

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
Tuesday, June 6, 2017, 9:00 a.m.
Commissioners' Conference Room
Benton County Courthouse, Prosser, WA

Present: Chairman James Beaver
Commissioner Jerome Delvin
Commissioner Shon Small
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; County Engineer Matt Rasmussen; Assistant County Engineer Robert Blain; District Court Administrator Jacki Lahtinen; Public Services Administrator Fred Bowen; Clark Posey, Assistant Planning Manager; Jerrod MacPherson, Planning Manager; Chief Deputy Auditor Taylor Ranger; Juvenile Administrator Darryl Banks; Superior Court Judge Alex Ekstrom; Shyanne Faulconer, Community Programs/PR; Sheriff Jerry Hatcher; DPA Ryan Brown.

Approval of Minutes

The Minutes of May 16, 2017 were approved.
The Minutes of May 16, 2017 (Special Board Meeting) were approved.
The Minutes of May 23, 2017 were approved.

Review Agenda

Item "b" (Surplus of Personal Property) was pulled.
Item "s" (Board Approval for Posting & Filled Vacant Positions) was pulled for discussion.

Consent Agenda

MOTION: Commissioner Small moved to approve the consent agenda items "a" through "bb", pulling "b", and "s". Commissioner Delvin seconded and upon vote, the Board approved the following:

Auditor

- a. Engagement Letter w/State Auditor's Office

Commissioners

- c. Contract w/Tri City Herald for Official County Newspaper

Facilities

- d. Contract w/Apollo Heating & Air Conditioning for HVAC Maintenance & Repair Services

- e. Contract w/Sierra Electric for Electrical Installation & Repair Services
- f. Contract w/Yoder, Inc dba Coffey Refrigeration for Kitchen Equipment Installation & Repair
- g. Amendment #4 w/Meier Enterprises, Inc for Office of Public Defense & Prosecuting Attorney Tenant Improvement Project
- h. Payment Authorization to Meier Enterprises for Construction Administration Services on Justice Center Roofing Project

Fairgrounds

- i. Contract w/The Granite Guy, LLC for Purchase & Installation of Quartz Countertops
- j. Contract w/Skone Irrigation for Diagnostics & Repairs for Farm Scale Irrigation Systems
- k. Amended Contract #1 w/Tri-City Racing Association; Amending Resolution 2016-053

Information Technology

- l. Payment to Compunet, Inc. for Cisco Wireless Network Data Components for Fairgrounds Remodel Project

Juvenile

- m. Line Item Transfer, Fund No. 0115-101, Dept. 171
- n. Contract w/J Elmenhurst for Functional Family Therapy to Youth
- o. Contract w/M Henry, MS, for Services & Treatment to First-Time Sex Offenders
- p. Contract w/E Chapin to Provide Classes, Clinics and Workshops to Juveniles
- q. Amended Contract #1 w/Tri-Cities Monitoring, Inc for Armed Security Guard Services

Office of Public Defense

- r. Contract w/A Rado for Class A Felony Qualification Premium

Prosecuting Attorney

- t. Remedy Agreement & Release Including Authorization of Final Payment to S Hamilton

Public Works

- u. Road Department Safety Day – June 14, 2017
- v. Acceptance of Work Performed by D & D Tri-Rivers Excavating, Inc for Hanks Road Drainage Modifications Project
- w. Agreement w/City of West Richland for Revision of Corporate Boundary
- x. Purchase of Two Articulated Wheel Compactor Attachments From Rowand Machinery Company
- y. Purchase of 2018 Freightliner Asphalt Patch Truck From Houston Freightliner

Sheriff

- z. First Amendment w/Pronto Process Service, Inc. for Process Service & Delivery
- aa. Purchase of Body Armor from Point Blank Enterprises, Inc.

WSU

- bb. Interagency Agreement w/WA State University for Services & Extension Programs

Consent Item “s” - Requiring Board Approval for Posting and Filling Vacant Positions

Commissioner Small asked about the reasoning behind this resolution. Commissioner Delvin said he talked to David Sparks and Loretta Smith Kelty about the budget and inquired about unfilled positions and Ms. Wingfield told him there were 42 unfilled positions since the adoption of the budget. He said he wanted to have the elected official or department head come to the Board if it wanted to fill those positions to find out why they were unfilled for that amount of time.

He said the request was not intended when someone retired or quit, but for those positions not filled since the budget adoption. He said he was trying to get some control going into the next budget with revenues staying pretty flat.

Commissioner Small said he just wanted to make sure the Board considered the elected officials' decisions in filling or not filling those positions and the Board still had confidence in those departments to make those decisions.

Chairman Beaver said he believed it was a good management tool and as long as he was Commissioner he wanted to be one of the two counties in Washington State that was not in financial trouble.

MOTION: Commissioner Delvin moved to approve the resolution requiring board approval for posting and filling vacant positions. Commissioner Small seconded and upon vote, the motion carried.

Public Safety Sales Tax Update

The city police chiefs updated the Board on the success of the public safety sales tax as follows:

Kennewick Police Chief Ken Hohenberg:

- 2.5 years into the sales tax and have hired 32 new police officers in Benton County; the challenge was hiring the right officers but what they had in Benton County benefitted the Tri-Cities as a whole. He provided a written report on program expenditures through March 31, 2017.

Richland Police Chief Chris Skinner:

- This tax gave them the ability to form an Internet Crimes Against Children Task Force (only two in the State of Washington – Benton County and King County). He said they were in partnership with Kennewick and hopefully Benton County – so far worked on 56 cases and saved 17 victims.

Prosser Police Chief Dave Giles:

- Provided a written report on program expenditures through April 30, 2017, specifically: new school resource officer; part-time records clerk; taser replacement and active shooter protective helmets (technical enhancements).

West Richland Police Chief Ben Majetich:

- Provided a written report on expenditures through December 31, 2016. He said that prior to the sales tax they had had a structure that dated back to the 70's. He said they restructured according to sustainable revenues and have taken a regional approach –

participation in Metro Drug Task Force and were working with Richland in trying to get a school resource officer.

Benton County At-Risk Youth Services Center Project Summary

Meg VanSchoorl, Gordon Thomas Honeywell Government Affairs updated the Board with a Powerpoint presentation as follows:

- Research and draft funding strategy
- Project Background
- Funding Alternatives Researched (8 state and federal) and other local funding;
- Feasible Fund Sources
 - Legislature – local community project grant
 - 0.1% Local Sales and Use Tax for Juvenile Detention Facilities and Jails
 - County-Issued Limited Tax General Obligation Bonds
 - Office of the State Treasurer (LOCAL) program
- Draft Funding Strategy

Commissioner Delvin said he wanted to ask Franklin County if they wanted to participate in the cost of the new building; if not, then he wanted to propose Benton County build and own the building and offer a lease payment to Franklin County. He said it was critical to move forward on that facility and then start lobbying the legislators to begin in 2018.

David Sparks commented it was something they needed to pay some serious attention to; the administration building had not been addressed since the 70's.

The Board agreed with moving forward.

PA Andy Miller via/videoconference said he was concerned his office was not involved in these discussions since they actually had a say in sentencing for Juvenile detention. He added that it impacted his office and the PA's office should be involved in the policy decision as they moved forward.

2017 Legislative Update

Briahna Murray and Hanna Jones, Gordon Thomas Honeywell Government Affairs updated the Board with a Powerpoint presentation as follows:

- They were the eyes, ears and advocates in Olympia and throughout session they reported back to the County;
- Session Overview
- Budget Breakdown
- Dominant Policy Issues
- Disagreement in the Legislature
- Public Records Act Reform
- Replacing 1% Property Tax Cap

- Public Defense Funding
- PILT Funding
- Infrastructure Funding
- Benton County Funding
- Playing Defense; What to Expect Next

Commissioner Delvin thanked them for their work and said he worked very close with them and this was a good start and good investment.

Declaration of Emergency for County Roads

Matt Rasmussen said they had been working really hard in a short amount of time since they received the complaints regarding the gravel road conditions. He said they met with superintendents for a progress report and felt they could get the roads into shape before harvest on the Horse Heaven Hills and Rattlesnake Mountain but wanted to have the emergency in place in case they ran into any snags.

He said this was separate from the emergency declaration with FEMA; it was local Benton County money.

He said they started hauling rock this week on the Horse Heaven Hills and hoped to have it wrapped up by June 20 and get back to Rattlesnake and finish up what they had there. Additionally, they communicated with some of the farmers and were looking at their comments and concerns.

MOTION: Commissioner Delvin moved to approve the Resolution Declaring an Emergency for County Gravel Road Restoration from Damage Caused by Atypical Inclement Weather. Commissioner Small seconded and upon vote, the motion carried.

Unscheduled Visitors

Bud Hamilton, Prosser, said the farmers presented a letter at the last meeting and wanted to know if the Commissioners had addressed their concerns. He said he wanted to give the road crew kudos for the work they were doing but they were disappointed about the mistake that was made and the cost involved. He said it sounded like the problem might not happen again but they would be watching and he believed they would have a working relationship with the Road Department.

Chuck Torelli, Kennewick via/videoconference, thanked the Chiefs for their presentation on the public safety tax and said he was impressed with how the money was being used to represent the region as a whole. He talked about the limitations of not being able to meet with more than one commissioner and asked if they could change things, what they would do.

Commissioner Delvin said he used the administrators as a way to deal with issues without having a public meeting. He said it would be an interesting subject to look at.

Commissioner Small said the lawmakers had the best interests of the public in mind and this was the system they had.

Chairman Beaver said he would change the size of the board from three to five members.

Other Business

PILT

Commissioner Delvin said he was working with Adam Fyall and the Dept. of Energy to renegotiate the PILT payments. He said he heard from the Richland School Board –they were talking with Senator Cantwell staff and the County Assessor and Treasurer were gathering information from other jurisdictions.

SECOMM

Commissioner Delvin said they had a meeting and there were not any problems with the transition agreement. However, there will still some concerns regarding the cost analysis and allocation for the interlocal agreement.

MOTION: Commissioner Delvin moved to go forward with the transition agreement, noting the interlocal agreement would not be ratified for a year. Commissioner Small seconded.

Discussion

Commissioner Small said he concerned whether Franklin County could afford upgrades and what would happen if they were not able to pay.

Chief Skinner said some of the capital outlay was being addressed by money being deferred into the capital outlay fund and reserve account. He said under the direction they were moving there would be a cash infusion when the interlocal was signed. He said the costs that would be difficult to address were things unforeseen.

Commissioner Small wanted to know if there would be any repercussions if someone was not able to pay. Chief Skinner said he did not know the answer because that could happen to anyone and the Board had not contemplated what status someone would fall into if they didn't pay their fair share or there was an unpaid bill.

Commissioner Small suggested that if someone could not pay, maybe they would go from being a partner to a subscriber. He said he was willing to go forward if he felt confident of the stability of Franklin County.

Chief Skinner said Franklin County's willingness to share in the mhz cost without being an owner and the fact they were ready and prepared to pay for the cost allocation was a measure of good faith.

Upon vote, the motion carried with Chairman Beaver opposing.

Prosser Annual Meeting

Commissioner Small invited the members to attend the annual meeting on June 7 and that Benton County would be receiving an award.

Claim for Damages

CC 2017-18: Received from Andrew W. Hendrickson on May 26, 2017

CC 2017-19: Received from Carrasco Jose Meraz on May 30, 2017

CC 2017-20: Received from Perry Hedstrom on June 2, 2017

Account Payables

Check Date: 05/26/2017

Warrant #: 157844-158061

Total all funds: \$5,470.85

Transfers #: 5261701-5261710

Total all funds: \$727,912.98

Warrants #: 158062-158209

Total all funds: \$491,665.35

Warrant #: 158210

Total all funds: \$5,437.94

Check Date: 06/02/2017

Transfers #: 06021701-06021706

Total all funds: \$60,031.33

Warrants #: 158245-158313

Total all funds: \$481,964.75

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

Resolutions

2017-370: Contract w/Tri City Herald for Official County Newspaper

2017-371: Contract w/Apollo Heating & Air Conditioning for HVAC Maintenance & Repair

2017-372: Contract w/Sierra Electric for Electrical Installation & Repair Services

2017-373: Contract Coffey Refrigeration for Kitchen Equipment Installation & Repair

2017-374: Amendment #4 w/Meier Enterprises, Inc for OPD & PA TI Project

- 2017-375: Payment to Meier Enterprises for Administration Services - JC Roofing Project
- 2017-376: Contract w/ Granite Guy, LLC for Purchase & Installation of Quartz Countertops
- 2017-377: Contract w/Skone Irrigation for Diagnostics & Repairs
- 2017-378: Amended Contract #1 w/Tri-City Racing Association
- 2017-379: Payment to Compunet, Inc. for Cisco Wireless Network Data - Fairgrounds
- 2017-380: Line Item Transfer, Fund No. 0115-101, Dept. 171
- 2017-381: Contract w/J Elmenhurst for Functional Family Therapy to Youth
- 2017-382: Contract w/M Henry, MS, for Services & Treatment to First-Time Sex Offenders
- 2017-383: Contract w/E Chapin to Provide Classes, Clinics and Workshops to Juveniles
- 2017-384: Amended Contract #1 w/Tri-Cities Monitoring for Armed Security Guard Services
- 2017-385: Contract w/A Rado for Class A Felony Qualification Premium
- 2017-386: Remedy Agreement & Release - Final Payment to S Hamilton
- 2017-387: Road Department Safety Day – June 14, 2017
- 2017-388: Acceptance of Work - D & D Tri-Rivers Excavating - Hanks Road Drainage Project
- 2017-389: Agreement w/City of West Richland for Revision of Corporate Boundary
- 2017-390: Purchase of 2 Articulated Wheel Compactor Attachments- Rowand Machinery
- 2017-391: Purchase of 2018 Freightliner Asphalt Patch Truck From Houston Freightliner
- 2017-392: First Amendment w/Pronto Process Service, Inc. for Process Service & Delivery
- 2017-393: Purchase of Body Armor from Point Blank Enterprises, Inc.
- 2017-394: Interagency Agreement w/WA State University for Services & Extension Programs
- 2017-395: Requiring Board Approval for Posting and Filling Vacant Positions
- 2017-396: Declaration of Emergency for County Gravel Road Restoration from Damage Caused by Atypical Inclement Weather

There being no further business before the Board, the meeting adjourned at approximately 10:48 a.m.

Clerk of the Board

Chairman