

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
Tuesday, May 14, 2019, 9:00 a.m.
Commissioners' Conference Room
Benton County Courthouse, Prosser, WA

Present: Chairman Shon Small
Commissioner James Beaver
Commissioner Jerome Delvin
County Administrator David Sparks
Clerk of the Board Cami McKenzie

Benton County Employees Present During All or a Portion of the Meeting: Deputy Administrator Loretta Smith Kelty; Adam Fyall, Sustainable Development Manager; DPA Ryan Brown; Clerk Josie Delvin; District Court Administrator Ela Selga; Jerrod MacPherson, Planning Manager; Clark Posey, Code Compliance Official; Bob Woody, IT; Human Service Manager Kyle Sullivan and Tammy McKiernan, Human Services Finance Manager; Auditor Brenda Chilton.

Approval of Minutes

The Minutes of May 7, 2019 were approved.

Review Agenda

Mr. Sparks requested an executive session to discuss the performance of a public employee.

Consent Agenda

MOTION: Commissioner Delvin moved to approve the consent agenda items "a" through "p". Commissioner Beaver seconded and upon vote, the Board approved the following:

Commissioners

- a. Letter to Franklin County Regarding Juvenile Justice Facility Needs
- b. Residual Equity Transfer from Probation Assessment Fund to Current Expense & Closing Out the Probation Assessment Fund
- c. Line Item Transfer, Fund No. 0000-101
- d. Line Item Transfer, Fund No. 0000-101, Dept 116

Human Resources

- e. Line Item Transfer, Fund No. 0000-101, Dept 127
- f. United Employees Benefit Trust Participation Agreement for Teamsters Local 839, Representing Juvenile Detention Employees

Human Services

- g. Line Item Transfer, Fund No.0154-101, Dept 000

Public Works

- h. Contract w/Roadwise, Inc. for Magnesium Chloride Supply & Application Project
- i. Increasing the Not to Exceed Amount for Parts Purchases From Rebuilding and Hardfacing
- j. Amendment No. 1 to State of WA County Road Administration Board Rural Arterial Program Project Agreement For Construction Proposal of Hanks Road Phase
- k. Line Item Transfer, Fund No. 0101-101, Dept. 500

Sheriff

- l. Salary Request Statement – Custody Officer

Superior Court

- m. Approving Purchases Utilizing Funds From the Trial Court Improvement Fund; Rescinding Resolution 2019-251
- n. Adopting New Fee Schedule for Family Court Investigative Services; Rescinding Resolution 98 090 & 10 645

Workforce Development

- o. Appointing Carlos Martinez to the Benton-Franklin Workforce Development Council
- p. Appointing David Phongsa to the Benton-Franklin Workforce Development Council

Public Hearing - Disbanding the Benton County Boundary Review Board

Jerrod MacPherson said that in 1967 Washington enacted law that provided for the establishment of a boundary review board as a method of guiding and controlling the creation and growth of cities within metropolitan areas. In 1990, with the enactment of the Growth Management Act, there were several redundancies between the GMA and the Board. He said with the adoption of the GMA compliant comprehensive plan, the Boundary Review Board was essentially obsolete, and had not officially met to hear a case since 2001. He recommended disbanding the Boundary Review Board effective July 1, 2019; it added an additional 45 days and advertising cost to the process and disbanding was supported by the cities.

As there was no one present to testify, public testimony was closed.

MOTION: Commissioner Delvin moved to approve the attached resolution disbanding the Benton County Boundary Review Board effective July 1, 2019. Commissioner Beaver seconded and upon vote, the motion carried.

Human Services Discussion

Loretta Smith Kelty, Kyle Sullivan and Tammy McKiernan updated the Board on the discussions regarding the future of Human Services.

Ms. Smith Kelty said the team consisting of the two county administrators and Mr. Sullivan recommended a phased approach as follows:

- Draft an MOU making the Human Services Administration employees solely under the direction of Benton County;

- Separate the mental health tax going back to 2017 so that Franklin County could have its own fund;
- Detox issue – they had documentation showing that Franklin County owned the land and Benton and Franklin Counties jointly owned the building. Recommend signing a quitclaim deed transferring ownership over to Franklin County;
- Grants – sign the agreements and start separating the grants into two pots of money for the next two years, which would give the Boards time to figure out what to do with the \$6 million and what to do with these grants (whether Human Services wanted to contract with Franklin County for the services or whether it wanted to set up its own program); this timeline would allow for no disruption of services.

Mr. Sullivan said several of the grants were two-year grants (and some were one year) and they had not had the discussion about what could happen in the middle. Additionally, he said he was working on a separate plan with the Sheriff regarding detox.

Mr. Sparks said if they gave them back their millage funds, everything would be separate except some of the grants. The MOU would include a methodology on how to split the money and then how to eventually break up.

The Board agreed with moving forward as presented.

Other Business

Public Safety Tax

Commissioner Delvin said he wanted it to be clear that Benton County had funded everything they had been asked to fund. They were funding Metro positions and if Metro needed more money, they needed to come and ask. Additionally, the Sheriff had also received what he asked for and he needed to bring it forward if he had other needs. The Board agreed.

Chairman Small added that he spoke to four Fire Chiefs and they indicated none of them were requesting or going after the money.

Law & Justice Council Meeting

Chairman Small said he would be gone the week of May 27 and asked if a Commissioner could attend the Law & Justice Council meeting on May 29, 2019 at noon at the Justice Center. Commissioner Beaver agreed to go.

The Board recessed, reconvening at 9:35 a.m.

Executive Session – Potential Property Purchase

The Board went into executive session at 9:35 a.m. for 20 minutes with DPA Ryan Brown and Jerrod MacPherson to discuss a potential property purchase. Also present were David Sparks, Loretta Smith Kelty and Cami McKenzie. The Board came out at 9:50 a.m. No decisions were

made but Mr. Brown said the Board discussed a potential transaction regarding a property purchase.

Executive Session – Performance of Public Employee

The Board went into executive session at 9:50 a.m. for up to 15 minutes with David Sparks to discuss the performance of a public employee. The Board came out at 10:04 a.m. No decisions were made in executive session.

Payroll

Check Date: 05/03/2019

Payroll Checks

Warrant #: 241823-241875

Direct Deposit #: 143051-143650

Total all funds: \$2,422,534.48

Payroll Deductions/Transfers

Taxes #: 101190501-101190511

ACH #: 705-711

Total all funds: \$2,320,434.71

Payroll Deductions/Warrants

Warrant #: 191238-191246

Total all funds: \$134,184.75

Account Payables

Check Date: 05/13/2019

P-Cards #: 0519

Total all funds: \$312,255.73

Total amounts approved by fund can be reviewed in the Benton County Auditor’s Office.

Resolutions

2019-368: Residual Equity Transfer from Probation Assessment Fund to Current Expense & Closing Out the Probation Assessment Fund

2019-369: Line Item Transfer, Fund No. 0000-101

2019-370: Line Item Transfer, Fund No. 0000-101, Dept 116

2019-371: Line Item Transfer, Fund No. 0000-101, Dept 127

2019-372: United Employees Benefit Trust Participation Agreement for Teamsters Local 839, Representing Juvenile Detention Employees

2019-373: Line Item Transfer, Fund No.0154-101, Dept 000

- 2019-374: Contract w/Roadwise, Inc. for Magnesium Chloride Supply & Application Project
- 2019-375: Increasing the Not to Exceed Amount for Parts Purchases From Rebuilding and Hardfacing
- 2019-376: Amendment No. 1 to State of WA County Road Administration Board Rural Arterial Program Project Agreement For Construction Proposal of Hanks Road Phase
- 2019-377: Line Item Transfer, Fund No. 0101-101, Dept. 500
- 2019-378: Approving Purchases Utilizing Funds From the Trial Court Improvement Fund;
- 2019-379: Adopting New Fee Schedule for Family Court Investigative Services
- 2019-380: Appointing Carlos Martinez to the Workforce Development Council
- 2019-381: Appointing David Phongsa to the Workforce Development Council
- 2019-382: Disbanding the Boundary Review Board for Benton County

There being no further business before the Board, the meeting adjourned at approximately 10:05 a.m.

Clerk of the Board

Chairman