerk to the Board. Bob Koch, Chairman, and Fred Bowen, County Administrator, were absent attending the National Association of Counties (NACo) conference in Richmond, Virginia.

**OFFICE BUSINESS**

Secretary Patricia Shults met with the Board.

Consent Agenda

**Motion** - Mr. Miller: I move for approval of the consent agenda as follows for July 18, 2007:

1. Approval of **Resolution 2007-359** for Agreement Number 07/09-SA-AFW between Advocates for Wellness and Benton-Franklin Counties (Department of Human Services) to provide substance abuse treatment services for the 2007-09 biennium, effective July 1, 2007 through June 30, 2009, and authorizing the Chairman Pro Tem to sign said agreement on behalf of the Board. (Exhibit 1: Information sheet.)
2. Approval of **Resolution 2007-360** for Agreement Number 07/09-SA-KCS between Knowledge Counseling Services and Benton-Franklin Counties (Department of Human Services) to provide substance abuse treatment services for the 2007-09 biennium, effective July 1, 2007 through June 30, 2009, and authorizing the Chairman Pro Tem to sign said agreement on behalf of the Board. (Exhibit 2: Information sheet.)
3. Approval of **Resolution 2007-361** for Agreement Number 07/09-SA-SCC between Somerset Counseling Center and Benton-Franklin Counties (Department of Human Services) to provide substance abuse treatment services for the 2007-09 biennium, effective July 1, 2007 through June 30, 2009, and authorizing the Chairman Pro Tem to sign said agreement on behalf of the Board. (Exhibit 3: Information sheet.)
4. Approval of **joint Resolution 2007-362** in the matter of the request for signature from the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Keith Hilde, effective July 23, 2007 through December 31, 2009. (Exhibit 4: Information sheet.)

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5. Approval of **joint Resolution 2007-363** in the matter of the request for signature from the Boards of Benton and Franklin County Commissioners on the Federal Grant Contract, Number I-100-00107, between the Office of Juvenile Justice (OJJ) and the Benton-Franklin Counties Juvenile Justice Center, for a term commencing July 1, 2007 and terminating on June 30, 2008. (Exhibit 5: Information sheet.)
6. Approval of **joint Resolution 2007-364** in the matter of the request for signature from the Boards of Benton and Franklin County Commissioners on the Federal Grant Contract, Number I-200-00207, between the Office of Juvenile Justice (OJJ) and the Benton-Franklin Counties Juvenile Justice Center, for a term commencing July 1, 2007 and terminating on June 30, 2008. (Exhibit 6: Information sheet.)
7. Approval of **joint Resolution 2007-365** in the matter of the request for signature from the Chairman (Pro Tem) of the Boards of Benton and Franklin County Commissioners on the Personal Services Contract between the Juvenile Justice Center and Roberta Bowers, effective July 1, 2007 and terminating on June 30, 2009. (Exhibit 7: Information sheet.)
8. Approval of **joint Resolution 2007-366** in the matter of the request for signature from the Chairman (Pro Tem) of the Boards of Benton and Franklin County Commissioners on the Personal Services Contract between the Juvenile Justice Center and Riverview Counseling and Consulting, Inc., effective July 1, 2007 and terminating on June 30, 2009. (Exhibit 8: Information sheet.)
9. Approval of **joint Resolution 2007-367** in the matter of the request for signature from the Chairman (Pro Tem) of the Boards of Benton and Franklin County Commissioners on the Personal Services Contract between the Juvenile Justice Center and Roberta Bowers, effective July 1, 2007 and terminating on June 30, 2009. (Exhibit 9: Information sheet.)
10. Approval of **joint Resolution 2007-368** in the matter of the request for signature from the Chairman (Pro Tem) of the Boards of Benton and Franklin County Commissioners on the County Program Agreement, Number 0763-22748, between the Juvenile Justice Center and Washington State Department of Social & Health Services, Division of Children and Family Services, effective July 1, 2007 and terminating on December 31, 2007. (Exhibit 10: Information sheet.)
11. Approval of **joint Resolution 2007-369** in the matter of the request for signature from the Chairman (Pro Tem) of the Boards of Benton and Franklin County Commissioners on the County Program Agreement, Number 0763-23506, between the Juvenile Justice Center and State of Washington Department of

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Social & Health Services, Juvenile Rehabilitation Administration, effective July 1, 2007 through June 30, 2008. (Exhibit 11: Information sheet.)

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

### **VOUCHERS/WARRANTS**

**Motion** – Mr. Miller: I move that we approve the following warrants for payment: Current Expense warrants 58096 through 58150 for \$143,652.55; FC Public Facilities Construction Fund warrants 809 through 811 for \$3713.42; and FC Capital Projects warrants 305 through 313 for \$4818.62; for a total amount of \$152,184.59. Second by Mrs. Corkrum. 2:0 vote in favor. (Exhibit 12)

### **HEALTH DISTRICT**

Health District Director Dr. Larry Jecha met with the Board. Present in audience: Mark Peterson, Jerrod MacPherson and Greg Wendt.

#### Department Update

The Health District has moved into its newly remodeled building at 412 West Clark Street which is owned by Franklin County and also called the Franklin County Annex. The work is done except for a few punch list items. Dr. Jecha said everyone is delighted and the clients really like the building. Dr. Jecha will talk with the Health Board about having an open house.

Dr. Jecha told the Board about some tuberculosis cases.

Dr. Jecha has asked an attorney to research who would issue an order to allow a Mosquito Control District to spray on private land. The problem is that organic farms can lose their organic label if spraying occurs. The Health Board will also discuss the matter.

Standards of Care are determined locally. However, Standards of Care are not spelled out for an emergency, such as who has authority to change the Standards of Care. Some states have determined that Standards of Care can be changed under emergency orders. Dr. Jecha has asked for legal advice regarding this matter.

The building work on the new Health District building in Kennewick is ahead of schedule. Communications systems will be installed in the new building and the Pasco building at the same time.

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**PLANNING AND BUILDING DEPARTMENT**

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

Public Hearing: Short Plat SP 2007-17, to consider an application by Pasco Industrial Property, LLC, to short plat 689.72 acres into four lots. As proposed, Lot #1 is approximately 2.00 acres in size, Lot #2 is approximately 8.00 acres in size, Lot #3 is approximately 43.43 acres in size and Lot #4 is approximately 636.26 acres in size. The property is located both in the Agricultural Production 20 (AP-20) Zoning District and the General Industrial (I-2) Zoning District.

Public Hearing convened at 9:37 a.m. Present: Commissioners Corkrum and Miller; Planning Director Jerrod MacPherson; Assistant Director Greg Wendt; and Clerk to the Board Mary Withers. Present in audience: Mark Peterson and another man.

Mr. Wendt reviewed the information on the Action Summary (Exhibit 13). He said there are existing homes on proposed Lot #1 and Lot #2.

Mr. MacPherson showed two aerial photographs with parcel overlays. He said this is a unique situation because the property includes portions that are within the Pasco Urban Growth Area Boundary as well as portions in the ag zone. One of the properties is split zoned because the zoning division line goes between the homes. The homes are nonconforming and grandfathered in but if they ever burned down, they could not be rebuilt in the industrial area. The owner is proposing to realign properties, because of circle sprinklers and other uses, to put a portion of the property in the ag zones so they could rebuild at a later time. 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 three times if anyone in the audience would like to speak in favor. There was no response.

**Motion** – Mr. Miller: Mrs. Chairman, I move that we grant preliminary approval of Short Plat 2007-17 subject to the seven findings of fact and the eight conditions of approval. Second by Mrs. Corkrum. This is Resolution 2007-370.

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Public Hearing: Short Plat SP 2007-18, to consider an application by Clyde Enterprises to short plat approximately 492.05 acres into three lots. As proposed, Lot #1 is approximately 465.16 acres in size, Lot #2 is approximately 20.00 acres in size and Lot #3 is approximately 6.89 acres in size. The property is located in the Agricultural Production 20 (AP-20) Zoning District.

Public Hearing convened at 9:45 a.m. Present: Commissioners Corkrum and Miller; Planning Director Jerrod MacPherson; Assistant Director Greg Wendt; and Clerk to the Board Mary Withers. No one was present in the audience.

Mr. Wendt reviewed the information on the Action Summary (Exhibit 14).

Mr. MacPherson showed an aerial photo with a plat overlay on the screen. He reviewed the conditions of approval.

Mrs. Corkrum dispensed with public comments since no one was present in the audience.

**Motion** – Mr. Miller: Madam Chairman, I move that we grant preliminary approval of Short Plat 2007-18 subject to the seven findings of fact and eight conditions of approval. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-371.

Final Approval Short Plat SP 2007-11, Ken Peters

**Motion** – Mr. Miller: I move that we give final approval for Short Plat 2007-11 for Ken Peters. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-372.

**Recessed** at 9:56 a.m.

**Reconvened** at 9:58 a.m.

### **HUMAN RESOURCES (HR)**

HR Director Rosie H. Rumsey met with the Board. Present in audience: Bill Middleton.

#### First Aid and CPR classes

Ms. Rumsey said First Aid and CPR classes are being scheduled with Benton-Franklin Red Cross. The refresher course costs \$35. The complete course costs \$42. Ms. Rumsey asked who should pay for the classes, each department or the county? Mrs. Corkrum said we have to have someone in each office trained for compliance

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purposes so it's our responsibility. She said she thinks the funds would come out of our Contingency Reserve line item in Budget #700. Ms. Rumsey said about 35 people took the refresher course last time. She would not recommend the particular refresher course that was used last time because the quality was not good enough. She thinks a hands-on refresher course is needed this year.

Mrs. Corkrum said she does not know the balance available in the Contingency Reserve line item but we have to do the training so we will have to come up with the money. Ms. Rumsey said the fee may go down if there are more students.

2008 Budget

Mrs. Corkrum asked Ms. Rumsey to include a training line item in the 2008 budget.

**PUBLIC WORKS**

Engineer Tim Fife met with the Board.

Public Hearing: Six-Year Transportation Improvement Program (TIP)

Public Hearing convened at 10:05 a.m. Present: Commissioners Corkrum and Miller; Engineer Tim Fife; Assistant Engineer Guy Walters; and Clerk to the Board Mary Withers. Present in audience: Bill Middleton.

Mr. Fife said the hearing was advertised.

Mrs. Corkrum asked if funding had been moved from Glade North Road projects to the Pasco-Kahlotus Highway (PK Highway) in past years. Mr. Fife said the PK Highway has been our immediate focus. We have done some shifting in priority. Mrs. Corkrum asked did we remove Glade North Road and focus on the PK Highway? Mr. Fife said yes, we did. Mrs. Corkrum asked what happens to Glade? Mr. Fife said it's on here but it's been pushed down the list.

Mr. Walters reviewed the projects listed. He said part of PK Highway projects got pushed down the list because of Road 100.

#1 East Foster Wells. Mr. Fife said we will have all of the funding before we're ready for construction. The state will be doing the right-of-way negotiation process. Mr. Fife said the project has been on the books for about 20 years.

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#2 Road 100/Dent Connection project. Mr. Walters said we expect to construct up to Fanning Road at least next year. The section from Fanning Road to Columbia River Road is planned for 2009. The route is controversial.

#3 County paving priority program using public works trust fund loan. Mr. Walters said the county paving projects are separated into five different groups of projects. The TIP shows Project #3 as groups 3, 4 and 5 for 2008. Group 3 includes Fir, Crestloch, Everett and Cypress Roads. Group 4 includes Page, McClenney, Herman and Garfield Roads. Group 5 includes Mound, Richview and Murphy Roads. Group 6 includes Palmer, Millwood and Ironwood Roads.

In response to Mrs. Corkrum's question about Birch Road, Mr. Walters said Birch Road is part of Group 2. The bids for Group 2 will be opened today with work to be done in 2007.

#4 PK Highway project, RAP-funded from Levy Road to Murphy Road. Mr. Walters said this project may have to be pushed to 2009.

#5 County-wide safety projects. We're doing some this year and then finishing the next two years. We're looking at corridors on Taylor Flats, Glade, R-170 and Sagehill. They are spot improvements as far as slope flattening and culverts and other things like that.

#6 R170 landslide is listed as two projects. The first portion is for preliminary engineering and right-of-way work. The second portion is for construction, subject to funding, planned for 2008. The "S" means it has been selected and funded. The "P" means planned. We don't have funding dedicated to do the construction yet.

#7 Dent Road from where Road 100 will tie in over to Road 68 with our County Arterial Preservation Program (CAPP) money. Mr. Fife said the study showed if Road 100 is extended, Dent Road will require some improvements. CAPP funds are used to do upgrades or paving on arterial routes.

#8 county-wide miscellaneous bridge replacements. At this time there are no bridges included. Mr. Fife said there will be a call for funding for bridges this fall. The Bridge Condition Report is included as part of the TIP.

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#9 Frontier/East Elm Connection. We hope to start some preliminary engineering work in 2009 with construction in 2010. The project is contingent upon us having the same type of funding as now.

#10 East Elm Extension is basically the same project as #9.

#11 Dent Road and Intersection of Road 68 at intersection of four roads (Road 68, Taylor Flats, Dent Road and Clark Road). The Public Works Department would like to use a round-about. Mrs. Corkrum does not like the round-about.

#12 Commercial/Tank Farm Frontage Road planned for construction possibly in 2010. The state is involved in this project in planning the design. The county is providing some traffic information. There is not funding available to construct an interchange at this time.

#13 overlay of PK highway where we left off last year funded by two years of CAPP money. We have received funding for that piece.

In response to Mrs. Corkrum's question, Mr. Fife said portions of the PK Highway will be a good road, then a lousy old road, then a good road again, but we'll take care of that eventually. Mrs. Corkrum asked would it be better to wait and do it all at once? Mr. Fife said he thinks it should be done as soon as possible because the costs will probably go up. There is also a time frame to use the funds.

#14 County-wide Illumination program. It is all local money. We'll do some in 2010. We might get some of the infrastructure to accommodate luminaries. Mr. Fife said we're going to be putting flashing lights at intersections. The electrical boxes will be in place so we will only need to put the poles up. We hope to be able to put in quite a few of them.

#15 Wernett, last piece of gravel from Road 72 to Road 76. There is a possibility this project will be funded with STP urban money. The funding is competitive now so we may or may not get funding.

#16 and #17 are two more projects on PK Highway from Murphy Road to McClenney Road and then from McClenney to what is called Bugaboo Hill.

Kevin Adamson joined the audience.



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#18: The Glade North Overlay project with CAPP money has been pushed out to 2011 from Selph Landing up to Eltopia West.

#19: The Intersection Approach Program involves gravel roads approaching major roads like Glade and Taylor Flats. If we pave the first 1500 feet, we don't have as many problems with washboards. It can also be called an apron instead of intersection approach.

#20 Access road to Juniper Dunes. We hope by three years from now we'll have some money to do that. The project could be moved up if funding became available sooner.

#21 Powerline Road/Dent Extension from city-county line going west and tying into Road 100 and Broadmoor. Mr. Fife said the City of Pasco would like us to do the project and they may help us fund it. He said the city is talking about paying for it and having the county do it. The groundwork has been set for the right-of-way. He said the city has come to an agreement with Bonneville Power regarding some of the right-of-way. Some of the road would be totally in the county because the city did not reserve any right-of-way in the city area. The road would help them.

#22 overlay on Glade for the next phase taking us up to Sagemoor.

#23 is Clark Street in Connell, a piece that we have off of Highway 260 near the high school. They have asked us to put that on there for years. It's in pretty good shape.

#24 new Block 17 road hooking East Foster Wells to East Vineyard. The route is not classified yet. We'll work towards getting Federal funding. The exact spot is not known.

#25 PK Highway project from McClenny to Snake River.

#26 Coyan Road, which has been on the list for quite some time. It goes down a steep canyon north of Connell.

The Bridge Condition Report is included. There are no major bridge projects for this year but we are replacing and resurfacing one bridge under the maintenance program. Mr. Fife said our bridges are in good shape now with no major problems.

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Mrs. Corkrum asked three times if anyone is opposed to this six-year plan. There was no response.

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

Kevin Adamson said he appreciates what you are doing. I think paving these county roads improves our life out there. We've been living out there since the late '50s and it's great to see the program you're doing for the county roads. I really appreciate it.

Bill Middleton said he has been coming here quite awhile, too. I live in an area that we feel is underserved. We've been out there for some 35 years. We've got three miles of road in those 30 years but we need a little more. I see things on this six-year plan that will affect our needs. I hope they can get funding. I would like to see Foster Wells finished and continue to improve PK highway because it's a major arterial. Foster Wells Road and Vineyard is vital. It's a farm road now that is used a lot. I have farm roads that are used a lot by the public as well. Some of the roads are further north that don't affect me dramatically this year but they have in the past. The Frontier to Elm Extension and the East Elm Extension are good things because we really are not served out there at all. They are just private. Some owners do a lot and some very little. There are great needs out there. I realize your funding dilemma. You guys are making progress. I'm really looking forward to first, number one, getting Foster Wells finished. We've been working on that for 20-some years.

Mr. Fife said it's really all about money. This is our best effort to put forth a program that's fiscally constrained. A lot of these are competitive programs and if we don't get the funding, they don't get done. The opportunities are there. We may be able to put East Foster Wells out this fall.

Mrs. Corkrum said it bothers me that there's such a need but everything depends on money. Mr. Fife said we've taken care of a portion by paving 30 miles, which isn't enough, but we'll be paying it back for 20 years. If we can find another funding source to do more, it would be great.

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**Motion** – Mr. Miller: I move for approval of Franklin County Public Works Transportation Improvement Program for 2008-2013. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-373.

**PROSECUTOR**

Chief Civil Deputy Prosecutor Ryan Verhulp met with the Board.

**Claim**

Mr. Verhulp asked for approval to pay a claim for \$393.81 to Progressive Insurance. The matter is regarding a vehicle accident involving a county vehicle on May 18, 2007. Mr. Verhulp verified the validity of the claim and is recommending approval.

Mrs. Corkrum asked Mr. Verhulp did we ever set up a line item for you to use at your discretion for small claims? Mr. Verhulp said you do have that set up. If the Board is comfortable with him proceeding with using it, he would be glad to do that. He has authority per a resolution to settle claims for \$1000 and under as the risk manager. He doesn't know if there is a separate line item to pay out the claims. Mr. Verhulp said we do need to have such a line item, not only for minimal type of claims but because we're having more litigation. He said the fund would also be for costs that are incurred such as for depositions. Mrs. Corkrum said it could be a revolving fund so there was always money available, meaning it could actually be cash. Mr. Verhulp will talk to Prosecutor Steve Lowe about it.

Mrs. Corkrum asked would it be possible that even if you settle claims that the Board would still approve them? Mr. Verhulp will find out.

**Motion** – Mr. Miller: Mrs. Chairman, I move that we accept the claim for damages for an accident on May 18, 2007, involving Franklin County employee Enrique Curiel operating a Franklin County vehicle which struck a vehicle being operated by Robert Vidaurri and owned by Priscilla Reyes on Court Street in Pasco for the amount of \$393.81. Second by Mrs. Corkrum. 2:0 vote in favor. This is Resolution 2007-374.

Prosecutor Steve Lowe met with the Board.

**Employee**

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Mr. Lowe will be asking the Board for approval of a resolution to have Jennifer Peterson train her replacement for awhile on a part-time basis.

Drug Court Grant application

Mr. Lowe told the Board briefly about Drug Court budget revenue that will come to Franklin County.

**RISK POOL**

David Goldsmith, Risk Pool Member Services Manager, met with the Board.  
Present in audience: Ryan Verhulp and Rosie H. Rumsey.

Risk Management Audit follow-up

Mr. Goldsmith reviewed information with the Board about the Risk Management Audit that was conducted recently by the Risk Pool and about Franklin County's claims history.

**PUBLIC WORKS**

Engineer Tim Fife met with the Board.

Bid Opening: CRP 592 / 2006 Gravel Road Paving Upgrade, Group 2 – Fraser Drive, Bellevue Road, Birch Road, and Brewster Lane

Bid opening convened at 11:30 a.m. Present: Commissioners Corkrum and Miller; Engineer Tim Fife; and Clerk to the Board Mary Withers. Present in audience: four men and one woman.

Three bids were received:

Inland Asphalt Company of Richland

Base Bid plus Schedules A & C	\$1,501,654.25
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Base Bid plus Schedules B & C	\$1,303,279.85
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Selland Construction, Inc., of Wenatchee

Base Bid plus Schedules A & C	\$1,773,236.00
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Base Bid plus Schedules B & C	\$1,591,409.00
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Granite Northwest, Inc., d/b/a Transtate Asphalt, of Pasco

Base Bid plus Schedules A & C	\$1,350,399.50
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Base Bid plus Schedules B & C	\$1,131,112.50
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Engineer's estimate:

Base bid plus Schedules A & C	\$1,469,805.32
Base Bid plus Schedules B & C	\$1,052,288.64

The bids will be reviewed with bid award expected on Monday at 9:30 a.m.

**MINUTES**

**Motion** – Mr. Miller: I move for approval of Commissioners Proceedings for July 9, 2007, for Franklin County. Second by Mrs. Corkrum. 2:0 vote in favor.

**Motion** – Mr. Miller: I'd like to move that we accept the Commissioners Proceedings for July 2, 2007, June 27, 2007 and June 25, 2007, and we will sign those now and when the chairman returns he will sign them. Second by Mrs. Corkrum. 2:0 vote in favor.

**Adjourned** at 11:44 a.m.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until July 23, 2007.

BOARD OF COUNTY COMMISSIONERS  
FRANKLIN COUNTY, WASHINGTON

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Chairman

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Chairman Pro Tem

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Member

Attest:

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Clerk to the Board

Approved and signed August 1, 2007.