

COMMISSIONERS RECORD 52  
FRANKLIN COUNTY  
Commissioners' Proceedings for May 8, 2013

*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 Rick Miller, Chairman; Robert E. Koch, Chair Pro Tem; and Brad Peck, Member; Fred Bowen, County Administrator; and Margo Hines, Administrative Assistant to the County Administrator/Acting Clerk to the Board. Meeting convened at 9:01 a.m. with the Pledge of Allegiance.

**PUBLIC WORKS (9:02 a.m.)**

Matt Mahoney, Franklin County Public Works Director, presented information regarding CRP 604 R-170 Bridge Replacement. Discussion ensued.

**Motion** – Commissioner Koch moved to approve the Local Agency Standard Consultant Agreement between Franklin County and Anderson Perry & Associates, Inc., for CRP 604 R-170 Bridge Replacement as presented. Second by Commissioner Peck. 3:0 vote in favor. Resolution 2013-169 was approved.

**TREASURER (9:07 a.m.)**

Josie Koelzer, Franklin County Treasurer, presented information regarding refinancing of 2003 and 2005 bonds, noting taking advantage of all-time low interest rates. Discussion ensued regarding review by the County's bond attorney, the ability to cancel if rates increase, and pursuing cost savings to the County on bonds set to expire in 2022.

**OFFICE BUSINESS (9:10 a.m.)**

Present in audience: Matt Mahoney, Matthew Rasmussen, Roger Lenk, Dave Manterola, and numerous others as noted on sign-in sheet attached (Exhibit 1).

**Vouchers**: Commissioner Peck asked Administrator Bowen if he had reviewed the vouchers and Mr. Bowen confirmed he had. Both sets of vouchers are approved by the Auditor and have a second signature from the Auditor's office.

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**Motion (9:11 a.m.)**– Commissioner Peck: I move for approval of vouchers as presented: Salary Clearing Payroll \$81,131.60 and Fund Expenditures in the amount of \$237,311.72. Second by Commissioner Koch. 3:0 vote in favor.

<u>Fund</u>	<u>Warrant</u>	<u>Amount</u>
<b>County Road</b>		
Payroll	81661-81677	19,859.84
Direct Deposit		37,527.95
		57,387.79
Benefits	81678-81681	10,118.83
	<b>Total</b>	<b>\$67,506.62</b>
 <b>Motor Vehicle</b>		
Payroll	81682-81698	\$5,606.04
Direct Deposit		5,939.55
		\$11,545.59
Benefits	81699-81702	2,079.39
	<b>Total</b>	<b>\$13,624.98</b>
	<b>Grand Total All Payrolls</b>	<b>\$81,131.60</b>

(Exhibit 2)

<u>Fund Expenditures</u>	<u>Warrants</u>		<u>Amount Issued</u>
Current Expense	81497	81531	\$49,496.51
Current Expense	81532	81583	\$110,588.69
Current Expense	81584	81592	\$2,782.50
Auditor O & M	81593	-	\$142.46
Jail Commissary	81594	81597	\$4,234.15
Veteran's Assistance	81598	81599	\$300.00
FC Capital Projects Fund	81600	-	\$16,867.82
County Roads	81601	81607	\$4,255.46
Motor Vehicle/Public Works	81608	81619	\$10,944.04
CO Road Unemployment Fund	81620	-	\$801.43
FC Public Facilities Const Fund	81621	-	\$334.17
TRAC Operations Fund	81622	81645	\$16,677.44
Franklin County RV Facility	81646	81648	\$633.77
Election Equipment Revolving	81649	-	\$6,776.64
Election Equipment Revolving	81650	-	\$6,776.64

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Current Expense	81703	-	<u>\$5,700.00</u>
			<b>Grand Total: \$237,311.72</b>

(Exhibit 3)

**Consent Agenda**

**Motion (9:12 a.m.)** – Commissioner Peck moved to accept the Consent Agenda Items 1 through 6 as presented. Commissioner Koch seconded. 3:0 vote in favor.

1. Approval of Resolution 2013-170, Contract Amendment WSART Consultation for County Juvenile Courts, DSHS Contract Number 1163-30902, Amendment No. 01, between State of Washington Department of Social and Health Services and Benton and Franklin Counties Juvenile Justice Center
2. Approval of Joint Resolution 2013-171, executing a Professional Services Agreement between Benton and Franklin Counties Department of Human Services and Kennewick Police Department, to provide crisis intervention team (CIT) training to law enforcement and allied services providers in Benton and Franklin Counties
3. Approval of Joint Resolution 2013-172, executing a second amendment to agreement #2011/2013-HEN-LCC between Benton and Franklin Counties Department of Human Services and Lourdes Counseling Center; approved by Benton County Resolution 2012-012 and Franklin County Resolution 2011-435
4. Approval of Resolution 2013-173, Public Works Contract between Franklin County and Bekeman Construction, LLC, for \$2986.50 including tax
5. Approval of Resolution 2013-174, Public Works Contract between Franklin County and Dondi's Garage Door Solutions, LLC, and approval of letter awarding bid for \$3324.52 including tax
6. Approval of Resolution 2013-175, payment of Franklin County's portion (\$5536.11) of an invoice accrued by The Landfill Group to Aspect Consulting LLC for professional consulting services

**PROSECUTOR (9:22 a.m.)**

Ryan Verhulp, Deputy Prosecutor, met with the Board.

**Executive Session (9:24 a.m.)** for up to 30 minutes pursuant to RCW 42.30.110(1)(i) to discuss with legal counsel matters relating to litigation or potential litigation.

**Open Session (9:40 a.m.)**

**Recessed at 9:41 a.m. and reconvened at 9:47 a.m.**

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**OPEN SESSION – PUBLIC COMMENT**

Kent McMullen, Chairman of the Franklin County Natural Resources Advisory Committee (NRAC), and numerous other members of the public commented on recent actions taken by U.S. Fish and Wildlife by proposing the White Bluffs Bladderpod be added as an endangered species and the impact the listing would have on agriculture in Franklin County. Mr. McMullen gave the Board a letter (Exhibit 4). The NRAC alleges proper notice to allow for public comment was not given. Discussion ensued and several members of the audience gave opinions. It was determined the Commissioners would draft a letter to the appropriate parties as soon as possible, requesting a halt to the listing and requesting affected landowners and the County be issued proper notice to allow time for public comment. It was agreed the letter will be signed by the Board Chairman for expediency. Additionally, a meeting will be arranged for Tuesday, May 14, 2013 to further discuss the issue and to advise what has been accomplished to date. Audience members present requested Chairman Miller invite Mr. Zimmer of Fish and Wildlife to attend either Tuesday's or Wednesday's meeting, if possible. Chairman Miller thanked all those attending for being at the meeting.

**ADJOURNMENT**

**Motion (11:03 a.m.)** – Commissioner Koch moved to adjourn the meeting. Second by Commissioner Peck. Vote: 3:0 meeting adjourned.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until May 15, 2013.

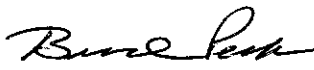
**BOARD OF COUNTY COMMISSIONERS  
FRANKLIN COUNTY, WASHINGTON**



Rick Miller, Chairman

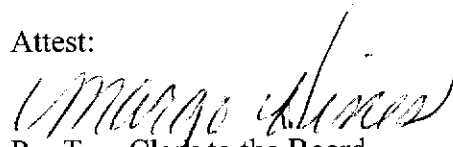


Robert E. Koch, Chairman Pro Tem



Brad Peck, Member

Attest:



Margo L. Sims  
Pro Tem Clerk to the Board

Approved and signed May 29, 2013.

May 8, 2013  
 FOC Regular Board Meeting

Name	Affiliation
Umarco Wines	Administrative Asst
Fred Bowen	Co. Admin.
David Mantorola	NRAC
Robert Hawk	Self
LES Stormus	Self
Kent McMullen	NRAC
Matt Bealm	Co. Admin
Matt Passmusson	PW
MATT MAHONEY	F.C.P.W.
Josie Koltzer	FC Treas.
George Dochada	Exec. Tr. City Gas Center
Graff Folsom	Tr. City Herald
Jex Bjorn	NRAC
Benj. Man	FC Treas
Steve Coope	WSFB
Brian Mehlenbacher	Self
ALAN MEHLENBACHER	SELF
Alice Didier	Self
Sammy Simpson	Self
Brad Curtis	Self
Mike Lollard	WSFB
Kathe Fpich	land owner
Mike Condit	r
Q Thornbyl	BFOHS
CASH VANORAN M. Ruler	WSFB
Ted Panley	
Ryan Vermip	FCPA, Deputy
Tim Wyles	WSU
Chris Wyles	Land owner
James C. Alton	Landowner
Nicole Jansen	FCFB
Nick Evaporoff	FCBR

NAME	Affiliation
Zach Miller	FCFB
Mark Creeker	NRAC
Janis Gilson	FCFB
Lori Hayles	Landowner
Roger Danc	Farm Borau
DARRYL SIMES	WGFB
LaBerta Heiman	farmer
Larry Phipps	farmer
Mark Chien	Farm landowner
Richard Nielson	Landowner
Gene WIRTH	NRAC
Tom Mackay	Ag NW
Schae O Martens	Resident
W. [unclear]	
Katie Velasquez	Farmer
John Wayne	Landowner
Karl Kathu [unclear]	Landowner
[unclear]	Farmer
Bill Carpenter	Farmer
Bill Merrill	Farmer
Bob [unclear]	Landowner
Clara Bland	"
Hilly Rathburn	farmer
Long Rathburn	farmer
Dustin Kibb	Farmer
Stacy Givore	FCFB
Mandy Galbreath	Farm Credit
Bill Smbley	NW Farm Credit
Izid Tschirky	
Mark Hammer	Farmer
Jared Balcom	Farmer
Kevin Heinen	Farmer
Scott Davis	Farmer
Colin Hastings	Pasco Chamber
Kyle Heinen	Farmer
Travis Rill	Farmer

vt

at

Aaron Clark  
 Cliff Maddock  
 Adam Maddock  
 Steve DeLuyter  
 Ken Kniveton  
 Marie Burrus  
 Colleen Bowman  
 Doug Bowman  
 Ryan Millen  
 Raudi Hammer  
 Randy Milk  
 Mike Salisbury  
 Ramona Rommeren  
 Earl Petty  
 James E. Bolt  
 Travis B. Didier  
 ZACH DIDIER  
 Kellen J. Wegner  
 James C. Wegner  
 Richard Sturtevant  
 Jason Broberg  
 Stacy Kniveton  
 Ernest Petty  
 Jeff Quisenberry  
 Billy Easterday  
 King Lupton  
 Mike Uhl (Black Underwood)  
 Tony Lamm  
 Paul Olden  
 Doug Van Betancourt  
 Dustin Young  
 Judy Springer

Farmer  
 Farmer  
 Janet  
 Daisy  
 Irrigated Farms  
 Irrigated Burrus Farms  
 Red Green Ranches  
 Red Green Ranches  
 Muller Farms/Harvest Fresh  
 Muller Farms  
 Muller Farms  
 Cropper Norman (CPA)  
 Rommeren  
 Earl Petty  
 James E. Bolt  
 [Signature]  
 Farmer  
 Farmer  
 Farmer  
 Farmer  
 Farmer  
 Easterday Farms  
 Farmer  
 Farmer  
 Farmer  
 Trustee  
 Farmer  
 [Signature]  
 Judith Springer





# FRANKLIN COUNTY AUDITOR

*Matt Beaton, Auditor*

May 8, 2013

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, May 8, 2013 *Burdick*  
 move that the following warrants be approved for payment.

<u>FUND</u>	<u>WARRANT</u>	<u>AMOUNT</u>
<b>County Road</b>		
Payroll	81661-81677	19,859.84
Direct Deposit		37,527.95
		57,387.79
<b>Benefits</b>	81678-81681	10,118.83
	<b>Total</b>	<b>\$67,506.62</b>
 <b>Motor Vehicle</b>		
Payroll	81682-81698	\$5,606.04
Direct Deposit		5,939.55
		\$11,545.59
<b>Benefits</b>	81699-81702	2,079.39
	<b>Total</b>	<b>\$13,624.98</b>

**Grand Total All Payrolls** **\$81,131.60**

In the total amount of **\$81,131.60** (\$67,506.62 + \$13,624.98)

The motion was seconded by *ReKool* and passed by a vote of 3 to 2

The attached payroll has been approved by Auditor or Deputy *[Signature]* Payroll Prepared By *[Signature]*



# FRANKLIN COUNTY AUDITOR

*Matt Beaton, Auditor*

5/8/2013

Franklin County Commissioners:

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

Action: As of this date, 5/8/2013

*Beaton*

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
Current Expense	81497	81531	\$49,496.51
Current Expense	81532	81583	\$110,588.69
Current Expense	81584	81592	\$2,782.50
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Election Equipment Revolving	81649	-	\$6,776.64
Election Equipment Revolving	81650	-	\$6,776.64
Current Expense	81703	-	\$5,700.00

*Beaton*

In the amount of

\$237,311.72

The motion was seconded by

And passed by a vote of 3 to 0

*Beaton*

The attached vouchers have been approved by Auditor or Deputy

*Jordan*

Vouchers Audited By: Julie Jordan

May 8<sup>th</sup>, 2013

RECEIVED

MAY - 8 2013

Franklin County Commissioners

**FRANKLIN COUNTY NATURAL RESOURCES ADVISORY COMMITTEE  
REQUEST TO FRANKLIN COUNTY COMMISSIONERS FOR ACTION  
REGARDING U.S. FISH and WILDLIFE SERVICE**

By a telephone poll of members of the Franklin County Natural Resources Advisory Committee (NRAC) conducted the afternoon of Monday, May 06, 2013, NRAC voted 13 Yes and 2 Not Present for requesting the Franklin County Commissioners take such actions as possible leading to the filing of a suit against the U.S. Fish and Wildlife Service.

This suit would be brought for violations of requirements detailed in the National Environmental Policy Act 16 U.S.C. Section 1533(b)(5)(A)(ii) requiring not less than ninety days notification before the effective date of a regulation and actual notice to local governments of its intent to propose a species for listing or change of listing status, or propose critical habitat areas. We would request that such a suit seek immediate suspension of any listing, endangered or threatened, and reopen a public comment period of not less than 60 days.

This NEPA requirement of notification to the appropriate county government jurisdiction requirement has been violated twice. First in the proposed listing of the White Bluffs Bladderpod (*Physaria douglasii tuplashensis*) for "threatened" status in the May 15, 2012 Federal

Register and again in the proposed elevation of protection of this plant to "endangered" status as printed in the April 23, 2013 Federal Register.

Sincerely,

  
Kent D. McMullen

Chairman, Franklin County NRAC