

July 16, 2012

The Board of Walla Walla County Commissioners met in regular session with Chairman Gregory A. Tompkins present, member James K. Johnson present and member Perry L. Dozier present. Clerk of the Board Connie R. Vinti was also present.

Roll call and establish a quorum

Commissioner District 2 - Perry L. Dozier: Present
Commissioner District 1 - James K Johnson: Present
Commissioner District 3 Chair - Gregory A Tompkins: Present

Declarations re: conflict of interest - none

Pledge of Allegiance

Public comment period (time limitations may be imposed):

Rose Marie Moore – spoke of concerns on Rural Library District trustees proceeding with plans to spend money on new library.

Dorothy Knudson – spoke as Friend of the Library (city) and gave information – understands architect approached.

Chairman Tompkins advised the Board of County Commissioners do not have statutory responsibility over the Rural Library Board and its trustees; board members can be recalled for just cause after a public hearing, but public must petition for recall. A commissioner, Commissioner Johnson, will be attending the Walla Walla City Council work session today, where there will be a library report. Commissioner Johnson added comments. All commissioners have heard from citizens, personally and via the commissioners' email, etc.

PRESENT: Everett Maroon, Blue Mt. Heart to Heart; Dan Willms, Helpline; Chris Blackman; Rose Marie Moore; Steve Moss, Blue Mt. Action Council; _____ (woman); Dorothy Knudson; Mary Lou Yocum; Andy Porter, Union-Bulletin; Jesse Nolte, Deputy Prosecuting Attorney; Sue Osterman; Daryl Daus, director, and Christine Roberts, Department of Human Services; Tom Byers; County Facilities Maintenance Manager; Cory Hewitt, County Fairgrounds Manager; Jay Winter, county consultant for personnel/risk management issues; Randy Glaeser, Public Works Department Director.

COUNTY COMMISSIONERS

Chairman Tompkins

The following public meeting was held:

To consider leasing certain county property (requests from Helpline, Rising Sun Clubhouse, Blue Mountain Heart to Heart, and Blue Mountain Action Council), followed by possible action

Daryl Daus, director, Department of Human Service, gave background. These are leases for the new community social service center (the Department of Human Services building at 1520 Kelly Place). He asked about the imposition of the leasehold tax; agencies can apply for an exemption from the leasehold tax and have done so to the Department of Revenue, with no answer back yet. He asked for consideration that should an agency not be granted the exemption, that agency's lease amount should be reduced by that amount. He doesn't feel the county was in this to make money.

Steve Moss, Blue Mountain Action Council. Thanked commissioners for leadership on this project. His agency would prefer to have the language Mr. Daus brought up inserted in the lease.

MOTION: **I move to approve the requests by Helpline, Rising Sun Clubhouse, Blue Mountain Heart to Heart, and Blue Mountain Action Council to lease county property, and direct the Clerk of the Board and the Prosecuting Attorney's office to prepare a lease document for each agency for consideration and approval.**

Commissioner District 2 - Perry L. Dozier: Motion
Commissioner District 1 - James K Johnson: 2nd
Commissioner District 2 - Perry L. Dozier: Approve
Commissioner District 1 - James K Johnson: Approve
Commissioner District 3 Chair - Gregory A Tompkins: Approve

The following consent agenda items were presented for approval:

**IN THE MATTER OF APPROVING THE MINUTES
 OF THE WALLA WALLA COUNTY COMMISSIONERS'
 PROCEEDINGS FOR JULY 9 AND 10, 2012**

RESOLUTION NO. 12 196

BE IT HEREBY RESOLVED by this Board of Walla Walla County Commissioners that the minutes of the Walla Walla County Commissioners' proceedings of the regular sessions of July 9 and 10, 2012 shall be approved.

IN THE MATTER OF DENYING CLAIM FOR DAMAGES BY NIKI SEATON AGAINST WALLA WALLA COUNTY

RESOLUTION NO. 12 197

BE IT RESOLVED by this Board of Walla Walla County Commissioners that the claim against Walla Walla County by Niki Seaton, for damages alleged to have occurred on or about August 26, 2011, be denied.

IN THE MATTER OF AMENDMENT B TO CONTRACT FOR WIRELINE AND WIRELESS ENHANCED 911 OPERATIONS

RESOLUTION NO. 12 198

WHEREAS, RCW Chapter 39.34 authorizes local governmental units to enter into agreements; and

WHEREAS, pursuant to RCW 38.52 the Washington State Military Department has the authority to assist and facilitate the implementation and operation of Enhanced 911 throughout the state; and

WHEREAS, pursuant to Walla Walla County resolution 11 194, Walla Walla County and the Washington State Military Department entered into an E911 Wireline and Wireless Operations Contract FY2012, contract E12-036, effective January 1, 2011 through September 15, 2013 and for financial assistance necessary to answer 911 calls originating in the county; and

WHEREAS, Amendment A to said contract was approved pursuant to Walla Walla County resolution 11 284, and now Amendment B, making slight changes in verbiage but no change to funding or contract period, has been offered to the county for approval; now therefore

BE IT RESOLVED by this Board of Walla Walla County Commissioners that they do hereby approve said amendment B to Contract Number E12-036 for E911 Wireline and Wireless Agreement.

Approving County warrants as follows: 4130544 in the amount of \$20,921.65 (draw taxes)

Payroll action and other forms requiring Board approval

MOTION: *I move to approve the Commissioners' consent agenda items, the minutes; denying claim for damages; approving Amendment B to contract for E911 operations; warrants; and payroll action and other forms, as listed on the agenda and referenced.*

- Commissioner District 1 - James K Johnson: Motion
- Commissioner District 2 - Perry L Dozier: 2nd
- Commissioner District 2 - Perry L Dozier: Approve
- Commissioner District 1 - James K Johnson: Approve
- Commissioner District 3 Chair - Gregory A Tompkins: Approve

The following action agenda items were presented for approval:

Proposal 2012 07-11(16) TSD Approval of Internet Connection Agreement(s) between the Walla Walla County Fairgrounds and Falcon Video Communications L.P. ("Charter Business" or "Charter")

MOTION: *I move to approve Proposal 2012 7-11(16) TSD, request by Technology Services Department Director for approval of Internet Connection Agreements between the Walla Walla County Fairgrounds and Falcon Video Communications, as recommended and requested by the fairgrounds manager.*

- Commissioner District 2 - Perry L Dozier: Motion
- Commissioner District 1 - James K Johnson: 2nd
- Commissioner District 2 - Perry L Dozier: Approve
- Commissioner District 1 - James K Johnson: Approve
- Commissioner District 3 Chair - Gregory A Tompkins: Approve

Discussion: Possible emergency declaration need re replacement of air conditioning unit in the electrical room of the County Jail, followed by possible action

Tom Byers, County Facilities Maintenance Manager, gave background information.

MOTION: *I move to approve the need for an emergency declaration for replacement of air conditioning unit in the electrical room of the County Jail, and direct the Clerk of the Board to prepare a resolution with written findings for same.*

- Commissioner District 1 - James K Johnson: Motion
- Commissioner District 2 - Perry L Dozier: 2nd
- Commissioner District 2 - Perry L Dozier: Approve
- Commissioner District 1 - James K Johnson: Approve
- Commissioner District 3 Chair - Gregory A Tompkins: Approve

Miscellaneous business to come before the Board

Review reports and correspondence; hear committee and meeting reports

Review of constituent concerns

Commissioner Johnson spoke to concerns raised over Rural Library District Board of Trustees actions.

Chairman Tompkins spoke to the ongoing investigation of an issue in the Sheriff's office. County Commissioners do not have access to the investigation results. A letter was written from the office to the State Auditor's office asking that the investigation be finalized. Commissioners are not contributing information.

Commissioner Dozier added comments also from contacts he has had.

PUBLIC HEALTH DEPARTMENT

Dr. Harvey Crowder

Dr. Crowder not present.

The following consent agenda items were presented for approval:

**IN THE MATTER OF AMENDMENT #2 TO
INTERAGENCY AGREEMENT BETWEEN
THE GRANT COUNTY HEALTH DISTRICT
AND WALLA WALLA COUNTY**

RESOLUTION NO. 12 199

WHEREAS, the Grant County Health District has proposed Amendment #2 to the Interagency Agreement for Community Transformation Grant funding with the Walla Walla County Health Department; and

WHEREAS, the amendment potentially benefits the citizens of Walla Walla County; and

WHEREAS, the County Prosecuting Attorney has also reviewed same; now therefore

BE IT HEREBY RESOLVED by this Board of Walla Walla County Commissioners that they do hereby approve said Amendment #2 and authorize County Public Health Administrator, Dr. Harvey R. Crowder, to sign the same.

MOTION: *I move to approve the Public Health Department's consent agenda item, approving Amendment #2 to Interagency Agreement with the Grant County Health District, as listed on the agenda and referenced.*

Commissioner District 2 - Perry L Dozier: Motion
Commissioner District 1 - James K Johnson: 2nd
Commissioner District 2 - Perry L Dozier: Approve
Commissioner District 1 - James K Johnson: Approve
Commissioner District 3 Chair - Gregory A Tompkins: Approve

COUNTY FAIRGROUNDS

Cory Hewitt

Fairgrounds update and miscellaneous

45 days to concert; 20 days from entry deadline; 30 days from having to have everything done for the fair (Walla Walla Fair and Frontier Days). Not looking good for next year for horse racing again. Working with Downtown Foundation to put up banners on Main Street; will attend a Saturday Market before fair. With new ticket program and scanning, will be some gate closures. Gate 12 will have to be closed. Anyone who parked there, mostly vendors, will come in Gate 2. Will have better way to track tickets, to review gate use and what types of tickets (e-tickets, online, vendor, etc.) being used. Property: five of six houses rented. Working on JARFA permit for Tietan lot for parking. Frontier Days Foundation just became 501-C3 entity (along with Pavilion Preservation Foundation). Orchard Street project moving ahead. 150th Fair & Frontier Days coming up (in 2016). Rotary Salmon Bake this week-end. Commissioners' questions.

PROSECUTING ATTORNEY

Jim Nagle/Jesse Nolte

Executive session re potential or pending litigation (RCW 42.30.110(i)) requested by Mr. Nolte. 10:16-10:32 a.m.

Recessed. Mr. Glaeser is running late due to many road issues after the week-end's storms. Jay Winter came in early and gave an update.

PERSONNEL/RISK MANAGER

Jay Winter, county consultant for personnel/risk management issues, in here.

Please note: Verbatim minutes are not prepared. Audio of each meeting is made available on the Walla Walla County website www.co.walla-walla.wa.us If audio is not available on website please contact the County Commissioners' Office to request a copy.

Department update and miscellaneous

PUBLIC WORKS DEPARTMENT

Randy Glaeser

Reported on how hard hit the northwest area of the county was, with bridges and roads washed out or flooded, mud and/or rocks on roads, flooding covering vehicles, guardrails gone, impacts everywhere. Emergency Management Department may need to be involved to help notify affected residents of conditions. Closed Yox and Woodward Canyon Road; lots of others affected, Woodward Canyon north and other areas. List of roads affected read.

The following consent agenda items were presented for approval:

**IN THE MATTER OF USE OF COUNTY ROADS
FOR THE SAUSAGE FEST FUN RUN**

RESOLUTION NO. 12 200

WHEREAS, Walla Walla Catholic Schools, has requested permission to use Walla Walla County roads for the purpose of the Sausage Fest Fun Run; and

WHEREAS, said event will be held on Saturday, October 6, 2012, between the hours of 7:00 am and 12:30 pm; and,

WHEREAS, the event organizers have agreed to notify emergency services prior to the event for the necessary safety and emergency services information; and

WHEREAS, the event organizers have provided a certificate of insurance naming Walla Walla County as additional insured and have agreed to include Walla Walla County in their registration/release waiver; and,

WHEREAS, the event organizers shall provide a news release to the local newspapers announcing the event date; now therefore,

BE IT HEREBY RESOLVED, by this Board of Walla Walla County Commissioners, that permission be granted to Walla Walla Catholic Schools to use the County roads listed below on Saturday, October 6, 2012.

Lower Waitsburg Road from milepost 0.00 to milepost 0.038

MOTION:

I move to approve the Public Works Department's consent agenda item, approving use of county roads for the Sausage Fest Fun Run, as listed on the agenda and referenced.

Commissioner District 1 - James K Johnson: Motion

Commissioner District 2 - Perry L Dozier: 2nd

Commissioner District 2 - Perry L Dozier: Approve

Commissioner District 1 - James K Johnson: Approve

Commissioner District 3 Chair - Gregory A Tompkins: Approve

Recess to wait for Jim Duncan, Emergency Management Director, to come in to talk about potential emergency declaration in county.

Resumed session. Further discussion on processes, notification to impacted area residents, etc. regarding the weather-related problems in an area of the county. Jesse spoke to emergency declaration for assistance in waiving bidding requirements and entering into contracts, etc.

Commissioners discussion: Consensus, need to do what is needed.

Randy pointed out that this will take months of work, meaning other things will be set aside, to get signs up and debris off road, repairs, etc.

Jim Duncan, Emergency Management, said that based on weather forecasts for most of the rest of the week, need to move on emergency declaration. Addressed what he heard at Severe Weather Briefing this morning.

Recess to allow staff to prepare emergency declaration resolution.

**IN THE MATTER OF THE DECLARATION OF
A NON-DEBATEABLE EMERGENCY RELATIVE
TO SEVERE STORM CONDITIONS**

RESOLUTION NO. 12 201

WHEREAS, pursuant to RCW 36.40.180, upon the happening of any emergency or for the immediate preservation of order or of public health or for the restoration to a condition of usefulness of any public property, the board of county commissioners may, upon the adoption by the unanimous vote of the commissioners present at any meeting the time and place of which all of such commissioners have had reasonable notice, of a resolution stating the facts constituting the emergency and entering the same upon their minutes, make the expenditures necessary to meet such emergency without further notice or hearing; and

WHEREAS, adverse weather conditions consisting of heavy rainfall accumulations of approximately 2 ½ inches of rain over a short time has occurred in the Walla Walla County area over a period beginning July 16, 2012, and more rain and additional storms are forecast; and

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WHEREAS, County Public Works staff and equipment is and will be at use clearing county roads to protect and assist the travelling public and assist emergency responders; and

WHEREAS, harvest time is approaching and the area impacted is heavily agricultural in nature; and

WHEREAS, for the safety of the public, it was deemed necessary to secure the services of independent contractors to clear travel areas around the impacted area, to prevent the possibility of injury to persons or damage to vehicles; now therefore

BE IT HEREBY RESOLVED by this Board of Walla Walla County Commissioners that:

- 1) There is a Declared Emergency in and to the County due to adverse weather conditions.
- 2) With authorization of the Board of County Commissioners, County Public Works Department is authorized to enter into contracts and incur obligations necessary to combat this emergency and protect the health and safety of persons and property.
- 3) Due to the extreme emergency situation, departments exercising the authority in paragraph 2 above may do so without regard to time-consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements).

MOTION: I move to adopt a resolution in the matter of the declaration of a non-debateable emergency relative to severe storm conditions.

Commissioner District 1 - James K Johnson: Motion
Commissioner District 2 - Perry L Dozier: 2nd
Commissioner District 2 - Perry L Dozier: Approve
Commissioner District 1 - James K Johnson: Approve
Commissioner District 3 Chair - Gregory A Tompkins: Approve

(Please note: Due to the use of the commissioners' chambers at 2:00 p.m. as the location for the County Board of Equalization (BOE) meeting, there will be no afternoon county commissioners' session today. (The BOE must meet annually on or near July 15 to equalize the assessment of the county of the property, pursuant to RCW 84.48.010.)

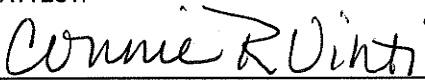
Miscellaneous or unfinished business to come before the Board

The balance of the session was devoted to routine business and then adjourned until Monday, July 23, 2012

Adjourn

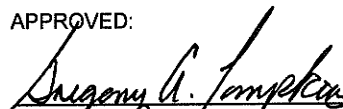
Commissioner District 1 - James K Johnson: Motion
Commissioner District 2 - Perry L Dozier: 2nd
Commissioner District 2 - Perry L Dozier: Approve
Commissioner District 1 - James K Johnson: Approve
Commissioner District 3 Chair - Gregory A Tompkins: Approve

ATTEST:

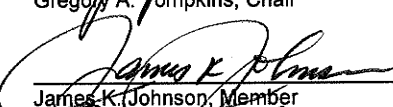


 Connie R. Vinti, Clerk of the Board

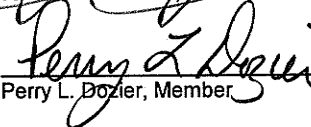
APPROVED:



 Gregory A. Tompkins, Chair



 James K. Johnson, Member



 Perry L. Dozier, Member

July 17, 2012

No worksession due to lack of business.