

COMMISSIONERS RECORD 51
FRANKLIN COUNTY
Commissioners' Proceedings for April 4, 2012

This document is a summarized version of the Board of Commissioners proceedings. The minutes are paraphrased, not verbatim. Access to an electronic audio recording of the meeting is available upon request.

The Honorable Board of Franklin County Commissioners met on the above date. Present for the meeting were Brad Peck, Chairman; Rick Miller, Chair Pro Tem; and Robert E. Koch, Member; Fred Bowen, County Administrator; and Toni Fulton, Acting Clerk to the Board. Meeting convened at 9:00 am.

Present in audience: Roger Lenk, James Brumfield, Malcolm Bowie, Sheriff Richard Lathim, Rich Lahtinen, Jim Follansbee, Les Storms, Guy Walters, Gordon Hanscom

WSU, FRANKLIN COUNTY EXTENSION

Steve Norberg, Regional Forage Specialist, WSU Franklin County Extension, met with the Board.

FORAGE PROGRAM

Mr. Norberg provided a handout to the Board and provided an overview of the Forage Program. One of the major areas that Mr. Norberg works in is a variety trial for forages, particularly alfalfa. Mr. Norberg is also researching bringing a relatively new crop to the area: soybeans. In an effort to reduce costs for farmers, by bringing a legume into the area that can be harvested once, the result would be a good-quality hay that's going to be high in protein, and will be considered for both hay and silage. Mr. Norberg believes it has a good chance of success in the area.

SHERIFF

REQUEST TO ADD 2003 FORD EXPEDITION TO PATROL FLEET

Franklin County Sheriff Richard Lathim met with the Board. Sheriff Lathim is requesting approval to add a vehicle that has been donated by one of the tow companies to the patrol fleet. This vehicle would be dedicated to transportation of the recently-acquired SARbot underwater robot. Commissioners had no objections to adding this vehicle to the patrol fleet.

CONTRACT WITH PUBLIC WORKS FOR PATROL ASSISTANCE

Sheriff Lathim discussed the agreement between the Public Works Department and the Sheriff's Department for 2011 for special patrol to assist with the water over the roadway and with

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construction. \$32,000 was budgeted for revenue within the 2012 Sheriff's Department budget for services to Public Works; due to the change in leadership in Public Works, Sheriff Lathim would like to confirm that this agreement will continue in 2012.

Commissioner Koch asked Sheriff Lathim what the success of this contract was last year. The feedback that Sheriff Lathim received was that the agreement was successful. Commissioner Peck asked if there are other special programs where different departments fund additional time for the Sheriff's Department; currently, none of the other county departments provides additional funding. Commissioner Peck asked for verification that the reason for the request for additional funding is due to the fact that the Sheriff's Department does not have funding within its budget to provide these as part of its routine services. Sheriff Lathim clarified that these services are an additional service to Public Works, above and beyond what is routine. Following further discussion, there were no objections from the Board. There is not a formal agreement; the services will be provided and the Sheriff's Department will bill Public Works.

VOUCHERS

Motion – Commissioner Koch moved to approve vouchers from Franklin County Public Works County Road Fund, Motor Vehicle, Solid Waste and Probation Work Crew in the bottom line of \$186,504.04. Second by Commissioner Miller. 3:0 vote in favor. (Exhibit 1)

Motion – Commissioner Koch moved to approve fund expenditures from 1999 Distressed Capital GO Bonds, Current Expense, Auditor O&M, TRAC Operations Fund, Franklin County RV Facility, Jail Commissary, Veteran's Assistance, Jail Commissary, Ending Homeless Fund, and Landfill Closure Trust Fund totaling \$675,366.33; vouchers have been audited and signed by Jeff Burckhard and Julie Jordan of the Auditor's Office. Second by Mr. Miller. 3:0 vote in favor. (Exhibit 2)

Fund Expenditures	<u>Warrants</u>		Amount Issued
1999 Distressed Capital GO Bonds	63923	-	\$500,000.00
Current Expense	63924	63957	\$29,300.22
Auditor O & M	63958	63962	\$630.59
TRAC Operations Fund	63963	63991	\$31,545.43
Franklin County RV Facility	63992	63996	\$54,214.66
Current Expense	63997	64015	\$42,635.80

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Jail Commissary	64016	64020	\$3,100.49
Veteran's Assistance	64021	64022	\$500.00
Ending Homelessness Fund	64023	-	\$9,491.00
Landfill Closure Trust Fund	64024	-	\$3,948.14
Total amount is \$675,366.33			

Motion – Commissioner Koch moved to approve fund expenditures for Public Works County Road payroll and Motor Vehicle payroll totaling \$98,560.40 and signed by Malcolm Bowie and Whitney Osborn. Second by Commissioner Miller. 3:0 vote in favor. (Exhibit 3)

OFFICE BUSINESS

Administrative Assistant Toni Fulton met with the Board.

Consent Agenda

Motion – Commissioner Koch moved for approval of the consent agenda items 1 through 7 as presented. Second by Commissioner Miller, with discussion. 3:0 vote in favor.

1. Bid Award to Franklin County Graphic as official county newspaper, RCW 36.72.075 (Exhibit 4)
2. Approval of Resolution 2012-120, Agreement for Government Banking Services between Franklin County and Bank of America
3. Approval of Resolution 2012-121, Silver Extended Services Agreement between Franklin County and Astrophysics, Inc., for X-ray machines
4. Approval of Resolution 2012-122, appointment of Sharon Sellereite to the Aging and Long Term Care Advisory Board, Franklin County Division of the Southeast Washington Office, Position #1, for a three-year term expiring April 3, 2015
5. Approval of Resolution 2012-123, appointment of Frances Beltran to the Aging and Long Term Care Advisory Board, Franklin County Division of the Southeast Washington Office, Position #6, for a three-year term expiring April 3, 2015
6. Approval of Resolution 2012-124, Annual Certification for 2011 – County Road Administration Board (CRAB) as required by WAC 136-04
7. Approval of Commissioners Proceedings for March 21 and March 26, 2012

COUNTY ADMINISTRATOR

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County Administrator Fred Bowen and Facilities Department Director Gordon Hanscom met with the Board.

ANNEX BUILDING ROOF REPLACEMENT

Gordon Hanscom presented the three (3) proposals received for bids on the roof at the annex building at 312 W. Clark; Meyers Roofing Solutions came in with the lowest bid at \$80,449.80, Silverbow bid \$97,305.60, and All Surface Roofing and Waterproofing bid \$122,240.16. The bids were reviewed and Meyers Roofing is compliant with all of the specs listed in the bid proposal. The recommendation letter for award of bid to Meyers Roofing Solutions was signed by the Board. (Exhibit 5)

REMOVAL OF SATELLITE DISH & ANTENNA

The satellite dish and antenna on top of the annex building are not being used by the county at this time. They may be moved to the Facilities Department's storage shop and used if necessary in the future. Three (3) bids for removal were received: Day Wireless at \$5,223.66, ProWest Contracting at \$5,918.70, and Legacy Telecommunications Inc. at \$4,441.74.

Commissioner Koch inquired as to the salvage value of this equipment. Mr. Hanscom explained that the equipment could possibly be utilized by the Information Services Department and the Franklin County Dispatch Center. We may be able to utilize one or two of the antennas at either the new jail or at one of our other tower sites.

Commissioner Peck asked what the likelihood is that this equipment will be used. Mr. Hanscom said that the antennas would be used and the base of the satellite would be used. Following further discussion, it was determined that prior to awarding the bid for removal of this equipment, the value of the equipment will be determined.

County Administrator Fred Bowen discussed the project costs and funding sources with the Board.

CONTRACT AMENDMENTS #1 AND #2 – JAMES A. SEWELL & ASSOCIATES

Mr. Bowen asked for approval of Contract Amendments #1 and #2 to Franklin County's Consultant Agreement with James A. Sewell & Associates, regarding the Basin City Water-Sewer project. The first phase of the project has been completed, and there are remaining funds.

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Department of Commerce has authorized the remaining funds to be used to complete the next phase of the project.

Motion – Commissioner Koch moved for approval of Amendments #1 and #2 to the Consultant Agreement between Franklin County and James A. Sewell & Associates, amending Resolution 2010-119. Second by Commissioner Miller. 3:0 vote in favor. Resolution 2012-125 was approved.

AGREEMENT WITH BENTON COUNTY FOR ENGINEERING SERVICES

Mr. Bowen notified the Board that he was informed this morning that Benton County is not willing to extend the end date of the existing contract between Franklin County and Benton County for engineering services. At the end of April, we will no longer have a County Engineer on staff at the Public Works Department; it was suggested that we possibly contract with a local engineering firm.

Commissioner Peck's interpretation of the applicable RCW is that we are not allowed to go out and contract for a Professional Engineer (PE); it says that we may contract with another county.

Commissioner Peck and Mr. Bowen will meet to discuss the matter.

COLLECTIVE BARGAINING AGREEMENT – APPRAISERS

Mr. Bowen requested approval of the 2012-2013 Collective Bargaining Agreement between Franklin County and the Appraisers union.

Motion – Mr. Miller: Mr. Chairman, I move that we approve the agreement between Franklin County and Local 2658-F (Appraisers) of American Federation of State, County and Municipal Employees. Second by Mr. Miller. 3:0 vote in favor. Resolution 2012-126 was approved.

PUBLIC WORKS DIRECTOR/PROFESSIONAL ENGINEER REPLACEMENT

People were present in the audience. The Board discussed the need to replace the Public Works Director/Professional Engineer.

Executive Session at 10:11 am based on RCW 42.30.110(1)(i), litigation or potential litigation and legal risks of a proposed action expected to last up to 15 minutes. Present: Commissioners Peck, Miller and Koch; County Administrator Fred Bowen; Deputy Prosecutor Janet Taylor; and Pro Tem Clerk to the Board Toni Fulton.

Open Session at 10:28 am. People were present in the audience.

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Motion – Mr. Miller: I move that we do not offer Tim Fife unemployment funds.

Mr. Peck restated the motion and asked Mr. Miller if he has it correct that we have an application from Mr. Fife, our former Public Works Director, for unemployment benefits, and that it is the motion that we deny this request. Mr. Miller said that is exactly right. Second by Mr. Koch.

Mr. Peck offered an amendment to the motion to further clarify that reading from the document, claimant has stated that his reason for separation from the county, "I was fired as a political scapegoat." I want that to be on the record and unless there's objection – well, let me just ask; Mr. Miller, do you accept that as part of your motion? Mr. Miller said I accept it but that had no influence on my decision but I think putting that in is fine. Mr. Peck said Mr. Koch, you made the second. Mr. Koch said I do also accept. Mr. Peck said we have a motion on the floor that has been seconded, it's been amended and that also has been approved and seconded. So with that, all in favor of approval of the amended motion which is to deny the request for unemployment benefits placed by Mr. Fife please say aye. 3:0 vote in favor.

Mr. Peck said Franklin County is self-insured for unemployment which means if the request were ultimately approved, the dollars that were paid in unemployment would be paid directly from Franklin County's funds.

OTHER BUSINESS

James Brumfield requested time to meet with the Board at a future meeting to discuss conduct of the county prosecutor and county sheriff. Mr. Peck said he will be scheduled to meet with the Board.

Executive Session at 10:35 am pursuant to RCW 42.30.110(1)(i) to discuss litigation or potential litigation and the legal risks of a proposed action expected to last up to 45 minutes.

Present: Commissioners Peck, Miller and Koch; Prosecutor Shawn Sant; Deputy Prosecutor Janet Taylor; Assistant Engineer Guy Walters; and Pro Tem Clerk to the Board Toni Fulton.

Open Session at 11:24 am. Mr. Walters left the meeting. People joined the audience.

Executive Session at 11:25 am pursuant to RCW 42.30.110(1)(i) to discuss litigation or potential litigation and the legal risks of a proposed action expected to last up to 15 minutes. Present:

Commissioners Peck, Miller and Koch; Prosecutor Shawn Sant; Deputy Prosecutor Janet Taylor; and Pro Tem Clerk to the Board Toni Fulton.

Open Session at 11:41 am.

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People were present in the audience.

Executive Session at 11:42 am pursuant to RCW 42.30.110(1)(i) to discuss litigation or potential litigation and the legal risks of a proposed action expected to last up to 15 minutes. Present: Commissioners Peck, Miller and Koch; Prosecutor Shawn Sant; Deputy Prosecutor Janet Taylor; and Pro Tem Clerk to the Board Toni Fulton.

Open Session at 11:57 am.

People were present in the audience.

Mr. Peck said we've had the opportunity to meet with Mr. Walters at his request and the Board I think universally felt that that was time well spent; a good investment. We have been careful not to make decisions in Executive Session given that that's not appropriate or authorized under the law and for that purpose we are now back on the record and unless there's objection from the Board, I'll go ahead and offer a motion.

Motion – Mr. Peck: I move that Franklin County Board of Commissioners, having discussed with Mr. Walters in detail the events at Public Works and his involvement and his understanding of affairs, that we accept Mr. Walters' stated desire to voluntarily retire on or before September 1, 2012, and to further, based on what we learned in our discussions with him, to reinstate what has for the last week and a half been an unpaid leave status to in fact convert that back to paid leave and he is immediately back on paid leave status pending his retirement, again on or before September 1st. We want to in particular express our gratitude to Mr. Walters not only for his 34 years of dedicated service but also express our appreciation for his willingness to voluntarily stick around through the summer till September 1st to help us with transitions that may take place in Public Works, both in terms of staffing and organization. His 34 years of service are I believe going to be invaluable to us as we transition. He has a lot of information that whomever is chosen to replace him will be useful. I think it indicates and hopefully it will be perceived correctly as a mutually beneficial relationship where the county has found only minimal noncompliance on Mr. Walters' part. He for his part has acknowledged that some things were not handled as perfectly as he would have liked but it's my perception and I think the Board's as well that certainly none of that was criminal and at the most it was minimally deficient in an administrative way. I realize that I'm still stating a motion and this is probably the longest one on record but it's important that we communicate clearly that this is something we

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think is a fair and equitable and mutually voluntary solution to a difficult situation. So having said that, I would ask if there's a second.

Second by Mr. Koch. Mr. Koch said just a point of clarification, I think at one point you said to reinstate him on paid leave.

Mr. Peck thanked Mr. Koch for the clarification. He said you're absolutely correct. What I meant to say was that his unpaid administrative leave status would be corrected to paid leave and that effective immediately he would be back on regular duty.

Second by Mr. Koch.

3:0 vote in favor.

ADJOURNMENT

Motion – Mr. Miller: I move to adjourn. Second by Mr. Koch. 3:0 vote in favor.

Adjourned at 12:04 pm.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until April 18, 2012.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON



Brad Peck, Chairman



Rick Miller, Chairman Pro Tem



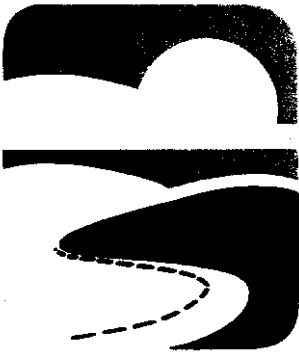
Robert E. Koch, Member

Attest:



Clerk to the Board

Approved and signed April 18, 2012.



FRANKLIN COUNTY

PUBLIC WORKS DEPARTMENT

Tim Fife, P.E., Public Works Director/County Engineer
 Guy F. Walters, Assistant Public Works Director

April 4, 2012

Franklin County Commissioners:

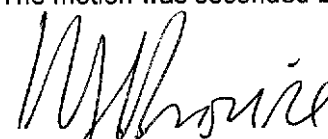
Vouchers audited and certified by the auditing officer by RCW 42.24.080, expense reimbursement claims certified by RCW 42.24.90, have been recorded on a listing, which has been sent to the board members.


Action: As of this date, April 4, 2012
 move that the following vouchers be approved for payment:

<u>FUND</u>	<u>AMOUNT</u>
County Road	
- Vouchers (2012)	\$162,102.10
Total	\$162,102.10
 Motor Vehicle	
- Vouchers	\$24,258.52
Total	\$24,258.52
 Solid Waste	
- Vouchers	\$28.40
Total	\$28.40
 Probation Work Crew	
- Vouchers	\$115.02
Total	\$115.02

in the total amount of **\$186,504.04** (\$115.02 + \$28.40 + \$24,258.52 + \$162,102.10).

The motion was seconded by  and passed by a vote of 3 to 0.


 The attached vouchers have been approved by
 the Public Works Director


 Vouchers Prepared By



FRANKLIN COUNTY AUDITOR

Matt Beaton, Auditor

4/4/2012

Franklin County Commissioners:

Vouchers audited and certified by the auditing officer by RCW 42.24.080, expense reimbursement claims.

Action: As of this date, 4/4/2012

Move that the following warrants be approved for payment:

certified by RCW 42.24.090, have been recorded on a listing, which has been sent to the board members.

FUND Expenditures	WARRANTS		AMOUNT ISSUED
1999 Distressed Capital GO Bonds	63923	-	\$500,000.00
Current Expense	63924	63957	\$29,300.22
Auditor O & M	63958	63962	\$630.59
TRAC Operations Fund	63963	63991	\$31,545.43
Franklin County RV Facility	63992	63996	\$54,214.66
Current Expense	63997	64015	\$42,635.80
Jail Commissary	64016	64020	\$3,100.49
Veteran's Assistance	64021	64022	\$500.00
Ending Homelessness Fund	64023	-	\$9,491.00
Landfill Closure Trust Fund	64024	-	\$3,948.14

In the amount of

\$675,366.33

The motion was seconded by

And passed by a vote of 3 to 0

Jeff A. Burchard
The attached vouchers have been approved by Auditor or Deputy

Julie Jordan
Vouchers Audited By



FRANKLIN COUNTY

PUBLIC WORKS DEPARTMENT

Tim Fife, P.E., Public Works Director/County Engineer
Guy F. Walters, Assistant Public Works Director


March 29, 2012

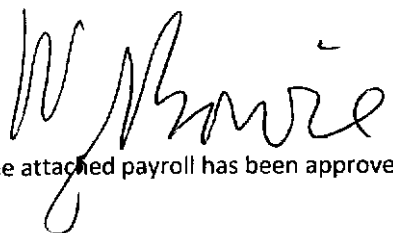
Franklin County Commissioners:

Vouchers audited and certified by the auditing officer by RCW 42.24.080, expense reimbursement claims certified by RCW 42.24.090, have been recorded on a listing, which has been sent to the board members.

Action: As of this date, March 29, 2012  ,
 move that the following warrants be approved for payment:

<u>FUND</u>	<u>WARRANT</u>	<u>AMOUNT</u>
County Road		
- Payroll	63753-63760	30,024.64
- Direct Deposit (3354-3380)		42,597.04
		\$72,621.68
- Benefits	63767-63770	12,396.53
	Total	\$85,018.21
Motor Vehicle		
- Payroll	63771-63777	3,735.04
- Direct Deposit (3381-3385)		7,793.01
		\$11,528.05
- Benefits	63778-63781	2,014.14
	Total	\$13,542.19

in the total amount of **\$98,560.40** (\$85,018.21 + \$13,542.19). The motion was seconded
 by  and passed by a vote of 3 to 0.


 The attached payroll has been approved by the Public Works Director


 Payroll Prepared By



FRANKLIN COUNTY

BOARD OF COMMISSIONERS

BRAD PECK
DISTRICT 1

ROBERT E. KOCH
DISTRICT 2

RICK MILLER
DISTRICT 3

Fred H. Bowen
County Administrator

Rosie H. Rumsey
Human Resources Director

April 4, 2012

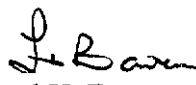
TO: Franklin County Commissioners
Franklin County, Washington

FROM: Fred H. Bowen
County Administrator

AWARD OF BID: Legal Notices

I recommend the bid for printing Franklin County's legal notices for one year (July 2012 – June 2013) be awarded to the Franklin County Graphic, of Connell, Washington, at a rate of \$9.00 per column inch on six point solid type


Recommended:


Fred H. Bowen
County Administrator

Dated this 4th day of April 2012

Approved:


Brad Peck, Chair


Rick Miller, Chair Pro Tem


Robert E. Koch, Member

Attest:


Clerk of the Board



FRANKLIN COUNTY

BOARD OF COMMISSIONERS

BRAD PECK
DISTRICT 1

ROBERT E. KOCH
DISTRICT 2

RICK MILLER
DISTRICT 3

Fred H. Bowen
County Administrator

Rosie H. Rumsey
Human Resources Director

April 4, 2012

COPY

Kathy Valdez, Owner
Franklin County Graphic
P.O. Box 160
Connell, WA 99326

Re: Bid Award

Dear Mrs. Valdez:

Thank you for submitting a bid for publishing Franklin County's legal notices.

The Board of Commissioners has awarded this bid to the Franklin County Graphic for one year, July 2012 – June 2013 at a rate of \$9.00 per column inch on six point solid type.

Enclosed for your files is the "Award of Bid" letter signed by the Franklin County Board of Commissioners.

Respectfully,

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

A handwritten signature in cursive script, appearing to read "Fred Bowen".

Fred Bowen
County Administrator

Enclosure



FRANKLIN COUNTY

FACILITIES DEPARTMENT

April 2, 2012

TO: Franklin County Commissioners
Franklin County, Washington

FROM: Gordon A. Hanscom
Facilities Director

AWARD OF BID: Roof Replacement for Franklin County Annex Building at 412 W. Clark St.

I recommend the bid for reroofing Franklin County's Annex building to be awarded to Meyer Roofing Solutions, LLC 2115 W A St. Pasco, WA 99301

Recommended:

Handwritten signature of Gordon A. Hanscom.

Gordon A. Hanscom
Facilities Director

Dated this 4th day of April 2012.

Approved:

Handwritten signature of the Board Chair.

Chair

Handwritten signature of the Chair Pro Tem.

Chair Pro Tem

Handwritten signature of a Board Member.

Member

Attest:

Handwritten signature of the Clerk of the Board.
Clerk of the Board