

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

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

The meeting opened at 9:02 am with Commissioners Miller and Koch present. Mr. Peck joined the meeting at 9:05 am.

OFFICE BUSINESS

Secretary Patricia Shults met with the Board. Present in audience: Tri-City Herald Reporter Dalina Castellanos.

Consent Agenda

Motion - Mr. Koch: I would move for approval of the consent agenda for June 29, 2009, and authorize Mr. Peck's signature also:

1. Approval of **joint Resolution 2009-264** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Contract to provide Functional Family Therapy (FFT) between the Juvenile Justice Center and Julie A. Elmenhurst, dba Elmenhurst Counseling, LLC, effective July 1, 2009 through June 30, 2011. (Exhibit 1: Information sheet.)
2. Approval of **joint Resolution 2009-265** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Contract between the Juvenile Justice Center and Gloria E. Larson, effective through December 31, 2009, with annual renewable options. (Exhibit 2: Information sheet.)
3. Approval of **joint Resolution 2009-266** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Contract between the Juvenile Justice Center and Mark A. Rudeen, effective through December 31, 2009, with annual renewable options. (Exhibit 3: Information sheet.)
4. Approval of **joint Resolution 2009-267** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709DLA002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Diana L. Anderson, effective through December 31, 2009. (Exhibit 4: Information sheet.)

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

5. Approval of **joint Resolution 2009-268** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709DRC002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Darin R. Campbell, effective through December 31, 2009. (Exhibit 5: Information sheet.)
6. Approval of **joint Resolution 2009-269** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709SDH002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Susan Darden Henwood, effective through December 31, 2009. (Exhibit 6: Information sheet.)
7. Approval of **joint Resolution 2009-270** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709KH002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Keith Hilde, effective through December 31, 2009. (Exhibit 7: Information sheet.)
8. Approval of **joint Resolution 2009-271** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709LLM002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Laurie L. Magan, effective through December 31, 2009. (Exhibit 8: Information sheet.)
9. Approval of **joint Resolution 2009-272** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709DPM002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Donna P. Mannion, effective through December 31, 2009. (Exhibit 9: Information sheet.)
10. Approval of **joint Resolution 2009-273** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709KLM002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Kathleen L. Moreno, effective through December 31, 2009. (Exhibit 10: Information sheet.)

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

11. Approval of **joint Resolution 2009-274** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709KKO002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Karyn K. Oldfield, effective through December 31, 2009. (Exhibit 11: Information sheet.)
12. Approval of **joint Resolution 2009-275** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709JAO002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Julie A. Ovens, effective through December 31, 2009. (Exhibit 12: Information sheet.)
13. Approval of **joint Resolution 2009-276** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709JDP002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Jared D. Paulsen, effective through December 31, 2009. (Exhibit 13: Information sheet.)
14. Approval of **joint Resolution 2009-277** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709MSP002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Mary S. Poland, effective through December 31, 2009. (Exhibit 14: Information sheet.)
15. Approval of **joint Resolution 2009-278** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Professional Services Agreement, Number BFSC0709DS002J, for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Daniel Stovern, effective through December 31, 2009. (Exhibit 15: Information sheet.)
16. Approval of **Resolution 2009-279** for the Professional Services Agreement between Robert J. Thompson and Franklin County to provide legal representation in State of Washington v. Marnicus Lockhart, Contract Number FCSC0800RJT001H.
17. Approval of **Resolution 2009-280** for the Professional Services Agreement to provide legal representation to indigent persons in Franklin County Superior Court between Karla V. Kane and Franklin County, Contract Number FCSC0911KVK001, effective

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

June 1, 2009 through December 31, 2011, hereby rescinding the agreement approved via Franklin County Resolution 2009-016.

18. Approval of **Resolution 2009-281** for the Professional Services Agreement to provide legal representation to indigent persons in Franklin County Superior Court between Matthew L. Rutt and Franklin County, Contract Number FCSC0911MLR001, effective June 1, 2009 through December 31, 2011, hereby rescinding the agreement approved via Franklin County Resolution 2008-562.
19. Approval of **Resolution 2009-282** for the Professional Services Agreement to provide legal representation to indigent persons in Franklin County Superior Court between Shawn P. Sant and Franklin County, Contract Number FCSC0910SPS001, effective June 1, 2009 through December 31, 2010, hereby rescinding the agreement approved via Franklin County Resolution 2009-026.

Second by Mr. Miller. 2:0 vote in favor.

Consolidated Crisis Response Center (CCRC)

Mr. Peck said he and Benton County Commissioner Beaver will give a report on the research done regarding having a CRCC at the July 7 bi-county meeting.

Corps of Engineers Shoreline Plan

Mr. Peck has drafted a bi-county resolution to present to the Corps of Engineers as they accept comments on their shoreline plan. Benton County is reviewing the resolution now. Mr. Peck will provide a copy to the other Board members for review. His goal is to have that approved by July 15 by both boards.

VOUCHERS/WARRANTS

Motion - Mr. Peck: I move approval for 2009 vouchers dated 6/29/2009 in the total amount of \$561,796.78: 1999 Distressed Capital GO Bonds warrant 19056 for \$250,000.00; Courthouse Renovation Fund warrant 19057 for \$1,924.49; Law Library warrants 10958 through 10960 for \$6,787.27; Landfill Closure Trust Fund warrant 19061 for \$2,426.07; Auditor O&M warrant 19062 for \$256.67; Current Expense warrants 19063 through 19103 for \$276,314.15; Law Library warrant 19104 for \$139.90; Capital Outlays ¼% Tax warrant 19105 for \$11,250.87; Park Acquisition & Capital warrant 19106 for \$5,380.99; L&I Reserve Fund warrant 19107 for \$818.00; and Current Expense

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

warrants 19108 through 19125 for \$6,498.37. Second by Mr. Koch. 3:0 vote in favor.
(Exhibit 16)

PROSECUTOR

Chief Civil Deputy Prosecutor Ryan Verhulp met with the Board. Present in audience: Dalina Castellanos.

Commercial Crime Policy Insurance Limits and Deductibles

The insurance quote information was reviewed. Mr. Verhulp said the insurer's explanations for the increases are the present marketplace and also that insurance companies are seeing many more claims relating to employee theft and fraud which has subsequently affected the premiums. Mr. Koch noted the deductible amount has also increased by five times, from \$500 to \$2500. Mr. Peck said he thinks we need to shop for insurance. He said it's difficult to imagine that the market is driving this much of a difference but he doesn't know if it is or it isn't. The Board asked Mr. Verhulp to obtain more information before making a decision.

VOUCHERS/WARRANTS

Motion – Mr. Koch: I move for approval of Salary Clearing Payroll for a total amount of \$746,091.74: warrants 48702 through 48801 for \$193,112.58; warrants 48802 through 48813 for \$243,826.14; and Direct Deposit for \$309,153.02.

The cover sheet also includes the following:

Emergency Management Payroll for a total of \$17,417.08: warrants 18936 through 18947 for \$4143.28; warrants 18948 through 18957 for \$5537.08; and Direct Deposit for \$7736.72; and

Irrigation Payroll for a total amount of \$13,953.29: warrants 18958 through 18970 for \$8991.68; and warrants 18971 through 18978 for \$4961.61.

Second by Mr. Peck. 3:0 vote in favor. (Exhibit 17)

MINUTES

Motion – Mr. Koch: Mr. Chairman, I would move for approval of Commissioners Proceedings for May 27, June 11, June 15, June 22 and June 24. Second by Mr. Peck. 3:0 vote in favor.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

PUBLIC WORKS

Engineer Tim Fife met with the Board. Present in audience: Dalina Castellanos, Judith Gidley and Cricket Cordova.

Vouchers

Motion – Mr. Koch: Mr. Chairman, I would move for voucher approval for Public Works in the amount of \$285,030.86 to Basin Sod, Community Trade Development, Inland Asphalt Co., Voss Farms Limited Partnership, and DOT. Second by Mr. Peck. 3:0 vote in favor. (Exhibit 18)

Roadside Spraying

Mr. Koch asked about the status of the roadside spraying program. Mr. Fife said the Public Works Department is working with some of the farmers to control their own weeds. No reimbursement to the farmers is being made.

The second round of spraying for the year is occurring using a different chemical. The first round did not kill the weeds. It seemed to be an anomaly but it was not unique because others had problems with the spraying, too.

Mr. Peck asked if the soil can be sterilized. Mr. Miller said the reason it is not done is because there have been a lot of lawsuits because of drift and other problems. Mr. Fife said sterilization works great as long as there is not irrigation water. The sterilant is sometimes used in the dryland area because it is more effective.

Drummond Road

In response to Mr. Miller's question, Mr. Fife said some work will be done on Drummond Road.

Chip Sealing

In response to Mr. Koch's question about the progress on the chip sealing, Mr. Fife explained what chip sealing is occurring. He expects it will be completed in July, which is about normal. Idaho Asphalt, the new supplier, is providing good oil and good delivery.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

Irrigation of Roadways Issue

Mr. Peck asked about the issue of irrigation water on roadways. Mr. Fife said the policy is being reviewed by Chief Civil Deputy Prosecutor Ryan Verhulp. The sheriff's office has been doing a lot of work.

Mr. Peck said his real interest is in whether or not we're starting to see any changes in practices. Are there fewer end guns spraying water over the roadways? Mr. Fife said people have called him about the warning notices they have received. Most of them are making adjustments. Mr. Miller said many times all that is required is to make an adjustment. Mr. Fife said some problems were occurring from malfunctioning equipment.

COMMUNITY ACTION COMMITTEE (CAC)

CAC Director Judith Gidley and Cricket Cordova met with the Board. Present in audience: Dalina Castellanos.

2060 Affordable Housing Update

Ms. Cordova gave an update regarding the 2060 Affordable Housing program, the bill that requires county auditors to collect fees to fund housing programs for extremely to very low income persons. Sixty percent of the funds stay in Franklin County and 40% of the funds are transmitted to the state for use by CTED (which will soon be the Department of Commerce). The funds have now built up in the account so Ms. Cordova will be meeting with the oversight committee to determine where to use them.

Ms. Gidley and Ms. Cordova answered Mr. Bowen's questions about the makeup of the oversight committee.

2163 1st Quarter Homeless Housing Report

Ms. Gidley reviewed the report with the Board (Exhibit 19). A total of 832 clients have received housing or a subsidy for housing during the first three months of 2009 in Benton and Franklin Counties. Franklin County had \$105,000 of 2163 funds for the year. CAC charges a 6% administration fee to Franklin County. Ms. Gidley said we budget for less than what the county collects so we don't deplete the funds.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

Mr. Peck asked how much did you spend in the first quarter on all of these programs? Ms. Gidley will provide the Board with that information.

Mr. Peck asked how many clients do you serve in a year? He realizes you served 832 during the first quarter. He realizes some of them carry over. Ms. Gidley said that's pretty typical. In the wintertime it may go up higher than that. These people are the ones whose rent is being paid on a monthly basis. There are others for whom we only do prevention work, which is a one-time service. The annual amount is about \$2.2 million.

Point in Time (PIT) Count

Ms. Cordova gave the Board the Point in Time Count and reviewed it (Exhibit 20). She noted that the number of surveys and people responding has continued to increase each year. Ms. Gidley said the PIT is trend data that we can use in connection with other information to tell us what direction we're headed.

Ms. Cordova and Ms. Gidley answered Mr. Peck's questions about the procedure used to do the PIT count and the state and Federal guidelines. The PIT count started in 2004 but was not required by the state, Federal government or county. In 2006 when the ten-year plan was developed, the PIT became required and we had to follow new guidelines that the state created. It was a more thorough count and more consistent. We have followed the same process since then. The goal is to reduce homelessness by 50% in ten years. The state and Federal government gave us the process of how to track it. Right now we're sitting at a 52.4% reduction in homelessness since 2006.

Ms. Cordova said we'll see if it holds. When she looks at the data, she can really see the people moving from being unsheltered into transitional into permanent housing. That is totally correlated with the numbers because once they hit permanent supportive housing, they were no longer counted as homeless. So we see this drop in the number of people being counted as homeless by HUD but we're seeing an increase of people in the permanent supportive category.

The HGAP homeless grant assistance program has one more year of funding, starting July 1.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

Mr. Miller asked if there is a comparison to other counties nationwide.

Ms. Cordova said we can ask them for their data. She knows Yakima County has higher homeless numbers.

Ms. Cordova said some people are not going to be willing to do the survey, such as undocumented people and unaccompanied youth.

Mr. Peck talked about how the point in time count can overlap. Ms. Cordova said that is why we have to look at it in conjunction with other information. We also look for red flags: Is there something here that doesn't add up to what we already are sensing is going on?

Mr. Peck asked if a comparative analysis has been done on the various indicators to see if there are pairings or triplets, where two or three dynamics are consistently lining up with one another? Ms. Gidley and Ms. Cordova said yes. Mr. Peck asked for additional data which Ms. Cordova will provide.

COUNTY ADMINISTRATOR

County Administrator Fred Bowen met with the Board. Present in audience:
Dalina Castellanos.

Assessor

Assessor Steve Marks asked Mr. Bowen to present a letter to the Board stating he will be donating the amount of \$175.00 per payday or \$350.00 per month to the county which equates to one day a month of his salary (Exhibit 21).

Courthouse Hours

Mr. Bowen has received notification that the Prosecutor's office and Superior Court judges will be closing at noon every other Friday because of the furlough days. Other elected officials have requested that the courthouse be allowed to be shut down every other Friday at noon so they could just let their people have a furlough day every other Friday at noon. He is bringing it to the Board for discussion purposes.

Mr. Miller said he thought staff scheduling would be staggered so the Courthouse wouldn't be closed down. Mr. Bowen said he also thought that was the intent all along.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

Mr. Miller said it does not appear to him that a lot of business is going on in the Courthouse on Friday afternoons. Mr. Koch said at first blush I don't really see a problem. He said it may be a way to get the courts to participate.

Mr. Miller said there is some business occurring on Friday afternoons. The concern he has with closing is if someone comes here to do business who would be surprised and disappointed when it is shut down. It's just quieter than other days.

Mr. Peck said we're supposed to be running a county here. We're supposed to be providing certain services. If county government has gotten so big that we can't afford it, then we ought to be trimming county government. We ought not to be trying to play around at the fringes and close every other Friday and squeeze a day's pay out of people. I still remain opposed to that whole process.

Mr. Miller said I would be angry if I got off work early on Friday to come down here to do something. I think this is just a temporary position, not something that will continue. People need to understand the need for budget cuts. I wasn't really in favor of the furlough but it was the employees' choice of doing that from his understanding.

Mr. Peck said that doesn't appear to be the word on the street. The word on the street is that the county commissioners pressed for that. If you understood it differently, it would be good to have it on the record.

Mr. Miller said I understood it differently. I understood that the reason why we have it is that the employees all proceeded to agree that they would take a day furlough. Is that correct?

Mr. Bowen said that is correct. That was not the request of the county commissioners that they take a furlough day.

Mr. Peck said if we end up closing every other Friday, I would like to be sensitive to the fact that a large part of our area workforce in both counties works on an every-other-Friday off schedule. We should try to be available to them when they are off so that if that's their day that they come in and do administrative things that we are open.

Mr. Miller agreed.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

Mr. Peck said a lot of the Hanford workers are off every other Friday. Mr. Bowen asked so what we do is stagger their Fridays so we are open on that Friday that they're off? Mr. Peck said I think so. There may be some families where there is a couple and one works in the county and one works at Hanford and they'd both like to have the same Friday off but I think the greater obligation is to be available to people who are off on that Friday, who maybe that's their only day in a two-week cycle that they have a full day to go and take care of business, whether they're recording deeds or whatever it is they need from the county.

Mr. Koch asked if there is a drop box in the parking lot for ticket payments. Mr. Bowen said it is in place. Mr. Miller asked if it has been advertised well enough so people know it is available. Mr. Koch said obviously not.

Mr. Koch said that would be my other side of thinking about closing on Friday afternoons because a number of people get paid on Fridays and if they do have an obligation to take care of a financial matter, they should be able to do that without being penalized. Mr. Bowen said the box was put in and is signed but has not been advertised. Mr. Koch said if we go forward with this, we would really need to work with our news media to make sure people are aware of the drop box. He said he knew we had talked about it but he was not aware it was functional.

Mr. Peck said it sounds like there are a couple of questions. One is, are we going to close every other Friday, and if we are, what does the calendar look like?

Mr. Miller asked how many offices do not have anybody in the office if they all need to be leaving on Friday when they could stagger that and keep the office open? Friday is light but there are people that come in here. There are examples where we could have one or two people in an office where they alternate Fridays off. I'm not so sure it would be necessary to close down. It would possibly save money in not having to have security.

Mr. Bowen does not need a decision today. He just wanted to have an open discussion. A lot of questions aren't answered yet. If it is worth pursuing, we can research it more and get questions answered. Dispatch and Jail cannot do it. It never

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

fails, no matter what you do, it might be good for this but it's not going to be good for that. There is always a ripple effect in anything that happens. The Board members agreed. He said the Prosecuting Attorney's office and the Superior Court judges allowing the courts to close at noon every other Friday was to help the situation of Franklin County to get through to the end of the year. There are a lot of unanswered questions. He said before I spend a lot of time even working with it, if the Board does not want to close, then it would be wasting his time to do all the footwork.

Mr. Peck said unless there is some significant collateral cost savings of shutting down for a whole day, I'd say manage the work force and stagger the days off.

Mr. Miller said yes, I think so, unless we can find out any other reason like the security, which it sounds like we can't. Mr. Peck said I'd only be interested in doing it if it had some other significant cost savings that came with it aside from just the furlough days. Mr. Koch said I could agree with that. Mr. Miller said I agree.

PROSECUTOR

Chief Civil Deputy Prosecutor Ryan Verhulp met with the Board. Present in audience: Dalina Castellanos.

Commercial Crime Insurance Policy

Mr. Verhulp said the insurance agent said if we cancel, the refund may be less than a prorated amount. The policy doesn't define what that means. They didn't have a copy of the new policy to offer him at the moment. They did say that the Board could make the decision on Wednesday and bind coverage effective July 1 so we wouldn't have any lapse in coverage. Mr. Verhulp may be able to obtain more details to clarify the matter before Wednesday.

He said one reason the insurance agent thought the amounts had increased so much could be because the county continued to renew the insurance policy year after year based on a minimally filled out application made in 1994.

OTHER BUSINESS

Present in audience: Dalina Castellanos.

Wireless Policy

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

Mr. Koch asked the status of the wireless policy. Mr. Miller said it is on his desk for review. The Board asked Mr. Bowen to include the policy on his agenda.

Health Department

Mr. Bowen will be meeting with Dr. Jecha of the Health District to go over some budget adjustment possibilities this week.

Adjourned at 11:13 am.

COMMISSIONERS RECORD 50
FRANKLIN COUNTY
Commissioners' Proceeding for June 29, 2009

There being no further business, the Franklin County Board of Commissioners meeting was adjourned until July 1, 2009.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

Chairman

Chairman Pro Tem

Member

Attest:

Clerk to the Board

Approved and signed July 6, 2009.