

COMMISSIONERS RECORD 51
FRANKLIN COUNTY
Commissioners' Proceedings for October 20, 2010

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

PUBLIC WORKS

Engineer Tim Fife met with the Board. Present in audience: Terry and Katie Brown and Tri-City Herald Reporter Kristi Pihl.

Public Hearing: Notice of Intention to Sell, 2010 Surplus Equipment

Public Hearing convened at 9:00 am. Present: Commissioners Peck, Miller and Koch; County Administrator Fred Bowen; County Engineer Tim Fife; and County Administrator Fred Bowen.

Mr. Peck asked if anyone would like to comment. Mr. Brown said "go for it." No one else wished to comment.

Motion – Mr. Miller: Mr. Chairman, I move that we surplus 2010 surplus equipment list and we have listed four Crown Victorias and a Ford 250 crew cab 4x4. Second by Mr. Koch. 3:0 vote in favor. This is Resolution 2010-318.

Vouchers

Motion – Mr. Koch: Mr. Chairman, I would move for approval of vouchers for County Road Fund for \$61,323.88; Motor Vehicle and Public Works Equipment Fund for \$22,678.88; Solid Waste Fund for \$4912.83; and Probation Work Crew for \$455.33; in the bottom line amount of \$89,370.92. Second by Mr. Miller. 3:0 vote in favor. (Exhibit 1)

Grant (9:05 am)

Mr. Fife said he has received notice that Franklin County has been awarded \$1,010,000 to complete East Foster Wells Road. The funding will allow the project to be completed. The Board members expressed appreciation to Mr. Fife and the Public Works Department for their work to obtain the grant.

Invitation to Bid: Pasco-Kahlotus Road widening for two miles

The bids will be opened in November but the construction will take place in 2011 because of the asphalt work.

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Motion – Mr. Koch: Mr. Chairman, I would move for approval of invitation to bid, sealed bids due before 9:00 am, Monday, November 22, for CRP 581, Pasco-Kahlotus #1 overlay and widening. Second by Mr. Miller. 3:0 vote in favor. (Exhibit 2)

Public Works lot

Mr. Peck and Mr. Koch expressed appreciation for the improvements to the front of the Public Works lot. Mr. Fife said Facilities Director Christopher Giles had directed much of the work.

BROOKLYN BEAN COFFEE CO.

Terry and Katie Brown of Brooklyn Bean Coffee Co. met with the Board. Present in audience: Sue Boothe, Diana Killian and Kristi Pihl.

Request to have coffee booth in the Courthouse

Mr. Brown explained his request to have a coffee/espresso booth at the Courthouse. Another idea is to have a coffee cart if there is no storage available.

Mr. Peck said it is great you are looking to create a business. He explained that any time you take a public facility where public funds are used for heating, lighting, cooling, etc., we have to be careful that we don't provide unfair advantage to one over another. There are laws that address this. He said he believes we have an obligation to offer this to persons or public with disabilities. If no one comes forward and expresses an interest, then we have to go out with an open invitation to anyone who might be interested in doing this and it becomes a competitive process for the right to embed a business in a public facility. None of that precludes what you want to do but we have to go through those steps.

Mr. Miller said he has wondered why we don't have a coffee place in here because many people cannot get out. He also understands there are laws that may preclude it. He said this would begin the process.

Mr. Brown asked for a basic approval to move forward in the process.

Mr. Peck said we have to go through the process. He is not opposed to going through the legal steps to open the door for the appropriate legal vendor to have a coffee operation in the courthouse. He asked for Board consent.

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Mr. Koch said he believes we have full Board consensus to carry on and go on to the next step and see where that takes us.

Mr. Miller said it's not just for the ease of the courthouse employees, it's also for the public. I think it's providing something they would like, too. I definitely am in favor of going forward.

Mr. Peck told Mr. and Mrs. Brown that you should not interpret that as a guarantee that if you've gone through all the steps, you will be the business that is used. He doesn't know what other obstacles might be out there. He said we like the idea and if it's legal, we're inclined to support it.

Mr. Bowen said it is his responsibility to move forward to put out an RFP. He asked for Board approval. The Board **gave approval** for Mr. Bowen to move forward.

CORONER

Coroner Dan Blasdel met with the Board. Present in audience: Kristi Pihl.

Request for Supplemental Funds: Autopsies

Mr. Blasdel requested additional funds for the autopsies budget line item. Mr. Blasdel answered Mr. Peck's questions. Mr. Koch reviewed 2009 and 2010 budget figures. He said at budget time last year, we pretty much knew this was going to happen. Mr. Bowen said a resolution has been prepared and explained the source of funds. Mr. Miller said it looks like we have no choice, we have to pay these. He said there is no money in the Coroner budget that can be used for this purpose.

Motion – Mr. Miller: I make a motion that we approve the inter budget transfer of \$12,000 from the 2010 Current Expense Non-Departmental Budget #001-000-700 to the Coroner's Budget #001-000-220, line item 563.20.49.0001 which is autopsies. Second by Mr. Koch. The Board told Mr. Blasdel that if the funds are not needed for autopsies, they will come back to the Current Expense line. 3:0 vote in favor. This is Resolution 2010-319.

COUNTY CLERK (9:36 am)

County Clerk Mike Killian met with the Board.

County Credit Card: Mr. Killian withdrew his request for a county credit card as he no longer sees the need for it.

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OFFICE BUSINESS

Administrative Assistant Toni Fulton met with the Board.

Consent Agenda

Motion - Mr. Miller: Mr. Chairman, I move we approve the consent agenda with the four items listed. Second by Mr. Koch. 3:0 vote in favor.

1. Approval of Joint Resolution 2010-320 in the matter of Agreement #10/11-PREV-BFSAC-00 between the Benton and Franklin Counties' Department of Human Services and Benton-Franklin Substance Abuse Coalition to provide prevention services through the Project Alert Program.
2. Approval of Joint Resolution 2010-321 in the matter of execution of Professional Services Agreement #PSA-BHAC-2010-11 between Benton and Franklin Counties' Department of Human Services and Bruce Heating & Air Conditioning.
3. Approval of payment of County Road Fund payroll in the amount of \$68,875.27 and Motor Vehicle Fund payroll in the amount of \$11,405.33 for the pay period ending 10/14/2010.
4. Approval of Joint Resolution 2010-322 in the matter of the request for signature from the Chairman of the Boards of Benton and Franklin County Commissioners on Fee-For-Service Contract between the Benton-Franklin Juvenile Justice Center and Kiona-Benton School District.

Vouchers/Warrants

Motion – Mr. Miller: Mr. Chairman, I move that we approve the vouchers audited and certified by the auditing officer October 20, 2010, funds as listed, and the total amount is \$662,591.56. Second by Mr. Koch. 3:0 vote in favor.

Current Expense warrants 40170 through 40228 for \$44,374.23; Current Expense warrants 40229 through 40232 for \$279,748.54; Election Equipment Revolving warrant 40233 for \$955.01; Crime Victims/Witness Assist. Warrant 40234 for \$1859.19; Boating Safety Fund warrant 40235 for \$614.51; Sheriff Sex Offender Grant warrant 40236 for \$623.17; Sheriff Narcotic Trust warrant 40237 for \$50.77; Jail Commissary warrant 40238 for \$1362.94; County Road warrant 40239 for \$33,862.30; Solid Waste-Probation warrant 40240 for \$4500.00; TRAC warrant 40241 for \$42,254.06; RV Park warrant 40242 for \$941.02; Motor Vehicle/Public

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Works warrant 40243 for \$43,557.54; Noxious Weed warrant 40244 for \$6761.03; Pest Control warrant 40245 for \$2567.92; Current Expense warrants 40246 through 40305 for \$57,744.71; Current Expense warrant 40306 for \$4277.44; Auditor O&M warrant 40307 for \$10.89; Election Equipment Revolving warrant 40308 for \$46.56; Jail Commissary warrant 40309 for \$13.36; Sheriff DARE warrant 40310 for \$43.21; TRAC warrant 40311 for \$496.78; Auditor O&M warrant 40312 for \$1879.89; Election Equipment Revolving warrants 40313 through 40318 for \$639.22; Treasurer O&M warrants 40319 through 40321 for \$1547.77; Courthouse Facilitator Program warrant 40322 for \$930.00; Sheriff Sex Offender Grant warrant 40323 for \$703.18; Jail Commissary warrants 40324 through 40328 for \$4816.06; Enhanced 911 warrants 40329 through 40335 for \$65,802.14; Law Library warrants 40336 through 40338 for \$6759.15; Franklin County Unemployment warrant 40339 for \$7079.64; Enhanced 911 warrant 40340 for \$13.80; TRAC warrants 40341 through 40376 for \$41,490.47; and RV Park warrants 40377 through 40381 for \$4265.06. (Exhibit 3)

COUNTY ADMINISTRATOR (9:49 am)

County Administrator Fred Bowen met with the Board. Present in audience: Rosie H. Rumsey and Kristi Pihl.

Inter Budget Transfer: Contingency Reserve – Reserved Fund Balance for extraordinary criminal cases

Mr. Bowen said a special account has been created in order to track expenses for the *Ruiz* case so it will be easier to submit a request for reimbursement from the state. The trial will be held in Spokane. He asked for approval of an inter budget transfer.

Motion – Mr. Koch: Mr. Chairman, I would move for approval of inter budget transfer of \$100,000 from the 2010 Current Expense Non-Departmental Budget #700, contingency reserve-reserved fund balance, to the extraordinary criminal cases budget #800 which is a new line item for this function. Second by Mr. Miller.

Discussion: Mr. Koch said unfortunately there's not a great deal to discuss. He thinks it is right to keep these expenses under one line item.

Mr. Miller said on first thought it's a good idea to keep this separate, and easy for accountability. He would like to hear if anyone is opposed to it or has some questions about it.

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Mr. Peck said it seems to make sense to me that we want to capture all these extraordinary costs. It simply makes it easier for us to go to Olympia and press our case for reimbursement. The one thing that comes to mind is that there are costs that run across multiple departments and I suppose it's unrealistic to think we are going to capture every single cost. He is thinking of things like overhead costs, extra court time. He said there really is no way to account for that. It's not a criticism. He doesn't know how we would do it.

Mr. Bowen said all department heads have been working on it to capture all that information for us. He gave some examples. Aggravated murder or first degree murder are the only cases for which the state may provide reimbursement.

Mr. Miller asked if Mr. Ruiz agreed to something that would result in a lower expense, does that mean this is out? Mr. Bowen said he did ask that question. As long as that is the charge, regardless of the outcome of the trial, it is reimbursable.

Mr. Koch asked if any of the other pending cases are aggravated murder. Mr. Bowen said not at this time. Mr. Koch asked if that could be an option carrying forward during the legislative session. Mr. Bowen said his understanding is the four current murder trials have not yet been charged. If any of the cases do become aggravated murder or first degree murder, we will use this account to do that also. Mr. Koch asked would we just have a different line item for each different case? Mr. Bowen has not talked with the accounting department about that but does not see why it couldn't be done that way. Mr. Koch and Mr. Peck think that is the right approach.

Contingency Reserve budget figures were reviewed.

Mr. Bowen answered Mr. Miller's question about the account.

Vote: 3:0 vote in favor. This is Resolution 2010-323.

Pasco School District

The Board has received a letter from the Pasco School District regarding growth in the schools. The school would like to make a presentation to the Board. Mr. Peck asked is this going to be an informational briefing or asking for action? Mr. Bowen said at this point it would be an informational meeting. The Board gave approval for the presentation to be scheduled during a Board meeting.

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Health District Interviews

Mr. Bowen asked for Board direction regarding review of applicants for a Health District position. The Board deferred a decision to the Health District Board.

MINUTES

Motion – Mr. Koch: I move for approval of Commissioners Proceedings for September 8, 2010, September 22, September 29, and October 6, all of 2010. Second by Mr. Miller. 3:0 vote in favor.

COUNTY ADMINISTRATOR (continuing)

County Administrator Fred Bowen and Human Resources Director Rosie H. Rumsey met with the Board. Present in audience: Kristi Pihl.

Executive Session at 10:12 am expected to last 15 minutes based on RCW 42 30.140(4) for contract negotiations. Ms. Pihl left the audience.

Open Session at 10:27 am.

Adjourned at 10:27 am.

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There being no further business, the Franklin County Board of Commissioners meeting was adjourned until October 27, 2010.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

Brad Peck, Chairman

Rick Miller, Chairman Pro Tem

Robert E. Koch, Member

Attest:

Clerk to the Board

Approved and signed November 8, 2010.