Commissioners' Proceeding for February 7, 2007

The Honorable Board of Franklin County Commissioners met on the above date.

Present for the meeting were Bob Koch, Chairman; Neva J. Corkrum, Chair Pro Tem; and Rick Miller, Member; Fred Bowen, County Administrator; and Mary Withers, Clerk to the Board.

#### **OFFICE BUSINESS**

Secretary Patricia Shults met with the Board.

#### Consent Agenda

<u>Motion</u> – Mrs. Corkrum: I move for approval of the consent agenda as follows:

- 1. Approval of **joint Resolution 2007-058** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the amended Personal Service Agreement for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Laurie L. Magan, thus, amending Benton County Resolution 06-399 and Franklin County Resolution 2006-365, extending the termination date of the existing PSA from January 31, 2007 to February 28, 2007. (Exhibit 1: Information sheet.)
- 2. Approval of **joint Resolution 2007-059** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the amended Personal Service Agreement for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Mia Mendoza, thus, amending Benton County Resolution 04-438 and Franklin County Resolution 2004-430, extending the termination date of the existing PSA from January 31, 2007 to February 28, 2007. (Exhibit 2: Information sheet.)
- 3. Approval of **joint Resolution 2007-060** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the amended Personal Service Agreement for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Michael J. Morgan, thus, amending Benton County Resolution 06-498 and Franklin County Resolution 2006-435, extending the termination date of the existing PSA from January 31, 2007 to February 28, 2007. (Exhibit 3: Information sheet.)
- 4. Approval of **joint Resolution 2007-061** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the amended Personal Service Agreement for criminal defense legal representation of indigent individuals in Benton and Franklin Counties Superior

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Court, Juvenile Division, between the Juvenile Justice Center and Karyn Oldfield, thus, amending Benton County Resolution 02-003 and Franklin County Resolution 2002-046, extending the termination date of the existing PSA from January 31, 2007 to February 28, 2007. (Exhibit 4: Information sheet.)

- 5. Approval of **joint Resolution 2007-062** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the amended Personal Service Agreement for legal representation of indigent individuals in Benton and Franklin Counties Superior Court, Juvenile Division, between the Juvenile Justice Center and Shawn P. Sant, thus, amending Benton County Resolution 06-563 and Franklin County Resolution 2006-509, extending the termination date of the existing PSA from January 31, 2007 to February 28, 2007. (Exhibit 5: Information sheet.)
- 6. Approval of **joint Resolution 2007-063** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the amended Personal Service Agreement for legal representation of indigent individuals in Benton and Franklin Counties Superior Drug Court, Juvenile Division, between the Juvenile Justice Center and Karyn Oldfield, thus, amending Benton County Resolution 06-117 and Franklin County Resolution 2006-139, extending the termination date of the existing PSA from January 31, 2007 to February 28, 2007. (Exhibit 6: Information sheet.)
- 7. Approval of **joint Resolution 2007-064** in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on the Personal Service Agreement between the Juvenile Justice Center and Darin R. Campbell, for a term commencing February 1, 2007 and terminating no later than March 31, 2007. (Exhibit 7: Information sheet.)
- 8. Approval of **Resolution 2007-065** authorizing, in conjunction with RCW 36.32.210 (inventory), disposal of the property as identified on the Information Services Surplus Property Disposal List.
- 9. Approval of *Voluntary Transfer of Annual Leave Request* as per Resolution 2001-246, for Sonya Symons (Corrections) as follows, for a total of 30 days/240 hours:
  - > Scott Cram (Corrections) to transfer 40 hours.
  - > Kevin Still (Corrections) to transfer 32 hours.
  - > Joel Bond (Corrections) to transfer 16 hours.
  - Patricia Klukkert (Corrections) to transfer 8 hours.
  - ➤ Karen Clements (Corrections) to transfer 16 hours.
  - Sandra Schroeder (Corrections) to transfer 40 hours.
  - Chad Redfield (Corrections) to transfer 40 hours.
  - > Sia Wetmore (Corrections) to transfer 40 hours.

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Richard Long (Corrections) to transfer 8 hours.(Exhibit 8)

Second by Mr. Miller. 3:0 vote in favor.

#### Minutes

Motion – Mrs. Corkrum: I move we approve Commissioner Proceedings for January 17, January 22, January 24 and January 29, 2007. Second by Mr. Miller. 3:0 vote in favor.

#### **PROSECUTOR**

Chief Civil Deputy Prosecutor Ryan Verhulp met with the Board. Present in audience: Troy Woody.

#### Mental Health Civil Commitment Hearings

Mr. Verhulp answered the Board's questions about the numbers and frequency of cases for mental health civil commitment work. The Board told Mr. Verhulp that the counties have to pay for the legal counsel for mental health civil commitment hearings. Mr. Bowen said Benton County has told Human Services that Human Services will be paying for the attorneys in the future. Mrs. Corkrum said as a Board we have felt that the request for \$3000 a month is excessive.

Mr. Verhulp described what the attorneys have to do for these cases. He said Benton County has a lot higher volume than Franklin County. Mr. Verhulp does not know why the county pays for defense representation unless it is tied to criminal indigent defense. He said there is probably a reason why this practice got put into place. Mr. Verhulp said the attorneys' time in private practice is very valuable so the time they lose in providing that representation doesn't equal the amount they could earn in private practice for the same time. Mr. Verhulp said Franklin County cases are usually just processed, not contested. The hearings are always held at 8:15 in the morning.

Executive Session at 9:20 a.m. regarding potential litigation expected to last less than ten minutes based on RCW 42.31.10(1)(i).

Open Session at 9:29 a.m.

Claim

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Motion – Mr. Miller: I move that we pass Resolution 2007-066 for Joel W. Hamm for \$500 and that will release Franklin County from any claims and damages in the future. Second by Mrs. Corkrum. 3:0 vote in favor.

#### New Waste Landfill

Mr. Verhulp said Larry Dietrich and New Waste Landfill have submitted their annual itemized listing of projected expenses for the landfill for 2007 totaling \$28,098.07, which is about a \$1000 increase over the previous year. Mr. Verhulp has talked to the Health Department also and received their approval. He has prepared a resolution that would release those funds to New Waste for their expenses for 2007. A letter has also been prepared directing Baker Boyer Bank to release the funds.

Motion – Mr. Miller: I move that we approve Resolution 2007-067 to Baker Boyer National Bank regarding New Waste Landfill – Post-Closure Trust. The amount is \$28,097.78. Second by Mrs. Corkrum. 3:0 vote in favor. (Exhibit 9)

<u>Motion</u> – Mrs. Corkrum: I move we send the letter to Baker Boyer National Bank regarding distribution of funds from New Waste Landfill Post-Closure Trust Fund and authorize the chairman to sign on behalf of the Board. Second by Mr. Miller. 3:0 vote in favor. (Exhibit 10)

#### TRAC

TRAC Manager Troy Woody met with the Board.

#### Capital Projects: Revised .08 capital projects list

The Board reviewed a revised list of capital projects for TRAC (Exhibit 11). Mr. Woody said if the Board agrees to the changes, there will be a balance of \$96 in the fund. The biggest change since meeting with the Board last week is the addition of a parking lot striper. TRAC will probably contribute \$800 for the striper which will be pooled with funds from the Facilities Department for purchasing a paint striper that will be used throughout the county. Mr. Woody answered the Board's questions about the paint striper machine.

#### Arena Flag

The arena flag was moved so it is now hanging at a different angle.

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Executive Session at 9:38 a.m. regarding contract negotiations based on RCW 42.30.140(4) expected to last 25 minutes.

Open Session at 10:02 a.m.

Capital Projects: Revised .08 capital projects list

Mr. Woody answered the Board's questions about items on the list. The line called "Tom Misc" includes chafing dishes, tongs, utensils, and other food and beverage equipment. The painting will be done in-house. The paint for the Expo Hall will cost about \$3000.

The Board gave consensus approval for the items that are marked on Exhibit 11.

#### **PUBLIC WORKS**

Engineer Tim Fife met with the Board.

#### Road Restrictions

Road restrictions are in place for heavy loads. Many haulers have been notified.

Resolution: Authorization for Franklin County Public Works to continue utilizing

various existing credit cards

Mr. Fife said the state audit report included a note that we weren't following our own policy as far as credit cards. He has prepared a resolution that will show the Board's formal approval of the credit cards we have currently. He said we are keeping an Office Max card but not continuing to use a card from another office supply business. We use Kinko's/Fed Ex for large copying jobs. Some of the Pacific Pride/Wondrack gas cards are unsigned. They are assigned to temporary workers, for instance, during the summer. There is an audit process involved that tracks use of vehicles and number of miles driven so any misuse can be tracked.

<u>Motion</u> – Mrs. Corkrum: I move we approve Resolution 2007-068 authorizing Franklin County Public Works to continue utilizing various existing cards as listed. Second by Mr. Miller. 3:0 vote in favor.

Mr. Fife will ask the state auditor if a fax notification for authorized users of the gas cards will be satisfactory since the user changes frequently.

#### Road Restrictions

Commissioners' Proceeding for February 7, 2007

The road restrictions are in place in only north Franklin County and north of the Snake River on the Pasco-Kahlotus Highway (P-K). The roads on the south end of the county are not having problems. Mr. Koch asked how do you decide which roads will have road restrictions? Mr. Fife said the best way is to visually check the road. In addition, we have a program called Frost Days that gives us an indication. We also look at the weather forecast. He said observing the condition of gravel roads will tell him first. Load Restrictions for Muse Drive Bridge

Load restriction signs are being put on the Muse Drive bridge because it is starting to crack. It is located on the border of Adams County. The bridge is actually half in Adams County. It is an area for which Franklin County has responsibility. A girder is about three-quarters rotten. The bridge will be submitted for bridge funding. Anything that we spend will have to be split with Adams County.

Mr. Fife said Franklin County has an agreement with Adams County for shared roads. We tried to split the roads equally between the counties for paved and graveled areas.

#### Juniper Dunes Forest

Mr. Fife has prepared a draft project application for Public Lands Highways Discretionary (PLHD) Program for the Juniper Dunes Forest area. He is titling the project Juniper Dunes Wilderness Access Phase I rather than Peterson Road. He is requesting \$500,000 for the first phase.

#### R-170 Landslide

Mr. Fife will prepare a project application for the 2007 Transportation Commuting and System Preservation Program for the R-170 Landslide area.

<u>City of Pasco</u>

Mr. Fife told the Board that he has received a draft interlocal agreement from the City of Pasco that will correct boundaries. One example of a problem it will correct is where the City of Pasco annexed to the center of the road. These corrections can be done by agreement.

#### Vouchers/Warrants

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<u>Motion</u> – Mrs. Corkrum: I move for approval of payroll amounts for Motor Vehicle Fund payroll for \$10,544.00 and County Road Fund payroll for \$61,336.31. Second by Mr. Miller. 3:0 vote in favor.

#### ASSESSOR

Assessor Steve Marks and Chief Appraiser Peter McEnderfer met with the Board.

<u>Fire Districts</u>

Mr. Marks will be meeting with Fire District #4 tomorrow afternoon. A meeting is being held Thursday, February 15, at 7:00 p.m. at Edwin Markham School with a committee of 15 to 20 people who is exploring options about creating a new fire district or annexing into a fire district for the area of the county that is not covered by a fire district.

#### Purchase of vehicles for Assessor

Mr. Marks said he had talked to the Board about a need to purchase some vehicles during budget workshops. He gave the Board a letter outlining his proposal (Exhibit 12). Currently the Assessor's Office has four vehicles in its fleet. The two 1989 Chevrolet Celebrities that were purchased in 1990 or 1991 need to be replaced. There are also two 1999 Nissan Pathfinders. The Assessor's office currently places between 3000 and 3500 miles per year on each vehicle. The current maintenance budget is \$2500 a year which covers all vehicles for gas, repairs and maintenance. The Assessor's vehicles are not covered through the Road Department. The amount is in the Assessor's budget. We maintain our own vehicles with that money.

Mr. Marks has contacted the County Road Department and Butch Lindstrom of All Star Automotive about the possibilities of buying used, year-old vehicles. He has talked with Public Works Accountant Dennis Huston. Mr. Huston told him that to be part of the Public Works program, it would cost about \$17,000 to purchase the vehicles, then pay \$4000 a year for replacement of a vehicle at about eight years, as well as covering maintenance and operation of vehicles. A breakdown of the costs was reviewed.

The proposal to purchase vehicles from All Star Automotive includes three options as listed on Exhibit 12.

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Mr. Marks recommends purchasing two vehicles from All Star and continue on with the maintenance program like we have. It has worked out well for us, barring a major breakdown of a transmission or something similar.

Mrs. Corkrum asked do we have to go out for bids? Mr. Koch and Mr. Bowen said bids are not required for purchases under \$25,000.

Mr. Miller asked why All Star was used. Mr. Marks said it was just an option to look at. The company is local. They sell newer used cars and have a good selection. He felt comfortable with the dealer.

Each Board member said the funds are already in the budget and they have no problem with it. Mr. Marks said he will not exceed the \$20,000 total including tax and license.

Motion – Mr. Miller: I move that we approve the purchase the vehicles by the assessor as listed here and he has the option to spend the money that is set aside in the budget for that. Second by Mrs. Corkrum. 3:0 vote in favor.

#### **AUDITOR**

Auditor Zona Lenhart met with the Board.

#### Annex Availability and Remodel

Mr. Bowen told Ms. Lenhart that the Health District will be getting back to him about whether they will need additional space at the Courthouse Annex.

### Directory for 4th Street Entrance

Ms. Lenhart asked if a directory can be placed in the 4<sup>th</sup> Street entrance.

Mrs. Corkrum said perhaps it could be put on one of the bulletin boards. Mr. Bowen will work on preparing a directory.

#### Lock on Bulletin Board

Mr. Bowen said a lock has not been put in place on the bulletin board. He will find out what can be done. It is possible that locks can be put on the bulletin boards at the entrance and a third bulletin board can be put in the Public Safety Building hall for postings that need to be available for public use.

#### Credit Card Update

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No departments have responded to the request for credit card lists. Ms. Lenhart will send out a second memo. The Board told Ms. Lenhart that a resolution was passed this morning for the Public Works credit cards. Mr. Koch said there should never be an employee's own expense on a county credit card.

#### DISTRICT COURT

District Court Judge Jerry Roach, Administrator Terrie Yonts and Information Services Director Kevin Scott met with the Board. Present in audience: Superior Court Administrator Pat Austin.

#### Audio Technical Microphones for Courtroom #224

Ms. Yonts said portable microphones with rechargeable batteries were used in Courtroom #224 since 1999. The rechargeable batteries are expensive to replace. We would like to purchase permanent microphones. Mr. Scott said wireless microphones were used at the time because of lack of wiring. He said the permanent microphones will be mounted to the desks so they cannot become weapons in the courtroom. The cost in the courtrooms will be shared by the City of Pasco Municipal Court, which has agreed to the expenditure. Mr. Scott explained how the billing with the City of Pasco will be handled.

<u>Motion</u> – Mrs. Corkrum: I move for approval authorizing the purchase of four Audio Technical microphones and bases for Courtroom #224 utilized by District and Municipal Courts in the amount of \$2528.76 shared half and half. Second by Mr. Miller. 3:0 vote in favor. This is Resolution 2007-069.

#### **Furniture**

Ms. Youts gave the Board the furniture proposals totaling \$40,990.09.

There is a room off the courtroom that was made into a small room in about 1999 for Municipal Court Judge Ramirez to enter the courtroom. Judge Ramirez has never used it. The walls could be made half walls and moved back so we could have more room. We desperately need another desk. The Facilities Department told Ms. Yonts that it would be a good time to paint and carpet at the same time as the other work is being done so District Court has picked furniture that will go with different carpet and paint.

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Mr. Bowen does not know if the Facilities Department has obtained the estimates for the changes.

The Board said it doesn't cost anything to look into the remodeling work.

Mrs. Corkrum asked if the furniture cost is more than the prices we looked at before. Ms. Yonts said yes, it is, because furniture was added for her office and the other proposed office at Judge Roach's direction. She said the judge told her it makes sense to have everything be done at the same time and be matching.

The Board mentioned the possibility of offering the old furniture to Garfield County if Franklin County does not have a use for it.

The Board will consider the remodeling work after Facilities Director Chris Giles provides more information to Mr. Bowen. Mr. Bowen said he presumes the funds would come out of the Courthouse Restoration fund.

#### INFORMATION SERVICES

IS Director Kevin Scott met with the Board briefly.

#### <u>Disposal of Computers</u>

In response to a question about disposal of hard drives and computers, he said hard drives are thrown in a box in a locked cage right now. Eventually, we will take a bunch of the hard drives and either drill a hole in them or take a punch and a hammer to make a hole so they are physically destroyed.

#### Print Shop Door Lock

The Board asked that Mr. Scott change the Print Shop door so it will be locked with access allowed by employees using the keypad. Mrs. Corkrum asked that Information Services send a memo to departments to let them know of the change.

#### **COUNTY ADMINISTRATOR**

County Administrator Fred Bowen and Human Resources Director Rosie H. Rumsey met with the Board.

#### Mental Illness Defense

Superior Court Administrator Pat Austin and Superior Court Clerk Mike Killian met with the Board.

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Ms. Austin gave the Board a report showing numbers of mental illness case filings, non-trial proceedings and trials for 2002 through 2006 (Exhibit 13). Ms. Austin said Benton County has suggested that Human Services pay for all defense costs.

Mrs. Corkrum said Franklin County is leaning that way, too.

Mr. Killian and Mr. Bowen asked if there should be a reimbursement to counties. More information will be obtained.

#### 2006 Employee Awards

Auditor Zona Lenhart joined the audience.

Ms. Rumsey asked for approval of a resolution regarding 2006 employee awards for safe driving, attendance and length of service. She noted that elected officials do not receive length of service awards. If they did, Neva Corkrum would have had 40 years this year and Mike Killian would have had 15 years.

Managers are not eligible for safe driving awards. If they did, Engineer Tim Fife would have received an award this year.

Ms. Rumsey also noted that John White is receiving a 10-year safe driving award. He did become a manager on October 3, 2006.

An extra day of vacation is given for 10 years of safe driving.

Other entities give gifts instead of vacation days. There is an impact to the county financially. When an employee gets to the maximum accruals, certain amounts are transferred to VEBA.

Ms. Lenhart said the awards are good for morale. Mr. Bowen said the Board put the awards banquet back in the budget for 2007.

Motion – Mrs. Corkrum: I move we approve the 2006 safe driving, length of service and attendance awards, with vacation days to be awarded to employees listed in Resolution 2007-070, Attachment A, in 2007. The individuals have to use the vacation days in this calendar year, 2007.

#### Work Release Center

Work Release Center Director Gary Keever joined the meeting.

The Work Release Center has been approved for occupancy.

Commissioners' Proceeding for February 7, 2007

Mr. Keever said his office wants to try out some equipment from a new company with some updated technology on the GPS program. We hope to increase the number of people and add a different function. It is an open-ended contract where we can use them or not.

Mr. Koch asked if it is budgeted. Do you get revenue back? Mr. Keever said yes. It will pay for itself. Instead of using only one company, we're going to try this company also.

Mr. Koch asked where the revenue comes from. Mr. Keever said it comes from fees paid by the user with rare exceptions. It allows us to take some people that we wouldn't take otherwise. For example, if a person has a restraining order we wouldn't normally take that person in Work Release but this equipment allows us to take the person and gives us a better hand on their location. Mrs. Corkrum thought this type of program would pay for itself and also create some revenue. Mr. Keever said it does. It allows us to take someone we would have to reject, which breaks even. The other portion is electronic home monitoring that does generate revenue and allows people to not be in full custody. We're doing the electronic home monitoring now. Hopefully there will be better equipment with the new company, both for safety and security and ease of operation. Mrs. Corkrum asked if there is a local person for the company. Mr. Keever is not aware of a local person.

<u>Motion</u> – Mr. Miller: I move we accept the lease agreement between Secure Alert, Inc., and Franklin County Corrections. Second by Mrs. Corkrum. 3:0 vote in favor. This is Resolution 2007-071.

Mr. Keever said Work Release hopes to move inmates into the new area on Monday.

#### Report to Tri-City Herald

The Board gave **consensus approval** to send the yearly county report to the <u>Tri-City Herald</u>.

Adjourned at 12:05 p.m.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until February 12, 2007.

BOARD OF COUNTY COMMISSIONERS FRANKLIN COUNTY, WASHINGTON

Chairman

Chairman Pro Tem

Member

Attest:

Clerk to the Board

Approved and signed February 14, 2007.

TYPE OF ACTION NEEDED AGENDA ITEM: Consent CONSENT AGENDA MEETING DATE: B/C 01-29-07 F/C 01-31-07 Executive Contract XX PUBLIC HEARING Pass Resolution SUBJECT: Contract Amendment for XX 1ST DISCUSSION Pass Ordinance Criminal Defense Panel Attorney 2ND DISCUSSION Pass Motion Prepared By: Kathryn M. Phillips OTHER Other Reviewed By: Sharon Paradis

#### BACKGROUND INFORMATION

Attached for Board review and approval is the Personal Service Agreement Amendment between Benton County and Defense Panel Attorney, Laurie L. Magan. The Agreement is being amended to extend the Agreement until February 28, 2007 and continue the current rate of compensation until a new contract is fully approved and executed.

#### SUMMARY

The Benton and Franklin County Boards of Commissioners signed the original Personal Service Agreement for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division for Laurie L. Magan on July 17, 2006 and July 24, 2006, respectively.

#### RECOMMENDATION

We recommend that the Boards of County Commissioners approve the Personal Service Agreement Amendment for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division, as written.

#### FISCAL IMPACT

Compensation for the panel attorney is set forth in the amendment. This amount has been figured into the Juvenile Court's 2007 budget, which has been approved by both Boards of County Commissioners.

#### MOTION:

I move that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board of Franklin County Commissioners be and hereby are authorized to sign, on behalf of their respective county, the Personal Services Agreement Amendment with Ms. Magan.

AGENDA ITEM: Consent	TYPE OF ACTION NEEDED	
1	Pass Resolution XX Pass Ordinance Pass Motion	CONSENT AGENDA XX PUBLIC HEARING 1ST DISCUSSION 2ND DISCUSSION OTHER
Reviewed By: Sharon Paradis	Other	OTHER

#### BACKGROUND INFORMATION

Attached for Board review and approval is the Personal Service Agreement Amendment between Benton County and Defense Panel Attorney, Mia Mendoza. The Agreement is being amended to extend the Agreement until February 28, 2007 and continue the current rate of compensation until a new contract is fully approved and executed.

#### SUMMARY

The Benton and Franklin County Boards of Commissioners signed the original Personal Service Agreement for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division for Mia Mendoza on September 20, 2004 and September 27, 2004, respectively.

#### RECOMMENDATION

We recommend that the Boards of County Commissioners approve the Personal Service Agreement Amendment for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division, as written.

#### FISCAL IMPACT

Compensation for the panel attorney is set forth in the amendment. This amount has been figured into the Juvenile Court's 2007 budget, which has been approved by both Boards of County Commissioners.

#### MOTION:

I move that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board of Franklin County Commissioners be and hereby are authorized to sign, on behalf of their respective county, the Personal Services Agreement Amendment with Ms. Mendoza.

AGENDA ITEM: Consent	TYPE OF ACTION NEEDED	CONCENT ACTIVITY
MEETING DATE: B/C 01-29-07 F/C 01-31-07	HACCACIVO CONCIDOC NA	CONSENT AGENDA XX PUBLIC HEARING
SUBJECT: Contract Amendment for Criminal Defense Panel Attorney	Pass Ordinance	1ST DISCUSSION 2ND DISCUSSION
Prepared By: Kathryn M. Phillips	Pass Motion Other	OTHER
Reviewed By: Sharon Paradis	Oche:	

#### BACKGROUND INFORMATION

Attached for Board review and approval is the Personal Service Agreement Amendment between Benton County and Defense Panel Attorney, Michael J. Morgan. The Agreement is being amended to extend the Agreement until February 28, 2007 and continue the current rate of compensation until a new contract is fully approved and executed.

#### SUMMARY

The Benton and Franklin County Boards of Commissioners signed the original Personal Service Agreement for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division for Michael J. Morgan on September 11, 2006 and September 6, 2006, respectively.

#### RECOMMENDATION

We recommend that the Boards of County Commissioners approve the Personal Service Agreement Amendment for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division, as written.

#### FISCAL IMPACT

Compensation for the panel attorney is set forth in the amendment. This amount has been figured into the Juvenile Court's 2007 budget, which has been approved by both Boards of County Commissioners.

#### MOTION:

I move that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board of Franklin County Commissioners be and hereby are authorized to sign, on behalf of their respective county, the Personal Services Agreement Amendment with Mr. Morgan.

TYPE OF ACTION NEEDED AGENDA ITEM: Consent CONSENT AGENDA MEETING DATE: B/C 01-29-07 F/C 01-31-07 Executive Contract XX PUBLIC HEARING XX Pass Resolution SUBJECT: Contract Amendment for 1ST DISCUSSION Pass Ordinance Criminal Defense Panel Attorney 2ND DISCUSSION Pass Motion Prepared By: Kathryn M. Phillips OTHER Other Reviewed By: Sharon Paradis

#### BACKGROUND INFORMATION

Attached for Board review and approval is the Personal Service Agreement Amendment between Benton County and Defense Panel Attorney, Karyn Oldfield. The Agreement is being amended to extend the Agreement until February 28, 2007 and continue the current rate of compensation until a new contract is fully approved and executed.

#### SUMMARY

The Benton and Franklin County Boards of Commissioners signed the original Personal Service Agreement for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division for Karyn Oldfield on January 7, 2002 and January 16, 2002, respectively.

#### RECOMMENDATION

We recommend that the Boards of County Commissioners approve the Personal Service Agreement Amendment for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division, as written.

#### FISCAL IMPACT

Compensation for the panel attorney is set forth in the amendment. This amount has been figured into the Juvenile Court's 2007 budget, which has been approved by both Boards of County Commissioners.

#### MOTION:

I move that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board of Franklin County Commissioners be and hereby are authorized to sign, on behalf of their respective county, the Personal Services Agreement Amendment with Ms. Oldfield.

AGENDA ITEM: Consent

MEETING DATE: B/C 01-29-07 F/C 01-31-07

SUBJECT: Contract Amendment for
Criminal Defense Panel Attorney

Prepared By: Kathryn M. Phillips

Reviewed By: Sharon Paradis

CONSENT AGENDA XX
PUBLIC HEARING
1ST DISCUSSION
2ND DISCUSSION
OTHER

#### BACKGROUND INFORMATION

Attached for Board review and approval is the Personal Service Agreement Amendment between Benton County and Defense Panel Attorney, Shawn P. Sant. The Agreement is being amended to extend the Agreement until February 28, 2007 and continue the current rate of compensation until a new contract is fully approved and executed.

#### SUMMARY

The Benton and Franklin County Boards of Commissioners signed the original Personal Service Agreement for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division for Shawn P. Sant on October 16, 2006 and October 18, 2006, respectively.

#### RECOMMENDATION

We recommend that the Boards of County Commissioners approve the Personal Service Agreement Amendment for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division, as written.

#### FISCAL IMPACT

Compensation for the panel attorney is set forth in the amendment. This amount has been figured into the Juvenile Court's 2007 budget, which has been approved by both Boards of County Commissioners.

#### MOTION:

I move that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board of Franklin County Commissioners be and hereby are authorized to sign, on behalf of their respective county, the Personal Services Agreement Amendment with Mr. Sant.

TYPE OF ACTION NEEDED AGENDA ITEM: Consent CONSENT AGENDA MEETING DATE: B/C 01-29-07 F/C 01-31-07 Executive Contract XX PUBLIC HEARING Pass Resolution SUBJECT: Contract Amendment for Drug XX 1ST DISCUSSION Pass Ordinance Court Defense Panel Attorney 2ND DISCUSSION Pass Motion Prepared By: Kathryn M. Phillips OTHER Other Reviewed By: Sharon Paradis

#### BACKGROUND INFORMATION

Attached for Board review and approval is the Personal Service Agreement Amendment between Benton County and Defense Panel Attorney, Karyn Oldfield. The Agreement is being amended to extend the Agreement until February 28, 2007 and continue the current rate of compensation until a new contract is fully approved and executed.

#### SUMMARY

The Benton and Franklin County Boards of Commissioners signed the original Personal Service Agreement for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division for Karyn Oldfield on February 27, 2006 and March 6, 2006, respectively.

#### RECOMMENDATION

We recommend that the Boards of County Commissioners approve the Personal Service Agreement Amendment for Legal Representation of Indigent Individuals in Benton and Franklin Counties Superior Court Juvenile Division, as written.

#### FISCAL IMPACT

Compensation for the panel attorney is set forth in the amendment. This amount has been figured into the Juvenile Court's 2007 budget, which has been approved by both Boards of County Commissioners.

#### MOTION:

I move that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board of Franklin County Commissioners be and hereby are authorized to sign, on behalf of their respective county, the Personal Services Agreement Amendment with Ms. Oldfield.

AGENDA ITEM: Consent	TYPE OF ACTION NEEDED	CONSENT AGENDA XX
MEETING DATE: B/C 01-29-07 F/C 01-31-07	Executive Contract xx	PUBLIC HEARING
SUBJECT: Contract to provide interim	Dana Oradinana	1ST DISCUSSION
criminal defense panel coverage	Pass Ordinance Pass Motion	2ND DISCUSSION
Prepared By: Kathryn M. Phillips	Other	OTHER
Reviewed By: Sharon Paradis	Octier	

#### BACKGROUND INFORMATION

Darin R. Campbell has provided criminal and civil defense panel services to the Benton-Franklin Counties Juvenile Justice Center since October of 2004. Mr. Campbell is currently providing civil attorney services to youth under Truancy, At-Risk, CHINS and BECCA programs. Due to a vacation of a criminal defense panel attorney, Mr. Campbell has agreed to take on that criminal caseload until a new qualified candidate is recruited, selected and appointed.

#### SUMMARY

Mr. Campbell will continue to operate under his present civil contract as approved by Benton County Resolution 05 577, signed on August 29, 2005, and Franklin County Resolution 2005 342, signed August 22, 2005, and he will take on the additional duties of providing criminal defense panel services to indigent individuals subject to proceedings commenced in the Juvenile Division, and who are financially unable to obtain legal counsel. Once an attorney is appointed to the vacated position on the defense attorney panel, Mr. Campbell will terminate the criminal contract.

#### RECOMMENDATION

We recommend that the Board of Commissioners of Benton County sign the Personal Services Agreement between Darin R. Campbell, Attorney at Law, and Benton-Franklin Juvenile Justice Center beginning June 18, 2006 and terminating upon appointment of a new member to the criminal defense panel attorney or no later than March 31, 2007.

#### FISCAL IMPACT

The criminal defense panel rate is included in Juvenile's 2007 Budget.

#### MOTION

I move that the Chairman of the Board of Benton County Commissioners, and the Chairman of the Board Franklin County Commissioners be hereby authorized to sign the contract with the between Mr. Darin R. Campbell and the Benton-Franklin Counties Juvenile Justice Center.

Dear Board of County Commissioners:	
As per Resolution 2 I am requesting a portion of my ann	001-246 dated June 11, 2001 nual leave be transferred as detailed below:
Transferee: Songa Sy.  Department: Franklin Co C	mons orrections
<b>,</b> .	Scott Cram Printed Name of Transferor
	Signature of Transferor
	O2/01/07 Date Signed
	Department: FCCC
I attest that all accrued paid leave (ann <u>Songe Symons</u> Name of Transferee	ual, sick leave, compensatory, etc) forhas been exhausted
Date Approved: 2/7/07	BOARD OF COMMISSIONERS FRANKLIN COUNTY, WASHINGTON Chairman
Attest:  Mary Withers  Clerk of the Board	Member  Member

Dear Board of County Commissioners:	
	001-246 dated June 11, 2001 ual leave be transferred as detailed below:
Transferee: Songa Syn Department: Franklin Co Ce	mons orrections
Amount of Hours: 40	Chad C. Redfield
	Printed Name of Transferor  Control  Signature of Transferor
	1)29 (07) Date Signed
	Department: FC. Sail
I attest that all accrued paid leave (annu <u>Songa Symons</u> Name of Thansferee	al, sick leave, compensatory, etc) for has been exhausted.  Elected Official Department Head
Date Approved: 2/7/07	BOARD OF COMMISSIONERS FRANKLIN COUNTY, WASHINGTON Chairman

Dear Board of County Commissioners:

As per Resolution 20 I am requesting a portion of my annu	01-246 dated June 11, 2001  al leave be transferred as detailed below:
Transferee: Songa Syr  Department: Franklin Co Co	nons prections
Amount of Hours: 32	Reun J. St. 11 Printed Name of Transferor
	Signature of Transferor
	Date Signed  Department: Corrections
I attest that all accrued paid leave (annua Songa Symons  Name of Transferee	has been exhausted.  Lected Official Department Head
Date Approved: 2/7/07	BOARD OF COMMISSIONERS FRANKLIN COUNTY, WASHINGTON Chairpan
	The follows
Attest:  Mary Wither  Clerk of the Board	Member Member

Dear Board of County Commissioner	s:
_	2001-246 dated June 11, 2001 nnual leave be transferred as detailed below:
Transferee: Songa Se Department: Franklin Co	<u>imons</u>
	Corrections
Amount of Hours: 40	Sia Wetmore
	Printed Name of Transferor  Signature of Transferor
	Date Signed
	Department: FCCC
I attest that all accrued paid leave (and Songa Symons Name of Transferee	nual, sick leave, compensatory, etc) for has been exhausted Elected Official / Department Head
Date Approved: 2/7/07	BOARD OF COMMISSIONERS FRANKLIN COUNTY, WASHINGTON Chairman
	1/100 Askru

·	
	1001-246 dated June 11, 2001 nual leave be transferred as detailed below:
Transferee: Songa Sy  Department: Franklin Co C	mons
Department: Franklin Co C	011801013
Amount of Hours:	Printed Name of Transferor
· · · · · · · · · · · · · · · · · · ·	Signature of Transferor
	1-29-07 Date Signed
	Department: Corrections
I attest that all accrued paid leave (annoons Name of Transferee	ual, sick leave, compensatory, etc) for has been exhausted.
	Elected Official Department Head
	Elected Official Department Head
Date Approved: 2/7/07	BOARD OF COMMISSIONERS FRANKLIN COUNTY, WASHINGTON Chairman

Dear Board of County Commissioners	· }
<b>▲</b>	2001-246 dated June 11, 2001 anual leave be transferred as detailed below:
Transferee: Songa Seg Department: Franklin Co C	emons Corrections
Amount of Hours:	Printed Name of Transferor
	Signature of Transferor
	Date Signed  Department: CORRECTIONS
	ual, sick leave, compensatory, etc) forhas been exhausted
Date Approved: 2/7/07	BOARD OF COMMISSIONERS FRANKLIN COUNTY, WASHINGTON Chairman
Attest:  May Withers  Clerk of the Board	Member  Member

Dear Board of County Commissioners:		
As per Resolution 2001-246 dated June 11, 2001 I am requesting a portion of my annual leave be transferred as detailed below:		
Department: Franklin Co Corrections		
Department: Franklin Co Corrections		
Amount of Hours: 8  PATRICIA E. KLUKKERT  Printed Name of Transferor		
Signature of Transferor		
Date Signed		
Department: CORRECTIONS		
I attest that all accrued paid leave (annual, sick leave, compensatory, etc) for  Songe Symons has been exhausted.  Name of Transferee  Elected Official / Department Head		
	•	
Date Approved: 2/7/07  BOARD OF COMMISSIONERS FRANKLIN COUNTY, WASHINGTON  Chairman		
Attest:  Member  Member  Clerk of the Board  Member		

Dear Board of County Commissioners:

As per Resolution 2001-246 dated June 11, 2001 I am requesting a portion of my annual leave be transferred as detailed below:	
Transferee: Songa Symons  Department: Franklin Co Corrections	
Amount of Hours: 16 Republic CLEMENTS Printed Name of Transferor	
Signature of Transferor	
Ol-29-07 Date Signed	
Department: Corrections	
I attest that all accrued paid leave (annual, sick leave, compensatory, etc) for  Songe Symons has been exhausted.  Name of Transferee  Elected Official Department Head	
Date Approved: 2/7/07  BOARD OF COMMISSIONERS FRANKLIN COUNTY, WASHINGTON Chairman	
Attest:	

Dear Board of County Commissioners:	
As per Resolution 2001-24 I am requesting a portion of my annual lea	
Transferee: Soupe Symons  Department: Franklin Co Con	
Amount of Hours: 40 hb	Sandra Schroeder
Pri	Mandla Schoold  nature of Transferor
<u> </u>	
	1/24/07 te Signed partment:
De	partment:
I attest that all accrued paid leave (annual, sich some of Transferee	t leave, compensatory, etc) for been exhausted.
Ele	cted Official / Separtment Head
Date Approved: 2/7/07	ARD OF COMMISSIONERS ANKLIN COUNTY, WASHINGTON airman
Attest:	mber John Marie Company of the Compa

## FRANKLIN COUNTY RESOLUTION NUMBER \_\_\_\_\_\_ 2007 067

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

RE: LETTER TO BAKER BOYER NATIONAL BANK REGARDING NEW WASTE LANDFILL - POST-CLOSURE TRUST

WHEREAS, Franklin County has received a letter from New Waste, Inc., requesting that Franklin County grant authorization for release \$28,098.07 funds from the New Waste Landfill Post Closure Trust to Larry Dietrich as President of New Waste Landfill to cover estimated post-closure costs for 2007.

WHEREAS, Franklin County is the beneficiary of the trust and has authority to grant such authorization, and

WHEREAS, the County has verified, through the Benton Franklin Health Department that Post Closure work is being completed and that such disbursement is appropriate, and to cover estimated post-closure expenses incurred January 1, 2007 through December 15, 2007.

WHEREAS, the Board of Franklin County Commissioners constitutes the legislative authority of Franklin County and desires to enter into this arrangement as being in the best interest of Franklin County; and

WHEREAS, the beneficiaries have notified the Benton-Franklin Health Department of this plan of disbursement and the Benton-Franklin Health Department is in agreement.

NOW, THEREFORE, BE IT RESOLVED that the Franklin County Board of Commissioners hereby authorize and direct Baker Boyer National Bank to disburse \$28,098.07 funds from the New Waste Landfill Post Closure Trust to Larry Dietrich, such disbursement not to occur until the Trustee is in receipt of concurrent authorization from the Grantor, New Waste Landfill.

	BOARD OF COUNTY COMMISSIONERS
	FRANKLIN COUNTY, WASHINGTON
	Robert E. Roch, Chairperson
	Mus Carlfreen
	Neva J. Corkrum Chair Pro Tem
	flux mells
	Rick Miller, Member
TEST:	
M. Withow	

Clerk of the Board

APPROVED AS TO FORM:

Ryan E. Verhulp

Deputy Prosecuting Attorney

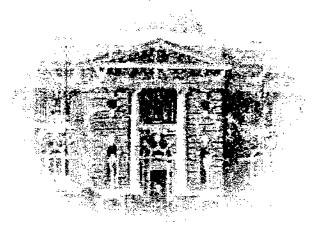
Franklin County Resolution Number

DONE this \_\_\_\_\_\_ day of February, 2007.

Neva J. Corkrum
District 1

Robert E. Koch District 2

> Rick Miller District 3



Fred H. Bowen
County Administrator

Rosie H. Rumsey Human Resources Director

Patricia L. Shults
Executive Secretary

## **Board of County Commissioners**

## FRANKLIN COUNTY

February 7, 2007

Mr. Jon Bren Baker Boyer National Bank P O Box 1796 Walla Walla WA 99562-0353

Re:

Disbursement of Funds

New Waste Landfill Post Closure Trust Fund

Dear Mr. Bren:

Enclosed please find an original of Franklin County Resolution Number 2007-<u>D67</u>, which authorizes and directs disbursement of \$28,098.07 New Waste Landfill Post Closure Trust Fund to Larry Dietrich, President of New Waste Landfill. This disbursement has been approved by the Health Department and is intended to cover 2006 Post Closure activities and estimated 2007 Post Closure activities.

Thank you for your time and attention to this matter.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS FRANKLIN COUNTY, WASHINGTON

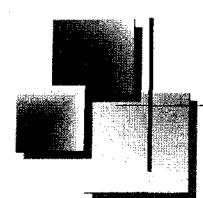
Robert E. Koch, Chair

REK:df

Enclosure

# Capital 200

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			А	8.374.12		



#### FRANKLIN COUNTY ASSESSOR

Steve Marks - Assessor

February 7, 2007

Franklin County Commissioners 1016 N 4<sup>th</sup> Pasco, WA 99301

RE: Purchase of vehicles for Assessor

During the budget process for the 2007 calendar year, I had asked that the County Commissioners allocate some money in the budget to purchase a vehicle for the Assessor Office. During the last open comment session for the budget, the commissioners set \$20,000 aside for vehicles.

The vehicles that we currently have in our fleet are two 1989 Chevy celebrity's purchased in 1990 or 1991 and 2 1993 Nissan Pathfinders. We place about 3,500 miles per year on a vehicle and our maintenance budget is \$2,500 per year. This maintenance budget covers all four of our vehicles for fuel, repairs and maintenance each year.

I have asked the County Road Department for information on purchasing a vehicle from the Motor Pool and I have also talked to Butch Lindstrom of All Star Automotive about purchasing vehicles from him.

To purchase a vehicle from the motor pool the county purchases the vehicle at a cost of around \$17,000 plus \$4,000 for the year to cover the Replacement factor and M&O rate. From that point forward \$4,000 a year for 8 years is to be budgeted to cover the replacement and maintenance of the vehicle. The breakdown is shown in the chart below.

	REPLACEMENT FACTOR	M&O FACTOR	TOTAL RATE	
HOURLY YEARLY	\$1.13 \$2,269	\$0.87 \$1,747	\$2.00 \$4,016	Franklin County Assessor 1016 N. 4th Pasco, WA 99301

Phone: 509-545-3506 Fax: 509-546-5840 Email: smarks@co.franklin.wa.us I have contacted Butch Lindstrom of All Star Automotive and requested a proposal to purchase vehicles from him. He has put together a proposal of options for us to consider. These options are listed below.

#### Selection #1

2005 Hyundai Elantra GLS miles under 20k The Hyundai has a 5 year 60k warranty and 100k roadside assistance cost will be around \$9000.00 to \$10000.00 depending on color and options.

#### Selection #2

2005 Nissan Sentra GXE miles less than 25k priced around \$8000.00 to \$9000.00 Nissan has 3 year 36k warranty

#### Selection #3

2005 Chevy Malibu miles around 25k priced around \$8000.00 to \$9000.00 warranty is 3 year 36k

Considering these two options it would be my recommendation that you allow me to work with All Star Automotive to purchase up to 2 used vehicles for \$20,000.

Steve Marks Franklin County Assessor

## MENTAL ILLNESS CASE FILINGS

Year	Benton Co.	Franklin Co.	Total
2002	211	37	248
2003	213	53	266
2004	295	52	347
2005	281	70	351
2006	310	57	367

## MENTAL ILLNESS NON-TRIAL PROCEEDINGS

Year	Benton Co.	Franklin Co.	Total
2002	303	68	371
2003	285	91	376
2004	413	64	477
2005	403	104	507
2006	517	111	628

## **MENTAL ILLNESS TRIALS**

Year	Benton Co.	Franklin Co.	Total
2002	1	0	1
2003	0	0	0
2004	1	2	3
2005	1	0	1
2006	1	1	2