

COMMISSIONERS RECORD 46
FRANKLIN COUNTY
Commissioners' Proceeding for October 26, 2005

The Honorable Board of Franklin County Commissioners met on the above date. Present for the meeting were Frank H. Brock, Chairman; Neva J. Corkrum, Chair Pro Tem; Bob Koch, Member; and Mary Withers, Clerk to the Board. Fred Bowen, County Administrator, was absent on personal business.

OFFICE BUSINESS

Secretary Patricia Shults met with the Board.

Consent Agenda

Motion - Mr. Koch: I move we accept the consent agenda for October 26, 2005:

1. Approval of **joint Resolution 2005-451** in the matter of appreciation of Administrative Board member William "Bill" Platts for his dedication and commitment to the Benton and Franklin Counties Substance Abuse Administrative Board. (Exhibit 1)
2. Approval of **joint Resolution 2005-452** in the matter of appreciation of Administrative Board member John Carroll for his dedication and commitment to the Benton and Franklin Counties Substance Abuse Administrative Board. (Exhibit 2)

Second by Mrs. Corkrum. 3:0 vote in favor.

Vouchers/Warrants

Motion – Mrs. Corkrum: I move approval of the vouchers as listed: Current Expense warrants 47500 through 47516 for \$31,099.61; Law Library warrants 957 and 958 for \$3136.58; Sheriff's Narcotic Trust warrant 239 for \$463.52; Boating Safety warrant 372 for \$10,174.41; Jail Commissary warrant 2116 for \$231.67; and Current Expense warrant 47517 for \$971.09. Second by Mr. Koch. 3:0 vote in favor. (Exhibit 3)

Minutes

Motion – Mr. Koch: I move we accept Commissioners Minutes for October 19 and 24, 2005. Second by Mrs. Corkrum. 3:0 vote in favor.

WSU EXTENSION

WSU Extension Agent Tim Woodward met with the Board.

Cowpea Aphids

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Mr. Woodward gave the Board pictures of the cowpea aphid. Mr. Woodward considers it a new insect for Washington. It survives on a lot of weeds and attacks a lot of plants. It had been present in California and Arizona for a number of years. In about 1998/1999 it started going to alfalfa and started being a cool-season problem and has spread to Washington and into Canada. He has not seen it in the spring but has seen it in the fall. He thinks it gets blown in on California winds late in the year. The aphid goes through four stages as it turns into an adult. In five days it will start reproducing again. A spray called Warrior is being used to control it. The aphids wilt the top part of the stem. Then they fall and move on to the next stem. If the farmer harvests, it spreads. It gets on the regrowth of alfalfa after a cutting. If there is an infestation, then it affects the plant so there is no regrowth the next spring. Farmers will need to decide whether to spray now or wait for frost to kill the aphids.

Roundup Ready Alfalfa

Mr. Woodward gave the Board a copy of a paper he wrote for a meeting last fall titled "Issues with GMO Alfalfa in the Marketplace." We depend on the export market with about 50% of the hay in the Columbia Basin being exported to Pacific Rim countries. There are varieties of Roundup Ready alfalfa. The companies that market the seed agreed with the Washington State Hay Growers and Mr. Woodward that they would not bring the seed in this year. Mr. Woodward does not expect them to agree to holding off for another year. The problem is that Japanese customers don't want any GMO. It's not that the farmers are against biotechnology. Many of them like it. Because the Japanese don't want it and the processors are not going to buy it, then we have a problem with contamination. The Washington State Hay Growers Association has decided to try to get legislation to keep the trait out of the hay (Exhibit 4).

Mr. Woodward asked if Mr. Brock has talked to the prosecutor's office about whether it is possible to have a county ordinance to keep Roundup Ready GMO out of the county. Mr. Brock will talk to Chief Civil Deputy Prosecutor Ryan Verhulp. Mr. Woodward said it is quite an economic issue. He described the tests that can be

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done. However, Japan does not want any of the GMO and the test only identifies to 5%, not zero percent.

The Farm Bureau will be having a meeting on November 14 in Yakima and has invited Forge Genetics, Monsanto, a number of processors, and growers.

Mr. Woodward has talked to the president of Forge Genetics to see if they are producing seed in the state of Washington. He was told there is seed production in Touchet. Mr. Woodward is concerned because the alkali bee that would be in the seed fields flies several miles so cross-pollination is possible, leading to contamination.

VOUCHERS/WARRANTS

Motion – Mr. Koch: I move we accept the Salary Clearing Payroll for \$315,646.13, along with Emergency Management and Irrigation. Second by Mrs. Corkrum. 3:0 vote in favor. (Clerk's Note: The cover sheet was incorrect so a different motion with the correct amount was made later in the meeting.)

PLANNING AND DEVELOPMENT

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

Public Meeting: Variance VAR 2005-01, front yard variance for a pool for applicants Ron and Lynn Kelly

Public Meeting convened at 9:30 a.m. Present: Commissioners Brock, Corkrum and Koch; Planning Director Jerrod MacPherson; Assistant Director Greg Wendt; and Clerk to the Board Mary Withers. No one was present in the audience.

Mr. Wendt reviewed the information on the Action Summary (Exhibit 5).

Mr. MacPherson showed an aerial map with an overlay of the zoning in the area. A drawing of the lot design was reviewed. Mr. MacPherson explained that the owner is proposing the pool be placed in the front yard because the driveway will be in the back yard due to slope of the land.

Mr. Wendt reviewed the requirements including the requirement for a non-sight-obscuring fence around the pool.

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Motion – Mr. Koch: I move we grant approval of variance application VAR-2005-01, subject to the six findings of fact and seven conditions. This is Resolution 2005-453. Second by Mrs. Corkrum. 3:0 vote in favor. (Exhibit 6)

Recessed at 9:42 a.m.

Reconvened at 9:46 a.m.

PUBLIC WORKS

Engineer Tim Fife met with the Board.

Surplus 2001 Chevrolet Impala – CS 2108

The Benton-Franklin Juvenile Justice Center (JJC) had asked to purchase one of our surplus Sheriff's cars. The value of the car is \$3000.

Motion – Mrs. Corkrum: I move for approval. Second by Mr. Koch. 3:0 vote in favor. (Exhibit 7)

Chiawana Park Equipment

Mr. Fife has met with TRAC Manager Troy Woody about using the equipment from Chiawana Park to take over maintenance of the soccer field. The county will relinquish its lease at Chiawana Park effective December 31, 2005. A list of equipment at Chiawana Park was reviewed (Exhibit 8). Most of the equipment will be transferred from the Current Expense budget to the TRAC budget. The multiple slide set donated by Taco Time is installed at Chiawana Park so it will not be transferred.

PROSECUTOR

Chief Civil Deputy Prosecutor Ryan Verhulp met with the Board.

Possible ordinance regarding restriction on GMO hay in the county

Mr. Brock asked Mr. Verhulp to find out if there can be an ordinance developed in the county so that GMO hay cannot be planted in the county. Mr. Verhulp said the civil department has done some research and has not found any guidance saying you can or you can't plant the hay. He has not made a determination about whether an ordinance can be done. He would be surprised if we were able to find something that specifically addresses it. It's a unique circumstance. There may be some Federal regulation on it also.

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Homeless Funding

Mr. Verhulp is reviewing a proposed agreement from Judith Gidley of the Community Action Committee (CAC) for administering the homeless funding.

Risk Pool and Insurance

Mr. Verhulp gave a brief update on what he learned at a conference in Nevada last week.

Mental Health funding for jail

Mr. Verhulp has reviewed Option 1 and Option 2 proposals from Lourdes Hospital. He has no legal comment.

Mr. Koch said the state has allowed counties some funding for mental health in the jails. The goal is to try to make a seamless operation for mental health services. For example, a felon who loses his/her Medicare while in jail would get back on the right track and be monitored as they're coming in. Franklin County's portion of the funding is about \$47,000 in perpetuity. The money is from the state through the Regional Support Network (RSN) as pass-through money. It does not come through Human Services.

Mr. Koch said legislators need to be asked to make a change on the formula. It is based on population rather than inmates. The funding is based 70% on population and 30% on inmate population. Therefore, King County gets a lot of money. It should be inmate-driven instead of population-driven.

Executive Session at 10:11 a.m. regarding potential litigation expected to last five minutes.

Open Session at 10:16 a.m.

Recessed at 10:16 a.m.

Reconvened at 10:33 a.m.

AUDITOR

Auditor Zona Lenhart met with the Board.

General Election

Four voters in city-annexed areas did not receive the correct ballots. They have been identified and contacted.

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The ballots were mailed on time.

The conversion process with DFM went really well. Training has taken place.

A State Department of Licensing user meeting was held in Walla Walla. The people attending viewed the process that is used to make the new digital license plates. The plates are flat and reflective. Unlimited graphics are available which can be a source of revenue for the department.

The new fee structure is expected to take effect on November 20 if everything goes smoothly with the Department of Licensing. The new fee structure will have separate tonnage fees for small, mid-size and luxury-model cars. Motor home fees are going to be a flat \$105 rather than based on tonnage. The state will be preparing a list of cars that fit in each category. If the car is not on the list, people will have to take their car to be weighed. Ms. Lenhart feels the list will be quite complete.

The digital archives project is almost ready. The marriage licenses will go in to the state. The county will still get the \$3 filing fee. People will be able to search on-line for the licenses and pay the fee.

VOUCHERS/WARRANTS

Motion – Mr. Koch: I move to redo the motion on the Salary Clearing payroll. The figure is \$511,386.76:

Salary Clearing warrants 38589 through 38686 for \$159,341.57; warrants 38687 through 38697 for \$156,304.56; Direct Deposit for \$195,740.63; for a total of \$511,386.76. Second by Mrs. Corkrum. 3:0 vote in favor.

The following amounts are also included on the cover sheet:

Emergency Management payroll warrants 7500 through 7510 for \$3756.32; warrants 7511 through 7519 for \$4066.92; and Direct Deposit for \$6731.93; for a total of \$14,555.17; and

Irrigation Payroll warrants 11216 through 11234 for \$7351.94; and warrants 11235 through 11242 for \$3961.82; for a total of \$11,313.76. (Exhibit 9)

TRAC

TRAC Manager Troy Woody met with the Board. Present in audience: Tim Fife.

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Software Update

EMS software was purchased some time ago. Initially Mr. Woody thought it would be useful. However, he has determined that EMS offers very poor to non-existent support. It will cost us a minimum of \$4000 in training and having it redone so it is actually useable. There is a system called ABC software that Mr. Woody has used before. The company is willing to sell us a system with a total cost of about \$7000. They will take payments on a monthly basis. It has automatic upgrades. Mr. Brock asked where would the money come from? Mr. Woody said it can come out of TRAC's budget figures for office supplies or some labor or part-time labor line items.

The Board asked Mr. Woody to have Information Services (IS) review it. The Board had **consensus agreement** to approve it if IS approves it.

Christmas Thank You Advertisements

Mrs. Corkrum said we didn't do the advertisements last year and she doesn't think it needs to be done. Mr. Brock agreed.

Winter Horse Riding

Mr. Woody said he is working to develop a program for the winter horse riding. It may be that yearly passes are used. The TRAC Advisory Board will review it also.

RV Park Pricing

Local RV park rates were reviewed. Mr. Woody plans to raise the Franklin County RV Park rates to \$28 per day, \$170 per week, and \$350 a month including electricity. None of the other local RV parks include electricity. Franklin County's RV Park does not have individual electric meters. The meter also measures the Pavilion electrical usage. The rental rates will be checked about once a quarter.

All the other local RV parks have Wi-Fi except Franklin County's RV Park. Wi-Fi is needed at the RV Park and TRAC and will be in place soon.

Event Update

Mr. Woody listed the events that are happening in the next few weeks at TRAC.

Sales Trip Report

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TRAC Event Manager Chanda Tebay has booked the exhibit portion of the Washington Association of Pupil Transportation convention at TRAC. The convention itself will be at the Red Lion. The Board reviewed a written report of Ms. Tebay's trip to Portland, Oregon, for marketing purposes.

PETERSON ROAD (private road)

Myron Peterson met with the Board. Also present: Engineer Tim Fife.

Mr. Peterson said I want to know what we can do about Peterson Road. We're having a meeting tomorrow night at the fire station. He would like somebody to be there. Mr. Fife said he cannot be there but perhaps Assistant Engineer Guy Walters can attend.

Mr. Peterson said when he lived there, he used a grader and water truck to take care of the road. There are about 30 residences using the road.

Mr. Brock said we've heard about Peterson Road in relation to access to the Juniper Dunes. Mr. Peterson said one person living off of Peterson Road counted 93 rigs going to Juniper in one day. Mr. Brock said we've talked to the Bureau of Land Management (BLM) about putting a dedicated road in there.

Mr. Peterson asked what does it cost to chip seal a road? Mr. Fife said to pave a road costs about \$150,000 to \$200,000 per mile. The base is the higher cost. Mr. Fife said that was last year's price.

Mr. Peterson said the pipeline is on the left side about four feet. He said the road could be realigned. Mr. Fife said there are other concerns including the sprinkler end gun and right-of-way costs.

Mr. Peterson asked what are the options? Mr. Fife said there is a master plan that the BLM did when Juniper Dunes was created. They said they were in the process of acquiring legal access 20 years ago. He thinks it's time to suggest they do it. If they don't, he suggested the people who live off of Peterson Road and maybe the Commissioners need to get hold of Congressman Doc Hastings for help.

Mr. Peterson asked if the county could put some gravel on the road. Mr. Fife said we have a county policy that we do not put gravel on private roads. He said we don't have enough money in the county to take care of existing gravel roads. The county

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would be more than happy to take it on if it's built to a paved standard. He thinks the Federal government needs to do the road.

Mr. Peterson asked what the Board thinks about starting a petition, that the county commissioners agree to go to Representative Doc Hastings and start pressuring him about getting the funds to fix the road. He knows it might take several years. Mr. Brock said we can go to our senators also and other legislators. Mrs. Corkrum said they have been supportive on transportation issues.

Mr. Brock said if the Board receives a petition, the county can send a copy of it to the BLM, Doc Hastings, the senators, and other legislators.

Mr. Fife said they need to make the statement in the petition that this is our legal access to our home. We have an easement for it. You don't but you're still showing it as access. What are you going to do about it?

Mr. Peterson said the road has been used as access to Juniper Dunes for years. He said BLM should be told that you show this road as access to Juniper Dunes. You need to give us some money to fix the road. He said the current property owner in Illinois is willing to allow the realignment. A little more easement would need to be obtained. It currently is about 30 feet. Mr. Fife said it would need to be 60 feet. Mr. Peterson said if it is realigned and set to the east, then his pipe will be in the borrow pit.

Adjourned at 11:10 a.m.


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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until October 31, 2005.

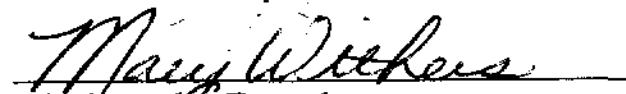
BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON


Chairman


Chairman Pro Tem


Member

Attest:


Clerk to the Board

Approved and signed October 31, 2005.

JOINT RESOLUTION

05 698

BENTON COUNTY RESOLUTION NO. _____

FRANKLIN COUNTY RESOLUTION NO. 2005 451

BEFORE THE BOARDS OF THE COMMISSIONERS OF BENTON COUNTY,
WASHINGTON AND FRANKLIN COUNTY, WASHINGTON;

IN THE MATTER OF APPRECIATION OF AN ADMINISTRATIVE BOARD MEMBER:

WHEREAS, William "Bill" Platts has served on the Benton & Franklin Counties Substance Abuse Administrative Board for 17 years, and

WHEREAS, Mr. Platts has been a valuable asset to the Board as well as the community, and

WHEREAS, the Benton & Franklin Counties' Department of Human Services' wishes to thank him with an appreciation certificate; NOW THEREFORE,

BE IT RESOLVED, that William "Bill" Platts is hereby recognized for his dedication and commitment to Benton and Franklin Counties.

Dated this 7 day of Nov, 2005

Claude L. Oliver
Claude Oliver, Chair

Max E. Benitz
Max Benitz, Chair Pro Tem
LEO M. BOWMAN ABSENT

Leo Bowman, Member
Constituting the Board of County Commissioners,
Benton County, Washington

Attest:

Carm McFonzie
Clerk of the Board

Originals (3): ~~Human Services~~, Human Services, Bill Platts

Dated this 26th day of OCT, 2005

Frank H. Brock
Frank Brock, Chair

Neva Corkrum
Neva Corkrum, Chair Pro Tem

Robert Koch
Robert Koch, Member
Constituting the Board of County Commissioners,
Franklin County, Washington

Attest:

Mary Withers
Clerk of the Board

Carey

EXHIBIT 1
FRANKLIN COUNTY
ACTION SUMMARY COVER SHEET

October 26, 2005

| AGENDA ITEM | | TYPE OF ACTION NEEDED | | | | | |
|---------------|---------------------------|-----------------------|-------------------------------------|--|----------------------------|-------------------------------------|--|
| Meeting Date: | | Execute Contract | <input type="checkbox"/> | | Consent Agenda | <input checked="" type="checkbox"/> | |
| Subject: | Resolution of Recognition | Pass Resolution | <input checked="" type="checkbox"/> | | Public Hearing | <input type="checkbox"/> | |
| | | Pass Ordinance | <input type="checkbox"/> | | 1 st Discussion | <input type="checkbox"/> | |
| Prepared by: | Carol Carey | Pass Motion | <input type="checkbox"/> | | 2 nd Discussion | <input type="checkbox"/> | |
| Reviewed by: | | Other | <input type="checkbox"/> | | Other | <input type="checkbox"/> | |

BACKGROUND INFORMATION

Bill Platts has served on the Benton and Franklin Counties Substance Abuse Administrative Board for 17 years and resigned from the Board a few months ago.

SUMMARY

The Board would like to recognize Bill's dedication and commitment by giving him a certificate and resolution signed by the County Commissioners.

RECOMMENDATION

Sign the resolution recognizing Bill for his efforts for the Board and the community.

FISCAL IMPACT

There is no fiscal impact. This was a voluntary position.

MOTION

To approve signing the Joint Resolution recognizing Bill for his participation on the Substance Abuse Administrative Board of Benton and Franklin Counties.

JOINT RESOLUTIONBENTON COUNTY RESOLUTION NO. 05 697FRANKLIN COUNTY RESOLUTION NO. 2005 452

**BEFORE THE BOARDS OF THE COMMISSIONERS OF BENTON COUNTY,
WASHINGTON AND FRANKLIN COUNTY, WASHINGTON;**

IN THE MATTER OF APPRECIATION OF AN ADMINISTRATIVE BOARD MEMBER:

WHEREAS, John Carroll has served on the Benton & Franklin Counties Substance Abuse Administrative Board for 20½ years, and

WHEREAS, Mr. Carroll has been a valuable asset to the Board as well as the community, and

WHEREAS, the Benton & Franklin Counties' Department of Human Services' wishes to thank him ;
NOW THEREFORE,

BE IT RESOLVED, that John Carroll is hereby recognized for his dedication and commitment to Benton and Franklin Counties.

Dated this 7 day of Nov, 2005

Claude Oliver
Claude Oliver, Chair

Max Benitz
Max Benitz, Chair Pro Tem
LEO M. BOWMAN - ABSENT

Leo Bowman, Member
Constituting the Board of County Commissioners,
Benton County, Washington

Attest:
Carrie McKenzie
Clerk of the Board

Dated this 26th day of OCT, 2005

Frank Brock
Frank Brock, Chair

Neva Corkrum
Neva Corkrum, Chair Pro Tem

Robert Koch
Robert Koch, Member
Constituting the Board of County Commissioners,
Franklin County, Washington

Attest:
Mary Withers
Clerk of the Board

Originals (3): ~~Human Services~~, Human Services, John Carroll

Carey

EXHIBIT 2
FRANKLIN COUNTY
ACTION SUMMARY COVER SHEET

October 26, 2005

| AGENDA ITEM | | TYPE OF ACTION NEEDED | | | | | |
|---------------|---------------------------|-----------------------|-------------------------------------|--|----------------------------|-------------------------------------|--|
| Meeting Date: | | Execute Contract | <input type="checkbox"/> | | Consent Agenda | <input checked="" type="checkbox"/> | |
| Subject: | Resolution of Recognition | Pass Resolution | <input checked="" type="checkbox"/> | | Public Hearing | <input type="checkbox"/> | |
| | | Pass Ordinance | <input type="checkbox"/> | | 1 st Discussion | <input type="checkbox"/> | |
| Prepared by: | Carol Carey | Pass Motion | <input type="checkbox"/> | | 2 nd Discussion | <input type="checkbox"/> | |
| Reviewed by: | | Other | <input type="checkbox"/> | | Other | <input type="checkbox"/> | |

BACKGROUND INFORMATION

John Carroll has served on the Benton and Franklin Counties Substance Abuse Administrative Board for over 20 years and resigned from the Board a few months ago.

SUMMARY

The Board would like to recognize John's dedication and commitment by giving him a resolution signed by the County Commissioners.

RECOMMENDATION

Sign the resolution recognizing John for his efforts for the Board and the community.

FISCAL IMPACT

There is no fiscal impact. This was a voluntary position.

MOTION

To approve signing the Joint Resolution recognizing John for his participation on the Substance Abuse Administrative Board of Benton and Franklin Counties.

EXHIBIT 3
Franklin County Auditor

October 26, 2005

1016 North 4th Avenue
Pasco, WA 99301

ZONA LENHART, Auditor
509-545-3840 • Fax: (509) 545-2142
www.co.franklin.wa.us

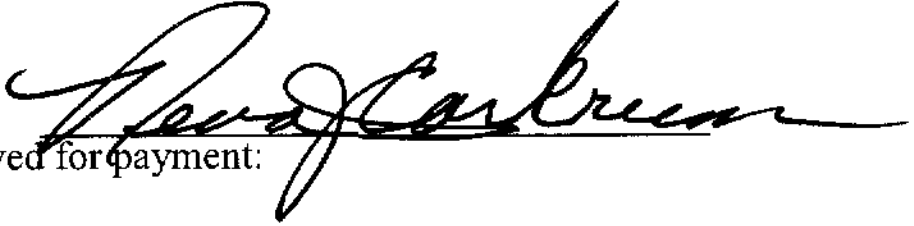
P.O. Box 1451
Pasco, WA 99301

October 26, 2005

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, October 26, 2005,
Move that the following warrants be approved for payment:



| FUND <u>Expenditures</u> | WARRANT <u>Range</u> | AMOUNT <u>Issued</u> |
|---|---------------------------------------|---------------------------------------|
| Current Expense | 47500-47516 | \$31,099.61 |
| Law Library | 957-958 | \$3,136.58 |
| Sheriff's Narcotic Trust | 239 | \$463.52 |
| Boating Safety | 372 | \$10,174.41 |
| Jail Commissary | 2116 | \$231.67 |
| Current Expense | 47517 | \$971.09 |

In the amount of ~~46,076.88~~. The motion was seconded by
And passed by a vote of 3 to 0



Accounting
545-3505

Elections
545-3538

Recording
545-3536

Licensing
545-3533

Issues with GMO /Alfalfa in Franklin County, Washington

William T. W. Woodward

Table 2: 2003 Alfalfa Hay by County

| Rank | County | Harvested | Yield | Production |
|------|-------------|-----------|-------|------------|
| | | Acres | Tons | Tons |
| 1 | Grant | 145,000 | 6.6 | 956,000 |
| 2 | Franklin | 85,000 | 7.5 | 637,000 |
| 3 | Adams | 33,000 | 7.0 | 230,000 |
| 4 | Yakima | 31,500 | 6.0 | 190,000 |
| 5 | Walla Walla | 15,000 | 7.0 | 105,000 |
| 6 | Stevens | 40,000 | 2.2 | 87,000 |
| 7 | Spokane | 38,000 | 2.1 | 80,000 |
| 8 | Okanogan | 22,000 | 3.3 | 72,000 |
| 9 | Lincoln | 15,000 | 3.7 | 56,200 |
| 10 | Klickitat | 30,000 | 1.5 | 46,000 |
| 11 | Kittitas | 9,000 | 4.2 | 38,000 |

Source: USDA-NASS

Franklin County Alfalfa Production (2003) – 637,000 tons

Value to grower at \$110 per ton – 70 million dollars

50% exported – 318,500 tons

Value of exports as received in Pacific Rim (\$230 per ton) – 73.3 million dollars

Franklin County is the second largest producer of alfalfa in the State of Washington with a production of 637 thousand tons in 2003. It is estimated that 50% of alfalfa production for the County is exported to Pacific Rim countries. The industry consists of hay growers, processors, exporters, ports, transportation, chemical and seed dealers, equipment dealers, bankers, etc. Alfalfa is the largest commodity by volume leaving Washington Ports. The value of alfalfa hay, as received in the Pacific Rim, is about \$230 per ton and includes costs for transportation, processing, and hay production. Franklin County has all of these industries to consider for its economy.

It has become clear that Japan prefers to obtain non-GMO hay for their livestock. Processors and exporters are developing contracts that require the grower to provide non-GMO hay for export. Because about 80% of Franklin County growers export at least part of their hay, there is concern that the introduction of Roundup Ready alfalfa could jeopardize the export market. At the last Washington State Hay Growers Association board meeting, it was determined to pursue legislative action to not allow GMO alfalfa to be planted in the State until market acceptance of the product. This information should help you make an informed decision in the event you are approached with requests for County action.

FRANKLIN COUNTY ACTION SUMMARY

| | | |
|--|------------------------------|------------------------------|
| Agenda Item: Ron and Lynn Kelly | <u>TYPE OF ACTION NEEDED</u> | Consent Agenda |
| Meeting Date: October 26, 2005 | Execute Contract | |
| Subject: VAR 2005-01 request for a front yard variance to place a swimming pool in the designated front yard. | Pass Resolution X | |
| | Pass Ordinance | |
| Prepared By: Greg Wendt | Pass Motion X | Other: <i>Public Meeting</i> |
| Reviewed By: Jerrod MacPherson | Other | |

BACKGROUND INFORMATION

This application is a variance request to construct a swimming pool in the designated front yard due to the topography and steep slopes in the area. The applicant is proposing a single family home and swimming pool on the property. The property size is 1.41 acres and is zoned Residential Suburban 40,000 (R-S-40).

The property is located near the Columbia River, east of Kohler Road, north and east of Hill Crest Drive and west of Dent Road (126-152-122).

SUMMARY

At the regularly scheduled Planning Commission hearing on October 11, 2005 the Planning Commission voted to forward a positive recommendation (**unanimous vote**) for this application to the Board of County Commissioners subject to the following six (6) findings of fact and seven (7) conditions:

Findings of Fact

1. A variance to locate a swimming pool in the designated front yard area in the R-S-40 Zone **IS** in accordance with goals and policies of the County Development Regulations (Zoning) and the County Comprehensive Plan.
 - (a) An exceptional or extraordinary circumstance **DOES** apply to the property which does not apply generally to other properties in the same zoning district or vicinity, and result from lot size, shape, topography or other circumstances over which the applicant has no control;

- (i) The lot size and shape are consistent with the surrounding area.
 - (ii) Topography issues and steep slopes are present on the property.
 - (iii) Due to the slope of the lot, the driveway and turnaround is to be located at the east end of the lot. This will accommodate direct walking access to the home and eliminate the need for staircase access.
 - (iv) Due to the slope, home and driveway placement for access, any accessory structures such as the proposed pool will need be placed in the front yard area.
- (b) That the variance **IS** necessary for the preservation of a property right of the applicant substantially the same as is possessed by owners of other property in the same zoning district or vicinity.
- (c) That the granting of the variance **WILL NOT** materially affect the health or safety of persons residing or working in the neighborhood and will not be materially detrimental to the public welfare or injurious to property or improvements in the neighborhood.
- (d) That the variance **WOULD NOT** be materially detrimental to the intent of the Zoning Ordinance, or the property in the same zoning district or vicinity in which the property is located, or otherwise conflict with the objectives of any County plan or policy and the variance requested is the minimum variance which would alleviate the hardship.
2. The proposal **WILL NOT** adversely affect public infrastructure.
3. The proposal **WILL** be constructed, maintained, and operated to be in harmony with the existing or intended character of the general vicinity.
4. The location and height of proposed structures and site design **WILL NOT** discourage the development of permitted uses on property in the general vicinity or impair the value thereof.
5. The operation in connection with the proposal **WILL NOT** be more objectionable to nearby properties by reason of noise, fumes, vibrations, dust, traffic, or flashing lights than would be the operation of any permitted uses within the district.
6. The proposal **WILL NOT** endanger the public health, safety, or general welfare if located where proposed.

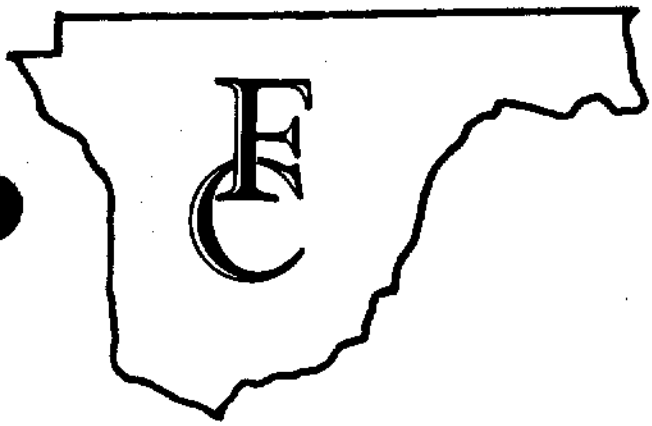
Conditions of Approval:

1. Applicant shall comply with the building permit requirements for the pool. This includes geo-technical engineering (due to slope %).

2. Applicant shall comply with self-latching gate and fencing requirements (5' high) for a swimming pool. Applicant is permitted the ability to construct no higher than a 5' high fence in the front yard area. Due to the scenic views in the area, the fence shall be constructed, to the best extent possible, out of non site-obscuring materials.
3. Applicant shall apply for a swimming pool permit with the County Building Department within 6 months of the date of issuance of the variance or the approval shall be void.
4. Any other buildings to be located in the front yard area of the property will require a separate variance process.
5. Driveway access to the home and pool shall not exceed 14% grade.
6. Nothing in this variance approval shall be construed as excusing the applicant from compliance with any federal, state, or local statutes, ordinances, or regulations applicable to this project.
7. This permit applies to the described lands and shall be for the above named individual and/or his heirs and/or assigns. Any transferring of this variance approval will require that notice be granted to the Franklin County Planning Department or the permit will be cancelled. It cannot be transferred to another site.

MOTION

Grant approval of variance application VAR-2005-01, subject to the six (6) findings of fact and seven (7) conditions.



FRANKLIN COUNTY

COMMISSIONERS

Courthouse - 1016 North 4th
Pasco, Washington 99301
(509) 545-3535

RESOLUTION NUMBER 2005 453

**BEFORE THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, WASHINGTON
IN THE MATTER OF COUNTY PLANNING**

RE: VAR 2005-01, to allow a swimming pool to be located in the designated front yard area.

WHEREAS, on October 26, 2005 the Clerk of the Board did set a public meeting for VAR 2005-01, to consider the recommendations of the Franklin County Planning Commission to review the application of Ron and Lynn Kelly, and

WHEREAS, at the public meeting the Board has found as follows:

1. Notice of public meeting was given in accordance with statute.
2. The Planning Commission after public hearing and consideration on October 11, 2005 did recommend approval of said application with the following findings of fact and conditions:
3. A variance to locate a swimming pool in the designated front yard area in the R-S-40 Zone **IS** in accordance with goals and policies of the County Development Regulations (Zoning—Variance Criteria in Chapter 41) and the County Comprehensive Plan.
 - (a) An exceptional or extraordinary circumstance **DOES** apply to the property which does not apply generally to other properties in the same zoning district or vicinity, and result from lot size, shape, topography or other circumstances over which the applicant has no control;
 8. The lot size and shape are consistent with the surrounding area.
 9. Topography issues and steep slopes are present on the property.
 10. Due to the slope of the lot, the driveway and turnaround is to be located at the east end of the lot. This will accommodate direct walking access to the home and eliminate the need for staircase access.
 11. Due to the slope, home and driveway placement for access, any accessory structures such as the proposed pool will need be placed in the front yard area.
 - (b) That the variance **IS** necessary for the preservation of a property right of the applicant substantially the same as is possessed by owners of other property in the same zoning district or vicinity.

RESOLUTION NUMBER 2005 453

VAR 2005-01

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- (c) That the granting of the variance **WILL NOT** materially affect the health or safety of persons residing or working in the neighborhood and will not be materially detrimental to the public welfare or injurious to property or improvements in the neighborhood.
 - (d) That the variance **WOULD NOT** be materially detrimental to the intent of the Zoning Ordinance, or the property in the same zoning district or vicinity in which the property is located, or otherwise conflict with the objectives of any County plan or policy and the variance requested is the minimum variance which would alleviate the hardship.
- 4. The proposal **WILL NOT** adversely affect public infrastructure.
 - 5. The proposal **WILL** be constructed, maintained, and operated to be in harmony with the existing or intended character of the general vicinity.
 - 6. The location and height of proposed structures and site design **WILL NOT** discourage the development of permitted uses on property in the general vicinity or impair the value thereof.
 - 7. The operation in connection with the proposal **WILL NOT** be more objectionable to nearby properties by reason of noise, fumes, vibrations, dust, traffic, or flashing lights than would be the operation of any permitted uses within the district.
 - 8. The proposal **WILL NOT** endanger the public health, safety, or general welfare if located where proposed.
 - 9. Applicant shall comply with the building permit requirements for the pool. This includes geo-technical engineering (due to slope %).
 - 10. Applicant shall comply with self-latching gate and fencing requirements (5' high) for a swimming pool. Applicant is permitted the ability to construct no higher than a 5' high fence in the front yard area. Due to the scenic views in the area, the fence shall be constructed, to the best extent possible, out of non site-obscuring materials.
 - 11. Applicant shall apply for a swimming pool permit with the County Building Department within 6 months of the date of issuance of the variance or the approval shall be void.
 - 12. Any other buildings to be located in the front yard area of the property will require a separate variance process.

RESOLUTION NUMBER 2005 453

VAR 2005-01

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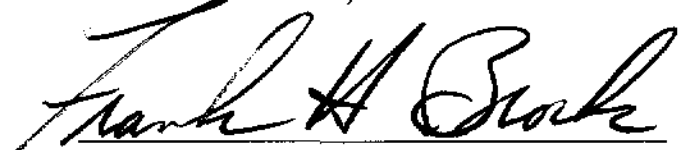
13. Driveway access to the home and pool shall not exceed 14% grade.
14. Nothing in this variance approval shall be construed as excusing the applicant from compliance with any federal, state, or local statutes, ordinances, or regulations applicable to this project.
15. This permit applies to the described lands and shall be for the above named individual and/or his heirs and/or assigns. Any transferring of this variance approval will require that notice be granted to the Franklin County Planning Department or the permit will be cancelled. It cannot be transferred to another site.


WHEREAS, the public use and interest will be served by approving the above-mentioned application.

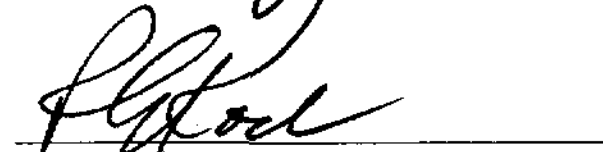
NOW THEREFORE, BE IT RESOLVED that the above-mentioned application be approved in accordance with the provisions of the Franklin County Development Regulations (Zoning Ordinance 1-2003) and as recommended by the Planning Commission.

APPROVED THIS 26th DAY OF OCTOBER 2005.

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


Chairman


Chair Pro Tem


Member

Attest:


Clerk of the Board



FRANKLIN COUNTY

PUBLIC WORKS DEPARTMENT

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

DATE: October 24, 2005
TF-05-083

TO: Board of County Commissioners
Franklin County, Washington

FROM: Tim Fife, P.E.
Public Works Director/County Engineer

SUBJECT: Surplus 2001 Chevrolet Impala – CS2108

Benton-Franklin Juvenile Justice has requested to purchase one of our surplus sheriff's cars, CS-2108, 2001 Chevrolet Impala.

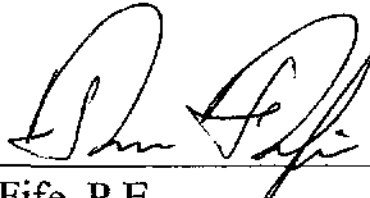
The salvage value has been determined to be \$3,000.

Therefore, please consider this as our formal request to sell CS-2108 to Benton-Franklin Juvenile Justice for \$3,000.


Your review & approval is hereby requested.

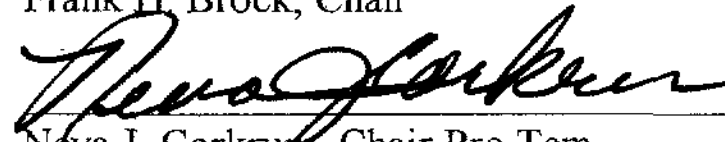
Dated this 26 day of October, 2005.

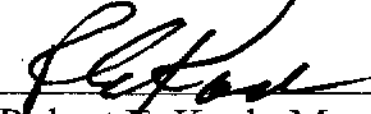
Recommended:


Tim Fife, P.E.
Public Works Director/County Engineer

Approved:


Frank H. Brock, Chair


Neva J. Corkrum, Chair Pro Tem


Robert E. Koch, Member

Attest:


Clerk of the Board

CHIAWANA PARK - 420

2003 FIXED ASSET INVENTORY
Completed 12/15/03

HIGH RISK ITEMS (\$100-\$499)

| ID# | DESCRIPTION & SERIAL # | ACQUISITION DATE | PURCHASE PRICE |
|-----------------------|--------------------------------------|---------------------|-------------------|
| | 1 Router S#106892 | 1970 | 150.00 |
| | Dayton Bench Grinder | 1985 | 200.00 |
| | Propane Weed Burner | 1985 | 100.00 |
| | Black & Decker Angle Grinder | 1988 | 150.00 |
| | 1 Skill Cordless drill | 1990 | 150.00 |
| CO61 | ELECTRIC TYPEWRITER | 1991 | 250.00 |
| CO62 | TWO LINE TELEPHONE | 1991 | 240.00 |
| | Impact Wrench | 1992 | 159.00 |
| CO63 | DAYTON 230 AMP WELDER 110-110-110 | 11/23/1993 | 266.50 |
| | 2 Line Telephone Portable | 1993 | 250.00 |
| | Reciprocating Saw | 1993 | 149.00 |
| | Skill Saw | 1993 | 150.00 |
| | Ryobi 1/2 drill | 1994 | 150.00 |
| | Tap & Die Set | 1994 | 150.00 |
| | Hammer Drill | 1994 | 180.00 |
| | Delta Cutoff Saw | 1994 | 159.00 |
| | Bosh Belt Sander | 1994 | 130.00 |
| | S Hook Plier | 1994 | 150.00 |
| | John Deere Sweeper S# t1/381sa011071 | 1994 | 450.00 |
| | 50 Amp Battery Charger | 1995 | 150.00 |
| | Wet/Dry Sander | 1996 | 135.00 |
| | Cable Angel Grinder | 2000 | 129.95 |
| | Panasonic 900 MZ Cordless Phone | 2000 | 129.00 |
| | Craftmans Power Trimmer 536-77-35/00 | 2001 | 262.43 |
| | Gigarange Phone | 2001 | 215.99 |
| TOTAL HIGH RISK ITEMS | | | 5,078.80 |

CAPITAL ITEMS (\$500+)

| ID# | DESCRIPTION & SERIAL # | ACQUISITION DATE | PURCHASE PRICE |
|------|--|---------------------|-------------------|
| CO58 | 2000 WATT GENERATOR | 1965 | 1,000.00 |
| CO52 | LOG SPLITTER BUILT FOR FORD TRACTOR | 1981 | 500.00 |
| | Swing Set | 1990 | 1,500.00 |
| | Jungle Jim | 1990 | 1,200.00 |
| | 12' Slide | 1990 | 1,500.00 |
| CO57 | DELTA Saw | 1993 | 680.00 |
| | Craftsman Drill Press | 1994 | 500.00 |
| | Honda Gas Air Compressor | 1994 | 500.00 |
| | Troy built Chipper/Shredder | 1994 | 1,200.00 |
| | Thickness Planner | 1995 | 500.00 |
| | Power Pole Saw | 1995 | 695.00 |
| | Multiple Slide Set(Donated by Taco Time) | 1996 | 1,000.00 |
| | Air Compressor | 1997 | 898.40 |

Honda Pressure Washer Mod 20X30CNS

1999 679.00

TOTAL CAPITAL OUTLAY

12,352.40

TOTAL FIXED ASSETS

\$ 17,431.30


October 26, 2005

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, 10/26/2005 ,
move that the following warrants be approved for payment.

| FUND | WARRANT | AMOUNT |
|---------------------------------|----------------|-----------------------------------|
| Salary Clearing Payroll: | | |
| | 38589-38686 | 159,341.57 |
| | 38687-38697 | 156,304.56 |
| | Direct Deposit | <u>195,740.63</u> |
| | Total | <u><u>\$511,386.76</u></u> |

In the amount of \$ **511,386.76** . The motion was seconded by 

and passed by a vote of 3 to 0 .

Emergency Mgmt Payroll:

| | |
|----------------|----------------------------------|
| 7500-7510 | \$3,756.32 |
| 7511-7519 | 4,066.92 |
| Direct Deposit | <u>6,731.93</u> |
| Total | <u><u>\$14,555.17</u></u> |

Irrigation Payroll:

| | |
|----------------|----------------------------------|
| 11216-11234 | \$7,351.94 |
| 11235-11242 | \$3,961.82 |
| Direct Deposit | <u>0.00</u> |
| Total | <u><u>\$11,313.76</u></u> |