

COMMISSIONERS RECORD 52
FRANKLIN COUNTY
Commissioners' Proceedings for July 2, 2014

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 Robert E. Koch, Chairman (by telephone); Brad Peck, Chair Pro Tem; and Rick Miller, Member; and Mary Withers, Clerk to the Board. Fred Bowen, County Administrator, was absent on personal business.

Meeting convened at 9:00 am with the Pledge of Allegiance.

PUBLIC WORKS

Public Works Director Matt Mahoney met with the Board. Present in audience: Geoff Folsom.

Public Hearing: Proposed Comprehensive Parking Ordinance

Public Hearing convened at 9:02 am. Present: Commissioners Koch (by phone), Peck and Miller; Public Works Director Matt Mahoney; and Clerk to the Board Mary Withers. Present in audience: Geoff Folsom.

Mr. Mahoney summarized the ordinance. Preparation of the ordinance included consideration being given to safety of kids at schools; consistency; and commercial truck parking.

Mr. Peck asked if anyone in the audience would like to comment. There was no response.

Motion – Mr. Miller: Mr. Chairman, I move that we accept Ordinance 3-2014, an ordinance repealing existing Chapters 10.12 and 10.14 of the Franklin County Code (Ordinance 22-94 and 2-2009, respectively) and creating a comprehensive parking ordinance for Franklin County, Washington. Second by Mr. Peck. 3:0 vote in favor. (Exhibit 1)

Vacation requests for Rivershore Road easement and Janet Road (9:07 am)

The Board gave **consensus approval** to schedule public hearings on the two vacation requests.

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North Franklin School District Interlocal Cooperative Agreement (9:10 am)

Motion – Mr. Miller: Mr. Chairman, I move that we enter into an Interlocal Cooperative Agreement between Franklin County and the North Franklin School District. Second by Mr. Peck. 3:0 vote in favor. Resolution 2014-291 was approved.

Vehicle Inventory

Mr. Mahoney reported about the vehicle inventory event that was held recently.

OFFICE BUSINESS

Administrative Assistant Margo Hines met with the Board. Present in audience: Larry Hueter.

Vouchers

Motion – Mr. Miller moved for approval of vouchers totaling \$809,843.22. Matt Beaton and Julie Jordan have signed. Second by Mr. Peck. 3:0 vote in favor. (Exhibit 2)

<u>Fund</u>	<u>Warrant</u>	<u>Amount</u>
Salary Clearing Payroll:		
Payroll	60894-60958	\$187,622.95
Direct Deposit		332,262.27
		519,885.22
Benefits	60959-60973	261,165.25
	Total	<u>\$781,050.47</u>
Emergency Mgmt Payroll:		
Payroll	100282-100292	\$2,730.64
Direct Deposit		5,175.82
		7,906.46
Benefits	100293-100301	3,666.74
	Total	<u>\$11,573.20</u>
Irrigation Payroll:		
Payroll	100264-100273	\$5,919.29
Direct Deposit		4,548.63
		10,467.92
Benefits	100274-100281	6,751.63
	Total	<u>\$17,219.55</u>
	Grand Total All Payrolls	<u>\$809,843.22</u>

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Motion – Mr. Miller moved for approval of County Road and Motor Vehicle payroll in the total amount of \$94,919.06. It is also signed by Matt Beaton and Julie Jordan. Second by Mr. Peck. 3:0 vote in favor. (Exhibit 3)

<u>Fund</u>	<u>Warrant</u>	<u>Amount</u>
County Road		
Payroll	100482-100500	24,931.03
Direct Deposit		42,663.69
		<u>67,594.72</u>
Benefits	100501-100504	13,387.18
	Total	<u>\$80,981.90</u>
Motor Vehicle		
Payroll	100447-100460	\$5,480.40
Direct Deposit		6,098.71
		<u>\$11,579.11</u>
Benefits	100461-100464	2,358.05
	Total	<u>\$13,937.16</u>
Grand Total:		\$94,919.06

Motion – Mr. Miller: moved for approval of payment of fund expenditures approved by Jeff Burckhard and Margaret Mathia. The total amount is \$592,871.25. Second by Mr. Peck. 3:0 vote in favor. (Exhibit 4)

<u>Fund Expenditures</u>	<u>Warrants</u>		<u>Amount Issued</u>
FC Public Facilities Const Fund	100223	100224	\$61.15
TRAC Operations Fund	100225	100239	\$14,519.60
Franklin County RV Facility	100240	100242	\$3,863.99
Current Expense	100243	100248	\$54,723.28
Law Library	100249	-	\$5,711.38
Veteran's Assistance	100250	-	\$500.00
Ending Homelessness Fund	100251	100259	\$10,603.98
Affordable Housing Fund	100260	100261	\$10,071.97
.3% Criminal Justice Const Fnd	100262	100263	\$28,401.90
County Roads	100302	100316	\$339,049.53
Solid Waste	100317	-	\$180.00
Motor Vehicle/Public Works	100318	100327	\$1,251.85
Auditor O & M	100328		\$1,861.70
Trial Court Improvement Fund	100329		\$3,318.14
Boating Safety Fund	100330	100332	\$889.59
Jail Commissary	100333	100334	\$130.81

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Dare Fund Sheriff	100335		\$129.45
Enhanced 911	100336		\$118.80
.3% Criminal Justice Const Fnd	100337	100339	\$7,853.17
Current Expense	100340	100364	\$12,985.75
Current Expense	100365	100401	\$71,480.80
Franklin County RV Facility	100402	-	\$22,542.36
Current Expense	100440	100444	\$1,529.02
Auditor O & M	100445	-	\$72.03
Veteran's Assistance	100446	-	\$1,021.00
		Grand Total:	\$592,871.25

Consent Agenda (9:25 am)

Motion – Mr. Miller: I move that we approve consent agenda 1 through 4. Second by Mr. Peck. 3:0 vote in favor.

1. Approval of Resolution 2014-292, approving the Personnel Action Form (PAF) for Linda Robb, Administrator of Benton and Franklin Counties Department of Human Services
2. Approval of Resolution 2014-293, Grant Agreement #FY14-90006-007 between Washington State Department of Archaeology and Historic Preservation and Franklin County Facilities Department
3. Approval of Resolution 2014-294, Public Works Contract between Franklin County and Frontier Fence, Inc.
4. Approval of Franklin County Commissioner Proceedings for June 18, 2014 (regular Board meeting)

JAIL CONSTRUCTION (9:32 am)

Jail Construction Superintendent Larry Hueter met with the Board. Present in audience: Sheriff Richard Lathim, Gordon Hanscom, Jennifer Wagner and Geoff Folsom.

Change Order 16

Motion – Mr. Miller: I move to approve Change Order 16, implementing potential change orders as listed, to be paid from the 355 Fund Budget Construction Contingency in the amount of \$4983.12. That's the total amount that will be paid. Second by Mr. Peck. 3:0 vote in favor. Resolution 2014-295 was approved.

Change Order 17 (9:41 am)

The cost of Change Order 17 is \$30,894 plus sales tax of \$2658.

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Motion - Mr. Peck: I move for approval of Change Order 17 to AIA Document A101-2007, agreement between Franklin County and Lydig Construction, Inc., as presented by Mr. Hueter as part of the package for Change Order 17. Second by Mr. Miller. 3:0 vote in favor. Resolution 2014-296 was approved.

Jail Construction Report

The contractor is on schedule to have substantial completion on September 4.

SHERIFF (9:46 am)

Sheriff Richard Lathim and Debra Carner from Dispatch Department met with the Board. Present in audience: Gordon Hanscom, Jennifer Wagner, Geoff Folsom, Matt Mahoney, Janet Taylor and Jenna Hall.

Interlocal Purchasing Agreement with Island County for the purchase of a Next Generation E911 Emergency Telephone System and approval of purchase from CenturyLink

There was extensive discussion about a proposed purchase. Mr. Peck is working with a group of people regarding possible consolidation of the E911 system.

Commissioner Koch's phone call disconnected from the meeting.

HUMAN RESOURCES (10:25 am)

Deputy Prosecutor Janet Taylor met with the Board regarding Human Resources. Present in audience: Matt Mahoney, Jenna Hall and Geoff Folsom.

Personal Services Contract

Motion – Mr. Miller: I move for approval of executing Professional Services Agreement between Franklin County and Danette Layne, LLC. Second by Mr. Peck. 2:0 vote in favor. Resolution 2014-297 was approved.

PROSECUTOR (10:34 am)

Prosecutor Shawn Sant and Deputy Prosecutor Janet Taylor met with the Board. Present in audience: Jenna Hall, Geoff Folsom and Matt Mahoney

Executive Session at 10:37 am with Shawn Sant and Janet Taylor pursuant to RCW 42.30.110.1(i) to discuss with legal counsel matters related to agency enforcement actions, litigation or potential litigation expected to last up to 15 minutes and then perhaps extend an additional 15 minutes. Mr. Folsom and Mr. Mahoney left the meeting.

Open Session at 10:49 am. Geoff Folsom joined the audience.

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Public Works Director Matt Mahoney, Deputy Prosecutor Janet Taylor, Prosecutor Shawn Sant and Jenna Hall met with the Board. Present in audience: Geoff Folsom.

Executive Session at 10:52 am pursuant to RCW 42.30.110(1)(g), review performance of public employee, expected to last 15 minutes but it may take an additional 15 minutes. Mr. Folsom left the meeting.

Open Session at 11:07 am.

Executive Session continued at 11:08 am expected to last up to 30 minutes, reserving the opportunity to come out after 15 minutes if we should conclude early. Ms. Hall left the meeting.

Open Session at 11:40 am. Shawn Sant left the meeting.

Executive Session continued at 11:41 am expected to last up to 15 minutes, reserving the right to come out early.

Open Session at 11:51 am. Mr. Mahoney left the meeting.

Executive Session at 11:53 am pursuant to RCW 42.30.140(4) regarding contract negotiations expected to last up to 15 minutes.

Open Session at 12:02 pm.

Adjourned at 12:02 pm.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until July 9, 2014.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON



Robert E. Koch, Chairman



Brad Peck, Chairman Pro Tem



Rick Miller, Member

Attest:


Clerk to the Board

Approved and signed July 16, 2014.

ORDINANCE NUMBER 3-2014

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, WASHINGTON:

AN ORDINANCE REPEALING EXISTING CHAPTERS 10.12 AND 10.14 OF THE FRANKLIN COUNTY CODE (ORDINANCES 22-94 AND 2-2009, RESPECTIVELY) AND CREATING A COMPREHENSIVE PARKING ORDINANCE FOR FRANKLIN COUNTY, WASHINGTON.

WHEREAS, the Board of Franklin County Commissioners is given authority to pass regulatory ordinances under the Washington State Constitution Article 11, §11 and RCW 36.32.120(7); and

WHEREAS, the existing ordinances relating to parking within Franklin County are codified as separate chapters of the Franklin County Code (Chapters 10.12 and 10.14), each of which contains sections practically similar to the other; and

WHEREAS, codifying such similar regulations in separate chapters compounds the difficulty of correctly interpreting, enforcing, and amending said regulations; and

WHEREAS, the parking, maintenance, and storage of commercial vehicles, unlicensed vehicles, trailers, and certain non-automobile vehicles in the County right-of-way is a safety hazard by obstructing the vision of commuters and narrowing the effective right-of-way width; and

WHEREAS, the aforementioned existing Franklin County ordinances governing vehicles and traffic (Chapters 10.12 and 10.14) do not address said safety hazard; and

WHEREAS, with respect to parking regulations in the right-of-way within the Urban Growth Area, adopting an ordinance that is similar to other jurisdictions will simplify enforcement within said area; and

WHEREAS, it appears to be in the public interest to unify parking regulations under a single ordinance; and

WHEREAS, it appears to be in the public use and interest that such an ordinance enact aforementioned regulations;

NOW, THEREFORE, BE IT ORDAINED that existing Franklin County Code Chapters 10.12 and 10.14 (Ordinances 22-94 and 2-2009, respectively) are hereby repealed; and

BE IT FURTHER ORDAINED BY FRANKLIN COUNTY, as follows:

SECTION 1. Definitions

As used in this chapter, the following definitions shall apply:

- (a) "Vehicle" means any device capable of being legally moved upon a public highway, and in, upon, or by which any person or property is or may be transported or drawn upon a public highway.

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- (b) "Boat" means any type of water craft, whether registered or unregistered, licensed or unlicensed. The term boat shall include any wheeled trailer or other device on which such boat is or may be kept, stored, or transported, whether registered or unregistered, licensed or unlicensed.
- (c) "Business district" means the territory contiguous to and including a highway when within any six hundred feet along such highway there are buildings in use for business or industrial purposes, including, but not limited to, hotels, banks, office buildings, railroad stations, and public buildings that occupy at least three hundred feet of frontage on one side or three hundred feet collectively on both sides of the highway.
- (d) "Camper (Pickup)" means a structure designed to be mounted on a pickup or truck chassis and with sufficient equipment to render it suitable for use as a temporary dwelling for recreational use, camping, or vacation use.
- (e) "Camp trailer/travel trailer/fifth wheel" means a structure designed to provide temporary living quarters for recreational camping or travel use, constructed with integral wheels to make it mobile and/or tow-able by motor vehicle.
- (f) "County courthouse complex parking area" means any of the off-street parking servicing the county courthouse, public safety building, justice center, or the correctional center.
- (g) "Employee" means any person working on a volunteer, temporary, part-time, or permanent basis for Franklin County, or other agency housed within the county courthouse, the public safety building, justice center, or the correctional center.
- (h) "Lessee" means any person or company who holds a contract for the temporary use of an area in the TRAC Facility Arena, Exhibition Hall, TRAC Pavilion, and TRAC Practice Arena.
- (i) "Motor home" means a vehicular type of unit or device, whether licensed or unlicensed, primarily designed as a temporary living quarters for recreation, camping, or travel use, which contains its own motive power.
- (j) "Recreational vehicle" means a travel trailer, motor home, truck camper, or camping trailer that is primarily designed and used as temporary living quarters, is transient, and is either self-propelled or mounted on or drawn by another vehicle.
- (k) "Reserved parking areas" means those areas as described and marked that shall be reserved for specifically designated vehicles only.
- (l) "Residence district" means the territory contiguous to and including a public highway, not comprising a business district, when the property on such public highway for a continuous distance of three hundred feet or more on either side thereof is in the main improved with residences or residences and buildings in use for business.

- (m) “Snowmobile” means a vehicle with a continuous tread and runner-type steering device used primarily for over-snow travel.
- (n) “Space” means that area as marked to be used for parking or stopping vehicles.
- (o) “Special commissioned officer” means an individual, as designated by the Board of County Commissioners, with the authority to have an unauthorized vehicle towed per the conditions set forth in this chapter.
- (p) “TRAC parking areas” means that area so designated for the TRAC Facility Arena, Exhibition Hall, TRAC Pavilion, TRAC RV Park, and TRAC Practice Arena and as shown upon the map duly referenced and incorporated herein as “Exhibit A”.
- (q) “Utility trailer” means a vehicular structure or device with or without its own mode of power, licensed or unlicensed, designed and/or used for the transportation of goods, equipment, other vehicles or devices, and materials.
- (r) “Unauthorized vehicle” means any vehicle that is in violation of this chapter.
- (s) “Vendor” means any person or company who has an agreement with the TRAC Facility Arena, Exhibition Hall, TRAC Pavilion, TRAC RV Park, and TRAC Practice Arena or lessee to promote or exchange goods or services as authorized by the TRAC General Manager.

SECTION 2. Vehicles to be parked according to posted signs.

- (a) It is unlawful to park or stop a vehicle within the boundaries of the county courthouse parking area or the TRAC parking areas other than in those spaces and in accordance with restrictions approved of by the Board of County Commissioners or their duly designated representative, and designated by posted signs indicating such spaces and the applicable restrictions.
- (b) Parking in the county courthouse parking area or the TRAC parking areas is at each person’s own risk. Franklin County, TRAC, and/or any of its officials, employees, representatives, or assigns assume no liability for damages to or theft of vehicles, or theft to vehicles of their contents, as a result of using those parking areas.

SECTION 3. Authority to designate prohibited places and spaces – Employee parking.

- (a) The Board of County Commissioners is authorized to determine and designate by proper signs those places and spaces within the county courthouse complex parking area and the TRAC parking areas on which stopping or parking would create hazardous conditions that cause delay to traffic, and when official signs are erected, it is unlawful to stop or park a vehicle in such designated place or space.

- (b) The Board of County Commissioners may designate certain areas and spaces within the county courthouse complex parking area as employee parking areas and restrict access to said areas through physical means. It is unlawful to park any vehicle within those areas or spaces designated as employee parking areas without being an employee, as defined in this chapter. It is not the intention of Franklin County to provide or guarantee to employees parking space within the county courthouse complex parking area.
- (c) The Board of County Commissioners authorizes the General Manager of TRAC, in accordance with WAC 308-330-260, to determine and designate by proper signs those places and spaces within the TRAC parking areas on which stopping or parking would create hazardous conditions that cause delay to traffic, and when official signs are erected, it is unlawful to stop or park a vehicle in such designated place or space. In the event that the determination of the Board of County Commissioners differs from that of the General Manager of TRAC, the former shall prevail.

SECTION 4. Designation and use of loading zones, no-parking zones, and designated reserved parking areas.

- (a) The Board of County Commissioners is authorized to designate locations for loading, no-parking, and reserved parking areas within the county courthouse complex parking area and the TRAC parking areas, and to place and maintain appropriate signs indicating the same. The General Manager of TRAC is authorized to designate location for loading, no-parking, and reserved parking areas within the TRAC parking areas, and to place and maintain appropriate signs indicating the same. In the event that the designation of the Board of County Commissioners differs from that of the General Manager of TRAC, the former shall prevail.
- (b) Designated locations for loading zones will be indicated with white painted stripes and/or appropriate signs.
- (c) Designated locations for no-parking will be indicated with red painted stripes and/or appropriate signs.
- (d) Designated locations for reserved parking will be indicated with appropriate signs.

SECTION 5. Parking Violations

- (a) No vehicle with a maximum gross weight of fourteen thousand (14,000) pounds or more shall park anywhere on or off a County road in a residential zone, except parking on residential roads may be permitted in the course of making deliveries. A road is in a residential zone for the purposes of this chapter if any property on either side of the road is in a residential zone; each block of the street will be treated as a separate unit for the purposes of determining whether such parking will be permitted. No truck tractor, trailer, semi-trailer, or vehicle with a maximum gross weight of fourteen thousand (14,000) pounds or more shall park, stand, or stop on any County road within a commercial or industrial zone for a period of more than two (2) hours. "Maximum gross weight" means

the scale weight of any motor vehicle, truck, truck tractor, trailer, or semi-trailer to which shall be added the maximum load to be carried thereon as set by the licensee in his application for a license or as marked on the vehicle, whichever is greater.

- (b) No unlicensed vehicle shall be parked upon County roads.
- (c) No boat, motor home, camp trailer, travel trailer, fifth wheel, pickup camper, snowmobile, or utility trailer, as defined in this ordinance, shall be stored or maintained on any public road, right-of-way, or other public area; except such items may be parked in public right-of-way in front of an owner's property for a period of seventy-two (72) hours in any given two-week period for loading and unloading purposes. Guests of the owner may temporarily park, in public right-of-way, in front of the owner's property for a period of seventy-two (72) hours in any given two-week period only if the boat, motor home, camp trailer, travel trailer, fifth wheel, pickup camper, snowmobile, or utility trailer, as defined in this ordinance, of the guests cannot be accommodated, due to size, on the owner's driveway.
- (d) No on-street parking is permitted on any County road with a width of less than 32 feet. On-street parking is permitted on one side of County roads with a width of between 32 and 36 feet. On-street parking is permitted on both sides of County roads with a width of 36 feet or greater. For the purposes of this section, road width is the sum of both shoulders and the road surface.
- (e) It is unlawful to stop or park a vehicle in a loading zone other than for the expeditious loading or unloading of passengers. It is unlawful to leave a vehicle unattended in a loading zone.
- (f) It is unlawful to stop or park a vehicle in a no-parking zone, area, or space.
- (g) It is unlawful for the operator of a vehicle to stop or park the vehicle in a zone, area, or space designated and posted by proper signs as a reserved parking area unless said operator is authorized to stop or park in said reserved parking zone, area, or space. Vehicles not displaying valid parking tags or tickets, when required, shall be considered in violation of this chapter.
- (h) It is unlawful for any person to park a vehicle within the county courthouse complex parking area or the TRAC parking areas in such a manner as to occupy more than one parking space unless authorized by the Board of County Commissioners or their designee(s).
- (i) It is unlawful to store a vehicle for sale within the right-of-way, unless the person storing said vehicle is the owner of residential property; said vehicle is placed within the right-of-way immediately adjacent to the owner's residential property; said vehicle is not an obstruction or hazard, in the opinion of the County Engineer; and the placement of said vehicle does not violate any other provisions of this chapter. Only one vehicle for sale may be stored in this manner per property, and it shall not be stored in this manner for

more than thirty (30) days in any one (1) year period.

- (j) All inoperable vehicles shall be governed in accordance with Franklin County Code Section 17.66.260.

SECTION 6 Parking at All Times on Certain Roads Prohibited

- (a) Parking in the rural, unincorporated portions of Franklin County shall be governed in accordance with RCW 46.61.560.
- (b) In addition to those provisions defined in RCW 46.61.570, when official signs are posted, no parking shall be permitted at any time along those portions of Argent Road, Court Street, and Road 68 that are within the unincorporated county.

SECTION 7. Student Loading and School Bus Loading Zones

- (a) When requested by any school district within Franklin County, and when, in the opinion of the County Engineer, such zones would not interfere with traffic or create a hazardous situation, the Board of County Commissions may approve, by resolution, placement of signs indicating Student Loading and/or School Bus Loading Zones.
- (b) When signs are erected, indicating a student loading zone on that side of the street, no person shall leave a vehicle unattended without the driver or remain in the designated zone for purposes other than student drop-off or pick-up.
- (c) When signs are erected, indicating a School Bus Loading Zone on that side of the street, no person shall park, stop, or stand within the designated zone.
 - (1) School Bus Loading Zones may only be designated immediately adjacent to school property.
 - (2) School Bus Loading Zones may only be in effect from 7AM to 4PM Monday through Friday, excluding school holidays.
- (d) The cost and expense of the signs, their placement, and their maintenance shall be at the sole expense and responsibility of the school district requesting the signs to be placed. No such sign shall be placed without the approval of the County Engineer as to location, design, and message.

SECTION 8. Presumption and reference to illegal parking.

- (a) In any prosecution charging a violation of any law or regulation governing the stopping or parking of a vehicle, proof that the particular vehicle described in the complaint/infracton was stopping or parking in violation of any such law or regulation, together with proof that the defendant named in the complaint/infracton was at the time of such violation, the registered owner of such vehicle, shall constitute in evidence a

prima facie case presumption that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred.

- (b) The foregoing presumption will apply only when the procedure as described in Section 7 has been followed.

SECTION 9. Enforcement; Taking registration number and other information concerning violator vehicles – Affixing notice of infraction and filing with District Court.

Whenever any motor vehicle without operator is found parked or stopped in violation of this chapter, a law enforcement officer finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a notice of traffic infraction directing the operator to answer the violation within fifteen (15) calendar days as specified on the notice; and shall file said notice of traffic infraction with the Franklin County District Court in accordance with the Infraction Rules for Courts of Limited Jurisdiction (IRLJ).

SECTION 10. Penalty for violators of parking regulations.

Any person who violates or fails to comply with any provision of this chapter shall be deemed guilty of a traffic infraction, and upon a finding thereof shall be assessed a monetary penalty in accordance with RCW 46.63.110.

SECTION 11. Parking areas, no-parking areas, and loading zones at county courthouse complex and TRAC parking areas designated.

- (a) For the purposes of this chapter, the Board of County Commissioners designate the following areas and zones, as indicated on the maps entitled “Exhibit A” and “Exhibit B”.
- (b) The Board of County Commissioners is authorized to make changes to the aforementioned mentioned maps. The Franklin County Public Works Department is authorized to make changes, as may be necessary for current or future administration, to the map for the county courthouse complex parking area (“Exhibit B”). The General Manager of TRAC is authorized to make changes, as may be necessary for current or future administration, to the map for the TRAC parking areas (“Exhibit A”).
- (c) In the event that the Board of County Commissioners does not concur with either of the aforementioned designees in this section with respect to decision made concerning maps “Exhibit A” and “Exhibit B”, the opinion of the Board of County Commissioners shall prevail.

SECTION 12. Maintenance of records.

The District Court shall maintain, in connection with every traffic citation issued by a law enforcement officer or special commissioned officer under this chapter, record of the disposition

of the charge by the court.

SECTION 13. Towing of unauthorized vehicle.

- (a) In addition to the penalties provided in this chapter, any vehicle illegally parked in Franklin County per the conditions of this chapter may be impounded and towed as an unauthorized vehicle by a registered tow truck operator authorized by the County pursuant to the provisions of Chapter 46.55 RCW.
- (b) For property not within the right-of-way, no vehicle shall be towed pursuant to the provisions of this section unless there is posted on the property, in a clearly conspicuous location, a sign or signs in compliance with the provisions of RCW 46.55.070.
- (c) For the public right-of-way governed by this chapter, such impoundment and towing may only occur at least twenty-four (24) hours after the vehicle has been tagged for removal by a law enforcement officer, except when the vehicle poses a hazard or is a constituent of an accident, in which case said vehicle can be immediately impounded and towed subsequent to flagging by a law enforcement officer.
- (d) The tagging of vehicles for impound and towing shall only be performed by a law enforcement officer or special commissioned officer and shall conform to the procedure pursuant to Chapter 46.55 RCW.
- (e) The General Manager of TRAC is considered to be a special commissioned officer for the purposes of this chapter when unauthorized vehicles in the TRAC parking areas impede the efficient and effective operation of the TRAC facilities.
- (f) A registered tow truck operator, or employee or agent thereof, may not serve as an agent of the County for the purposes of signing an impound authorization, or, independent of the County, identify a vehicle for impoundment.

SECTION 14. Appointment of registered towers.

Franklin County, in exercising its authority to impound unauthorized vehicles pursuant to this chapter, may remove vehicles through towing operators appointed by the Board of County Commissioners or the General Manager of TRAC. The latter shall only have such authority with respect to unauthorized vehicles at the TRAC parking areas.

SECTION 15. Notification – Redemption – Hearing – Liability for charges – Nonpayment penalty.

- (a) When a vehicle is impounded pursuant to Section 11 of this chapter, the tow truck operator impounding the vehicle shall, within twenty-four hours after the impoundment, mail notification of the impoundment to the legal and registered owner(s) of the vehicle as shown on the records of the Department of Licensing or as otherwise legally ascertained. The notification shall contain a certificate of mailing and shall inform the legal and registered owner(s) of the impoundment, redemption procedures, and

opportunity for a hearing to contest the basis for the impoundment, as well as other information required by RCW 46.55.110. The notice need not be mailed if the vehicle is redeemed prior to the mailing of the notice.

- (b) Upon impoundment of a vehicle pursuant to this section, the law enforcement officer or special commissioned officer shall also provide the towing operator with the name and address of the legal and registered owner(s) of the vehicle, as may be shown on the Department of Licensing or as otherwise legally ascertained, the vehicle identification number, and any other necessary, pertinent information in compliance with the provisions of RCW 46.55.100.
- (c) A vehicle impounded by a registered tow truck operator may be released to the legal owner, registered owner, a person authorized in writing by the registered owner of the vehicle's insurer, a person who is determined and verified by the towing operator to have the permission of the registered owner of the vehicle, or one who has purchased the vehicle from the registered owner who produces proof of ownership or authorization and signs receipts therefore, in the manner provided in RCW 46.55.120(1). The registered tow truck operator shall give each person who seeks to redeem an impounded vehicle written notice of the right of redemption and opportunity for a hearing, and said notice shall be accompanied by a form to be used for requesting a hearing, the name of the person or agency authorizing the impound, and a copy of the towing and storage invoice. The registered tow operator shall maintain a record evidenced by the redeeming person's signature that such notification was provided. An impound vehicle may be released by means of a promissory note in lieu of immediate payment, if, at the time of redemption, the legal or registered owner requests a hearing on the validity of the impoundment.
- (d) The impoundment hearing shall be conducted in the District Court. The procedures for requesting a hearing, conduct of the hearing, judgment, and remedies shall be as provided in subsections (2)(b) through (4) of RCW 46.55.120. In the alternative, the hearing may be conducted by an administrative hearings officer designated by the Board of County Commissioners instead of in the District Court. A decision made by the administrative hearing official may be appealed to the District Court for final judgment.

SECTION 16. Release of impoundment vehicle.

A vehicle towed pursuant to this chapter shall not be released by the towing operator except in the following cases:

- (a) Full payment to the District Court of the total unpaid parking violation penalties, as well as payment to the towing agency of accrued towing and storage charges; or
- (b) Where there is a timely request for a hearing pursuant to Section 13, the registered or legal owner may regain possession of the vehicle pending the outcome of the hearing by:
 - (1) Posting a sufficient bond to cover accrued towing and storage charges to be held in trust by the towing operator; and

- (2) Full payment to the District Court of the total unpaid parking violation penalties; or
- (c) The registered owner prevails at the hearing held pursuant to Section 13 and makes full payment to the District Court of the total unpaid parking violation penalties; or
- (d) Where otherwise authorized by the court.

SECTION 17. Severability.


Should any section or sections of this chapter, for any reason, be declared invalid or unconstitutional, it is the intent of the Board of County Commissioners that it would have passed all other portions of this chapter, independent of any such portion as may be declared invalid or unconstitutional, and accordingly, such declaration of invalidity or unconstitutionality shall not affect the validity or constitutionality of this chapter or any part thereof, other than the part so declared to be invalid or unconstitutional.

APPROVED this 2 day of July, 2014.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON



Chairman



Chairman Pro Tem



Member

Attest



Clerk of the Board



FRANKLIN COUNTY AUDITOR

Matt Beaton, Auditor

July 2, 2014

Franklin County Commissioners:

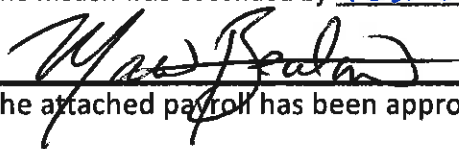
Vouchers audited and certified by the auditing officer by RCW 42.24.080, expense reimbursement claims certified by RCW 42.24.090, have been recorded on a listing, which has been sent to the board members.

Action: As of this date, July 2, 2014  move that the following warrants be approved for payment.

<u>FUND</u>	<u>WARRANT</u>	<u>AMOUNT</u>
Salary Clearing Payroll:		
Payroll	60894-60958	\$187,622.95
Direct Deposit		<u>332,262.27</u>
		519,885.22
Benefits	60959-60973	<u>261,165.25</u>
	Total	<u>\$781,050.47</u>
 Emergency Mgmt Payroll:		
Payroll	100282-100292	\$2,730.64
Direct Deposit		<u>5,175.82</u>
		7,906.46
Benefits	100293-100301	<u>3,666.74</u>
	Total	<u>\$11,573.20</u>
 Irrigation Payroll:		
Payroll	100264-100273	\$5,919.29
Direct Deposit		<u>4,548.63</u>
		10,467.92
Benefits	100274-100281	<u>6,751.63</u>
	Total	<u>\$17,219.55</u>
Grand Total All Payrolls		<u>\$809,843.22</u>

In the total amount of **\$809,843.22** (\$781,050.47+\$11,573.20+\$17,219.55)

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


The attached payroll has been approved by Auditor or Deputy


Payroll Prepared by Julie Jordan

July 2, 2014



FRANKLIN COUNTY AUDITOR

Matt Beaton, Auditor

July 2, 2014

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, July 2, 2014  move that the following warrants be approved for payment.

<u>FUND</u>	<u>WARRANT</u>	<u>AMOUNT</u>
County Road		
Payroll	100482-100500	24,931.03
Direct Deposit		42,663.69
		67,594.72
Benefits	100501-100504	13,387.18
	Total	\$80,981.90
 Motor Vehicle		
Payroll	100447-100460	\$5,480.40
Direct Deposit		6,098.71
		\$11,579.11
Benefits	100461-100464	2,358.05
	Total	\$13,937.16
 Grand Total All Payrolls		\$94,919.06

In the total amount of **\$94,919.06** (\$80,981.90+\$13,937.16)

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


The attached payroll has been approved by Auditor or Deputy


Payroll Prepared By Julie Jordan



FRANKLIN COUNTY AUDITOR

Matt Beaton, Auditor

7/2/2014

Franklin County Commissioners:

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

Action: As of this date, 7/2/2014

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
FC Public Facilities Const Fund	100223	100224	\$61.15
TRAC Operations Fund	100225	100239	\$14,519.60
Franklin County RV Facility	100240	100242	\$3,863.99
Current Expense	100243	100248	\$54,723.28
Law Library	100249	-	\$5,711.38
Veteran's Assistance	100250	-	\$500.00
Ending Homelessness Fund	100251	100259	\$10,603.98
Affordable Housing Fund	100260	100261	\$10,071.97
.3% Criminal Justice Const Fnd	100262	100263	\$28,401.90
County Roads	100302	100316	\$339,049.53
Solid Waste	100317	-	\$180.00
Motor Vehicle/Public Works	100318	100327	\$1,251.85
Auditor O & M	100328		\$1,861.70
Trial Court Improvement Fund	100329		\$3,318.14
Boating Safety Fund	100330	100332	\$889.59
Jail Commissary	100333	100334	\$130.81
Dare Fund Sheriff	100335		\$129.45
Enhanced 911	100336		\$118.80
.3% Criminal Justice Const Fnd	100337	100339	\$7,853.17
Current Expense	100340	100364	\$12,985.75
Current Expense	100365	100401	\$71,480.80
Franklin County RV Facility	100402	-	\$22,542.36
Current Expense	100440	100444	\$1,529.02
Auditor O & M	100445	-	\$72.03
Veteran's Assistance	100446	-	\$1,021.00

In the amount of

\$592,871.25

The motion was seconded by

And passed by a vote of 3 to 0

Reviewed by County Administrator

ABSENT

The attached vouchers have been approved by Auditor or Deputy

Vouchers Audited By : Margaret Mathia