

**A G E N D A**  
**WALLA WALLA COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, NOVEMBER 28, 2016**

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**(PLEASE NOTE SLIGHTLY EARLIER START TIME THIS DATE)**

**9:15**

**COUNTY COMMISSIONERS**

**Chairman Johnson**

All matters listed within the Consent Agenda have been distributed to each County Commissioner for review and are considered routine. The Consent Agenda will be approved by one motion of the Board of County Commissioners with no separate discussion. If separate discussion is desired on a certain item, that item may be removed from the Consent Agenda at the request of a Commissioner, for action later.

- a) Roll call and establish a quorum
- b) Review warrant list

The county commissioners will take this time (at 9:15 a.m.) to review the list of warrants for approval under the consent agenda. This review time is open to the public. No other business will be transacted until the regular meeting start time of 9:30 a.m.

**RECESS.**

**9:30**

**COUNTY COMMISSIONERS**

- a) Declarations re: conflict of interest
- b) Pledge of Allegiance
- c) Public comment period (time limitations may be imposed)

***PLEASE NOTE:*** *If you wish to address the Commission, please raise your hand to be recognized by the Chair. When you have been recognized, please step up to the microphone and give your name and address before your comments. The Walla Walla County Commissioners are committed to maintaining a meeting atmosphere of mutual respect and speakers are encouraged to honor this principle. (An individual may request to address the board at a later time on the agenda, if time permits, by contacting the Clerk of the Board at least 24 hours prior to the meeting.) Thank you.*

- d) **Action Agenda Items:**
  - 1) Review submitted Employee Payroll Action Forms
- e) **Public Hearing:**
  - 1) To consider declaring certain county property as surplus (1520 Kelly Place)
- f) **Action Agenda Items:**
  - 1) Possible decision on above surplus declaration consideration. Discussion may also include setting a minimum sale price and whether conditions should be placed on the sale of the property

**COUNTY COMMISSIONERS (continued)**

**g) Consent Agenda Items:**

- 1) Resolution \_\_\_\_\_ - Minutes of County Commissioners' sessions of November 21 and 22, 2016 and special meeting of November 21, 2016
- 2) Resolution \_\_\_\_\_ - Certification of property tax levies for taxing districts for collection in 2017
- 3) Resolution \_\_\_\_\_ - Revocation of Designated Mental Health Professional Appointments (Clark, Quaresma and Simpkin)
- 4) Resolution \_\_\_\_\_ - Appointing Designated Mental Health Professionals to perform detention and commitment duties (Cleveland, Green and Varner)
- 5) County voucher/warrants/electronic payments as follows: \_\_\_\_\_ through \_\_\_\_\_ totaling \$ \_\_\_\_\_
- 6) Payroll action and other forms requiring Board approval

- h)** Miscellaneous business to come before the Board
- i)** Review reports and correspondence; hear committee and meeting reports
- j)** Review of constituent concerns/possible updates re: past concerns
- k)** Discussion and possible decisions re 2017 property tax levies for Current Expense and County Road

**BOARD OF COUNTY COMMISSIONERS**  
WALLA WALLA COUNTY, WASHINGTON

IN THE MATTER OF CERTIFICATION  
OF PROPERTY TAX LEVIES FOR  
TAXING DISTRICTS FOR  
COLLECTION IN 2017



RESOLUTION NO.

**WHEREAS**, pursuant to RCW 84.52.070, it is the duty of the county legislative authority of each county, on or before the thirtieth day of November in each year, to certify to the county assessor the amount of taxes levied upon the property in the county for county purposes, and the respective amounts of taxes levied by the board for each taxing district, within or coextensive with the county, for district purposes; now therefore

**BE IT HEREBY RESOLVED** by this Board of Walla Walla County Commissioners that, in accordance with RCW 84.52.070, they do hereby certify to the Walla Walla County Assessor the amounts to be levied by each of the taxing districts listed on the attached Exhibit A, which is by this reference made a part hereof, for collection in 2017.

*Passed this 28<sup>th</sup> day of **November, 2016** by Board members as follows:      Present or      Participating via other means, and by the following vote:      Aye      Nay      Abstained      Absent.*

**Attest:**

\_\_\_\_\_  
Connie R. Vinti, Clerk of the Board

\_\_\_\_\_  
James K. Johnson, Chairman, District 1

\_\_\_\_\_  
Perry L. Dozier, Commissioner, District 2

\_\_\_\_\_  
James L. Duncan, Commissioner, District 3

*Constituting the Board of County Commissioners  
of Walla Walla County, Washington*

**BOARD OF COUNTY COMMISSIONERS**  
WALLA WALLA COUNTY, WASHINGTON

IN THE MATTER OF REVOCATION  
OF DESIGNATED MENTAL  
HEALTH PROFESSIONAL  
APPOINTMENTS (CLARK,  
QUARESMA, AND SIMPKIN)

}

RESOLUTION NO.

**WHEREAS**, the following persons were appointed as Designated Mental Health Professionals on the dates provided: Paul T. Clark, appointed March 10, 2016; Amy Quaresma, appointed June 20, 2016; and John Simpkin, appointed June 16, 2014; and

**WHEREAS**, the above named individuals are no longer performing the detention and commitment duties in accordance with RCW 71.05 involuntary commitment of persons incapacitated by mental health and/or chemical dependency; now therefore

**BE IT RESOLVED** by this Board of Walla Walla County Commissioners that the above-named individuals appointment as Designated Mental Health Professionals is revoked effective on the date this resolution is signed.

*Passed this 28<sup>th</sup> day of **November, 2016** by Board members as follows:      Present or      Participating via other means, and by the following vote:      Aye      Nay      Abstained      Absent.*

**Attest:**

\_\_\_\_\_  
Connie R. Vinti, Clerk of the Board

\_\_\_\_\_  
James K. Johnson, Chairman, District 1

\_\_\_\_\_  
Perry L. Dozier, Commissioner, District 2

\_\_\_\_\_  
James L. Duncan, Commissioner, District 3

*Constituting the Board of County Commissioners  
of Walla Walla County, Washington*

**BOARD OF COUNTY COMMISSIONERS**  
WALLA WALLA COUNTY, WASHINGTON

IN THE MATTER OF APPOINTING  
DESIGNATED MENTAL HEALTH  
PROFESSIONALS TO PERFORM  
DETENTION AND COMMITMENT  
DUTIES (CLEVELAND, GREEN,  
AND VARNER)



RESOLUTION NO.

**WHEREAS**, Meghan DeBolt, Director, Walla Walla County Department of Community Health, has recommended Michael Cleveland, Laura Green and Kelly Varner be designated as Designated Mental Health Professionals (DMHP) to perform the detention and commitment duties in accordance with RCW 71.05 for involuntary commitment of persons incapacitated by mental health and/or chemical dependency; now therefore

**BE IT RESOLVED** by this Board of Walla Walla County Commissioners that the above-named individuals be appointed as Designated Mental Health Professionals effective November 28, 2016.

Passed this 28<sup>th</sup> day of **November, 2016** by Board members as follows: \_\_\_ Present or \_\_\_ Participating via other means, and by the following vote: \_\_\_ Aye \_\_\_ Nay \_\_\_ Abstained \_\_\_ Absent.

Attest:

\_\_\_\_\_  
Connie R. Vinti, Clerk of the Board

\_\_\_\_\_  
James K. Johnson, Chairman, District 1

\_\_\_\_\_  
Perry L. Dozier, Commissioner, District 2

\_\_\_\_\_  
James L. Duncan, Commissioner, District 3

*Constituting the Board of County Commissioners  
of Walla Walla County, Washington*

**9:45**

**TECHNOLOGY SERVICES DEPARTMENT**

**Kevin Gutierrez**

- a) Department update and miscellaneous



**WALLA WALLA COUNTY**  
**Technology Services Department**

Kevin G. Gutierrez  
Technology Services Director

315 W. Main Street, Rm 101 - Walla Walla, Washington 99362

(509) 524-2590

kgutierrez@co.walla-walla.wa.us

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File: GS50-06F-03

Retain: Until Obsolete or Superseded – PAV

November 28, 2016

To: Walla Walla County Board of Commissioners

Re: Department Update

**Issues/Information for the Board.**

- N/A

**Components (Main infrastructure)**

**Hardware**

- No issues

**Software**

- No issues

**Security/Viruses**

- No issues

**Network**

- No issues

**Other Projects**

- **Judges/Clerks Case Management and Document Management Systems**
  - Scheduled to start in spring
  - Rules seem to be changing
- **Budget /Assets**
  - N/A
- **New World**
  - The software issues seem to be getting better
  - Not near the complaints as before
- **Security Training**
  - KnowBe4 is being deployed very quickly around the state
  - Many cities and counties have made the training mandatory
  - Met with Shelly, our approach would be to get a policy in proposal format for the commissioners. Just have not had time yet.
  - Departments that choose to hire temps and volunteers who would need access to our network, internet or email, should plan on purchasing a license to make sure all
- **Camera's**
  - Received part of the estimate – Courthouse.
  - Did a second walk-through with a vendor to get an estimate.
    - No response yet
- **Surplus Equipment**
  - Notified Tom that surplus needs to be hauled off
- **Superior Court 1-2 Updates**
  - Complete

- **O-365**
  - Cutover planned for 12/1/16
- **Public Record Requests Last 2 Weeks**
  - ? = Requests received
  - ? = Forwarded to departments
  - ? = Completed
  - ? = Pending Closure
  - ? = Open/Being handled by the PRO
  - ? = Requests handled last 2-week period
- **Search Tool Replacement**
  - Before continuing, I want to take a good look at OnBase.
  - Had a very productive meeting with OnBase developers
  - Updated my requirements document so we could center our discussion on searching, redaction logs and tracking. Looks doable!
  - Next conf. call 11/29/16 should outline the project and hopefully some timelines

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### **Definitions**

**ACCIS = Association of County, City Information Systems (managers)**

**CITRIX = A product used for remote access to our network**

**PAV = Potential Archival Value**

**CJIS = Criminal Justice System Information Systems**

**AOC = Administrative Office of the Courts**

**PRO = Public Records Officer**

**USB = Universal Serial Bus**

**DOL = Department of Licensing**

**NDA = Non-disclosure agreement**

**RFP = Request For Pricing**

**GIS = Geographic Information Systems**

**EOL = End of Life**

**JCDA = Joint Community Development Agency**

**W7 = Windows 7**

**W10 = Windows 10**

**OS = Operating System**

**JAVS = (Jefferson Audio Video Systems) – Courtroom Recording System**

**AV = Audio/Visual**

**WiFi = Wireless network connectivity (Wireless Fidelity)**

**FTP = File Transfer Protocol (file transfer server)**

**CAD = Computer Aided Dispatch (hosted at the city)**

**CAT5 = Category 5 Ethernet cable (for data and voice)**

**ADA = Americans with Disabilities Act**

**ECM = Enterprise Content Management**

**NWS = New World Systems**

**DOMAIN = A group of computers administered or managed with the same rules and policies and with a common IP range.**

**IP address = Internet protocol address. A unique string of numbers assigned to each computer to allow communications over network or domain.**

**PENERATION TESTING = A process designed to have outside companies try to break into our system to identify and potential soft spots in our network.**



10:00

**EMERGENCY MANAGEMENT DEPARTMENT**

**Liz Jessee**

**a) Consent Agenda items:**

- 1) Resolution \_\_\_\_\_ - Approval of a contract with Washington State Military Department for Homeland Security funding (E17-125)

**b) Department update and miscellaneous**

**BOARD OF COUNTY COMMISSIONERS**  
WALLA WALLA COUNTY, WASHINGTON

IN THE MATTER OF APPROVAL OF  
A CONTRACT WITH WASHINGTON  
STATE MILITARY DEPARTMENT  
FOR HOMELAND SECURITY  
FUNDING (E17-125)



RESOLUTION NO.

**WHEREAS**, the U.S. Department of Homeland Security and the Washington State Military Department Emergency Management Division have offered to provide funding to Walla Walla County Emergency Management Department in the amount of \$34,744; and

**WHEREAS**, the funding is pass-through dollars (FFY16) for the county's emergency management program; and

**WHEREAS**, the reimbursement contract is authorized to be used for salaries and goods and services; and

**WHEREAS**, Liz Jessee, Walla Walla County Emergency Management Director, is authorized to sign contracts with said entities, and Liz Jessee is authorized to request reimbursements from these entities, on behalf of Walla Walla County; now therefore

**BE IT HEREBY RESOLVED** by this Board of Walla Walla County Commissioners that said contract and reimbursement authority be approved.

*Passed this 28<sup>th</sup> day of November, 2016 by Board members as follows:      Present or      Participating via other means, and by the following vote:      Aye      Nay      Abstained      Absent.*

**Attest:**

\_\_\_\_\_  
Connie R. Vinti, Clerk of the Board

\_\_\_\_\_  
James K. Johnson, Chair, District 1

\_\_\_\_\_  
Perry L. Dozier, Commissioner, District 2

\_\_\_\_\_  
James L. Duncan, Commissioner, District 3

*Constituting the Board of County Commissioners  
of Walla Walla County, Washington*



# Walla Walla County

## Emergency Management Department

27 N. 2<sup>nd</sup> Avenue  
Walla Walla, Washington 99362  
Phone: (509) 524-2900 • Fax: (509) 524-2910  
www.wwemd.info

**LIZ JESSEE**  
Director

## Memo

**To:** Board of Walla Walla County Commissioners  
**From:** Liz Jessee  
**Date:** 11/07/16  
**Re:** Emergency Management Performance Grant Funding

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I am requesting your authorization to sign a contract with Washington State Military Department Emergency Management Division to receive Federal Fiscal Year 2016 Emergency Management Performance Grant (EMPG) funds totaling \$34,774.

These funds come from the U.S. Department of Homeland Security through the State Emergency Management Division for the County to support and enhance the local emergency management program as described in the grant contract work plan.

This is a reimbursement grant for which we receive annually.

Sincerely,

/s/

LIZ JESSEE  
Director, Emergency Management

**Washington State Military Department  
HOMELAND SECURITY GRANT AGREEMENT FACE SHEET**

1. Subrecipient Name and Address: <b>Walla Walla, County of Emergency Management 27 N. 2nd Ave. Walla Walla, WA 99362-1801</b>		2. Grant Agreement Amount: <b>\$34,774</b>	3. Grant Agreement Number: <b>E17-125</b>		
4. Subrecipient Contact, phone/email: <b>Liz Jessee, (509) 524-2902 ljesssee@co.walla-walla.wa.us</b>		5. Grant Agreement Start Date: <b>June 1, 2016</b>	6. Grant Agreement End Date: <b>August 31, 2017</b>		
7. Department Contact, phone/email: <b>Zoie Choate, (253) 512-7461 zoie.choate@mil.wa.gov</b>		8. Data Universal Numbering System (DUNS): <b>144413135</b>	9. UBI # (state revenue): <b>619-398-386</b>		
10. Funding Authority: <b>Washington State Military Department (the "DEPARTMENT") and the U.S. Department of Homeland Security (DHS)</b>					
11. Federal Funding Identification #: <b>EMW-2016-EP-00002-S01</b>	12. Federal Award Date: <b>08/10/2016</b>	13. Catalog of Federal Domestic Assistance (CFDA) # & Title: <b>97.042 (16EMPG)</b>			
14. Total Federal Amount #: <b>\$7,254,374</b>	15. Program Index # & OBJ/SUB-OBJ: <b>763PT NZ</b>		16. TIN: <b>91-6001381</b>		
17. Service Districts: (BY LEGISLATIVE DISTRICT): 5 (BY CONGRESSIONAL DISTRICT): 6		18. Service Area by County(ies): <b>Walla Walla</b>	19. Women/Minority-Owned, State Certified?: <input checked="" type="checkbox"/> N/A <input type="checkbox"/> NO <input type="checkbox"/> YES, OMWBE # _____		
20. Agreement Classification <input type="checkbox"/> Personal Services <input type="checkbox"/> Client Services <input checked="" type="checkbox"/> Public/Local Gov't <input type="checkbox"/> Research/Development <input type="checkbox"/> A/E <input type="checkbox"/> Other _____		21. Contract Type (check all that apply): <input type="checkbox"/> Contract <input checked="" type="checkbox"/> Grant <input checked="" type="checkbox"/> Agreement <input type="checkbox"/> Intergovernmental (RCW 39.34) <input type="checkbox"/> Interagency			
22. Subrecipient Selection Process: <input checked="" type="checkbox"/> "To all who apply & qualify" <input type="checkbox"/> Competitive Bidding <input type="checkbox"/> Sole Source <input type="checkbox"/> A/E RCW <input type="checkbox"/> N/A <input type="checkbox"/> Filed w/OFM? <input type="checkbox"/> Advertised? <input type="checkbox"/> YES <input type="checkbox"/> NO		23. Subrecipient Type (check all that apply): <input type="checkbox"/> Private Organization/Individual <input type="checkbox"/> For-Profit <input checked="" type="checkbox"/> Public Organization/Jurisdiction <input type="checkbox"/> Non-Profit <input type="checkbox"/> CONTRACTOR <input checked="" type="checkbox"/> SUBRECIPIENT <input type="checkbox"/> OTHER			
24. PURPOSE & DESCRIPTION: <b>The purpose of the FY 2016 Emergency Management Performance Grant (16EMPG) is to provide U.S. Department of Homeland Security (DHS)/Federal Emergency Management Agency (FEMA) Federal award funds to local jurisdictions and tribes with emergency management programs to assist in preparing for all hazards through sustainment and enhancement of those programs as described in the Work Plan.</b> <b>The Department is the Recipient and Pass-through Entity of the 16EMPG Award EMW-2016-EP-00002-S01, which is incorporated in and attached hereto as Attachment #1, and has made a subaward of Federal award funds to the Subrecipient pursuant to this Agreement. The Subrecipient is accountable to the Department for use of Federal award funds provided under this Agreement and the associated matching funds.</b>					
IN WITNESS WHEREOF, the Department and Subrecipient acknowledge and accept the terms of this Agreement, including all referenced Exhibits and Attachments which are hereby incorporated in and made a part hereof, and have executed this Agreement as of the date below. This Agreement Face Sheet; Special Terms & Conditions (Exhibit A); General Terms and Conditions (Exhibit B); Work Plan (Exhibit C); Timeline (Exhibit D); Budget (Exhibit E); and all other documents, exhibits and attachments expressly referenced and incorporated herein contain all the terms and conditions agreed upon by the parties and govern the rights and obligations of the parties to this Agreement. No other understandings, oral or otherwise, regarding the subject matter of this Agreement shall be deemed to exist or to bind any of the parties hereto.					
In the event of an inconsistency in this Agreement, unless otherwise provided herein, the inconsistency shall be resolved by giving precedence in the following order: <table style="width:100%; border:none;"> <tr> <td style="width:50%; vertical-align: top;"> <b>1. Applicable Federal and State Statutes and Regulations</b>  <b>2. DHS/FEMA Award and program documents</b>  <b>3. Work Plan</b> </td> <td style="width:50%; vertical-align: top;"> <b>4. Special Terms and Conditions</b>  <b>5. General Terms and Conditions, and,</b>  <b>6. Other provisions of the Agreement incorporated by reference</b> </td> </tr> </table>				<b>1. Applicable Federal and State Statutes and Regulations</b> <b>2. DHS/FEMA Award and program documents</b> <b>3. Work Plan</b>	<b>4. Special Terms and Conditions</b> <b>5. General Terms and Conditions, and,</b> <b>6. Other provisions of the Agreement incorporated by reference</b>
<b>1. Applicable Federal and State Statutes and Regulations</b> <b>2. DHS/FEMA Award and program documents</b> <b>3. Work Plan</b>	<b>4. Special Terms and Conditions</b> <b>5. General Terms and Conditions, and,</b> <b>6. Other provisions of the Agreement incorporated by reference</b>				
WHEREAS, the parties hereto have executed this Agreement on the day and year last specified below.					
FOR THE DEPARTMENT:		FOR THE SUBRECIPIENT:			
Signature _____ Richard A. Woodruff, Contracts Officer Washington State Military Department	Date _____	Signature _____ Liz Jessee, Director Walla Walla County Emergency Management	Date _____		
BOILERPLATE APPROVED AS TO FORM: Signature on File (9/6/2016) Brian E. Buchholz, Assistant Attorney General		APPROVED AS TO FORM (if applicable):  Applicant's Legal Review _____ Date _____			

Form 05/12/2015 MLL

**10:15**

**COUNTY CORRECTIONS DEPARTMENT**

**Mike Bates**

a) Department update and miscellaneous

**a) Public Use and Necessity Hearing:**

- 1) To consider acquisition of portions of the following properties required for the construction of the Mill Creek Road Project CRP 10-04 and Scenic Loop Road Project CRP 16-09:

<u>Owner</u>	<u>Assessor Parcel</u>
Douglas and Theresa Doyle	37-06-02-12-0004
Norma J. Zier	37-06-34-14-0004
David and Teresa Larson	37-06-02-14-0010
Robert C. Freidman	37-06-02-41-0006
John A. Hunter	37-06-02-41-0007
Margaret C. Hebdon	37-06-02-41-0008

**b) Action Agenda Items:**

- 1) Ordinance No. 458 – An ordinance regarding the acquisition of real property necessary for the Mill Creek Road Improvement Project, CRP 10-04, and the Scenic Loop Road Improvement Project, CRP 16-09, declaring the public use and necessity of same and authorizing the Prosecuting Attorney to begin condemnation proceedings

**c) Consent Agenda Items:**

- 1) Resolution \_\_\_\_\_ - Setting a hearing date for the 2017 Mill Creek Flood Control Zone District assessment

**d) Department update and miscellaneous**

**BOARD OF COUNTY COMMISSIONERS**  
WALLA WALLA COUNTY, WASHINGTON

Draft

**ORDINANCE NO. 458**

**AN ORDINANCE REGARDING THE ACQUISITION OF REAL PROPERTY NECESSARY FOR THE MILL CREEK ROAD IMPROVEMENT PROJECT, CRP 10-04, AND THE SCENIC LOOP ROAD IMPROVEMENT PROJECT, CRP 16-09, DECLARING THE PUBLIC USE AND NECESSITY OF SAME, AND AUTHORIZING THE PROSECUTING ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS.**

**WHEREAS**, Mill Creek Road provides access to Washington and Oregon and serves as the primary access to Federal Forest Highway Route #178 to the Umatilla National Forest; and

**WHEREAS**, Scenic Loop Road intersects Mill Creek Road with a portion of Scenic Loop Road included in the Mill Creek Road Improvement project; and

**WHEREAS**, Mill Creek Road and Scenic Loop Road projects are consistent with the transportation goals of Walla Walla County and are listed as priority no. 1 and 28, respectively, in the 2017-2022 Six Year Transportation Improvement Program; and

**WHEREAS**, Mill Creek Bridge, Klicker culvert and other minor culverts located within the project limits are deficient in hydraulic capacity, resulting in road closures, damage to Mill Creek Road and private property; and

**WHEREAS**, Walla Walla County has partnered with the Federal Highway Administration (FHWA) to make improvements to Mill Creek Road which include replacement of hydraulic structures, road realignment, reconstruction, widening and other improvements; and

**WHEREAS**, by agreement with the Federal Highway Administration (FHWA), Walla Walla County has been designated as the lead agency for the project's design, planning, right of way acquisition and construction; and

**WHEREAS**, Scenic Loop Road contains substandard horizontal curves with limited sight distance, narrow drainage structures lacking proper safety railing, a substandard roadway width with an above average number of accidents; and

**WHEREAS**, the projects require acquisition of portions of properties held in private ownership by numerous parties; and

**WHEREAS**, Walla Walla County wishes to acquire property in a fair manner, ensuring that property owners are fairly compensated for right of way acquisition in accordance with the Washington State Department of Transportation guidelines and RCW 47.12; and

**WHEREAS**, the Washington State Department of Transportation (WSDOT) follows the federal regulations found in the Uniform Relocation Assistance and Real Property Acquisition Polices Act of 1970 (Uniform Act), as amended; and

**WHEREAS**, upon completion of the right of way acquisition, FHWA will review right of way acquisition documents to ensure acquisition was completed in accordance with the Uniform Act and that the property owners were fairly compensated for their properties; and

**WHEREAS**, the County must balance the interests of the property owners against the need to control cost by moving forward with the project in a timely fashion; and

**WHEREAS**, a properly advertised public hearing with written notice to affected property owners was held on November 28, 2016; and

**WHEREAS**, time is of the essence,

**NOW THEREFORE**, the Board of County Commissioners makes the following findings of fact:

1. The Mill Creek Road and Scenic Loop Road improvements will replace deficient structures with structures that meet current design standards, improve safety, reduce road closures and maintenance costs and inconvenience to the travelling public.
2. The Right of Way plans, as presented to the Board on this date for the Mill Creek Road and Scenic Loop Road improvements are appropriate.
3. The properties listed on Exhibit A are appropriate and necessary to be acquired for right of way purposes for the Mill Creek Road and Scenic Loop Road improvement projects.
4. Consolidating property acquisition for the Mill Creek Road and Scenic Loop Road projects will result in cost savings and efficiencies, lowering project costs and preserving tax dollars.
5. Walla Walla County has engaged in good faith negotiations with property owners to purchase property without resorting to condemnation, but has not reached agreement with all property owners.

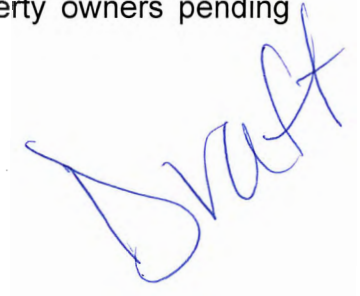
*Draft*



**THEREFORE**, the Board of County Commissioners makes the following conclusions of law:

1. The acquisition of the properties listed on Exhibit A is for public use and necessity.
2. The County is authorized by RCW 8.08, RCW 36.75.040, and RCW 36.89.030 to acquire the properties listed on Exhibit A for condemnation.
3. RCW 8.08.010 and RCW 8.08.020 allow for condemnation when it is "directly or indirectly approximately or remotely for the general benefit of welfare of the County or the inhabitants thereof". The Board finds that the Mill Creek Road and Scenic Loop Road projects directly benefit County residents and the general welfare; therefore, the condemnation is for a County purpose and public use.

**THEREFORE, IT IS ORDAINED**, by this Board of Walla Walla County Commissioners, that the acquisition of the properties listed on Exhibit A is for public use and necessity, and the Prosecuting Attorney is authorized to begin condemnation proceedings in accordance with RCW 8.08. Nothing in this ordinance precludes the County, through the Prosecuting Attorney, from continuing to negotiate with property owners pending Superior Court proceedings.



**Attest:**

\_\_\_\_\_  
Connie R. Vinti, Clerk of the Board

\_\_\_\_\_  
James K. Johnson, Chairman, District 1

\_\_\_\_\_  
Perry L. Dozier, Commissioner, District 2

\_\_\_\_\_  
James L. Duncan, Commissioner, District 3

*Constituting the Board of County Commissioners  
of Walla Walla County, Washington*

Approved as to form

\_\_\_\_\_  
Jesse D. Nolte, Deputy Prosecuting Attorney

# EXHIBIT A

Owner

Douglas and Theresa Doyle  
Norma J. Zier  
David and Teresa Larson  
Robert C. Friedemann  
John A. Hunter  
Margaret C. Hebdon

Assessor Parcel

37-06-02-12-0004  
37-07-34-14-0004  
37-06-02-14-0010  
37-06-02-41-0006  
37-06-02-41-0007  
37-06-02-41-0008

A handwritten word "Draft" in blue ink, written diagonally across the page.

**BOARD OF COUNTY COMMISSIONERS**  
WALLA WALLA COUNTY, WASHINGTON

IN THE MATTER OF SETTING A  
HEARING DATE FOR THE 2017 MILL  
CREEK FLOOD CONTROL ZONE  
DISTRICT ASSESSMENT

}

RESOLUTION NO.

**WHEREAS**, the Mill Creek Flood Control Zone District was created to control flooding within its established limits; and

**WHEREAS**, there is a continuing need to maintain and repair the levees and flood control structures within the district, now therefore

**BE IT HEREBY RESOLVED** by this Board of Walla Walla County Commissioners, acting as the Supervisors of the Mill Creek Flood Control Zone District, that a public hearing be held in the Walla Walla County Commissioner Chambers, County Public Health and Legislative Building, located at 314 W. Main, Walla Walla, Washington at 10:30 A.M., on Monday, December 12, 2016 to consider the 2017 Assessment for the Mill Creek Flood Control Zone District.

*Passed this 28<sup>th</sup> day of **November, 2016** by Board members as follows:      Present or      Participating via other means, and by the following vote:      Aye      Nay      Abstained      Absent.*

**Attest:**

\_\_\_\_\_  
Connie R. Vinti, Clerk of the Board

\_\_\_\_\_  
James K. Johnson Chairman, District 1

\_\_\_\_\_  
Perry L. Dozier, Commissioner, District 2

\_\_\_\_\_  
James L. Duncan, Commissioner, District 3

*Constituting the Board of County Commissioners  
of Walla Walla County, Washington*

Walla Walla County Public Works  
PO Box 813  
Walla Walla, WA 99362



To: Board of County Commissioners

From: Randy Glaeser, Public Works Director

Date: 22 November 2016

Re: Director's Report for the Week of 21 November 2016

**Board Action: 28 November 2016**

**Miscellaneous:**

**In the Matter of an Ordinance Regarding the Acquisition of Real Property Necessary for the Mill Creek Road Improvement Project CRP 10-04 and Scenic Loop Road Project CRP 16-09 Declaring the Public Use and Necessity of Same, and Authorizing the Prosecuting Attorney to begin Condemnation Proceedings**

**ENGINEERING:**

- Mill Creek FH: Hearing set for Use and Necessity. Six remaining property owners need to sign.
- Pflugrad Bridge: Cultural survey completed and waiting for report.
- Mill Creek Road MP 1.1 to MP 3.96: Acquisition to begin as time allows.
- Blue Creek Bridge: ROW acquisition in progress.
- Scenic Loop Road: In design.
- Pemberton Bridge on Barney Road: Received Corps of Engineers and HPA permit and awaiting other permits.
- Second Avenue(Burbank): In design. Schedule for construction in spring 2017.

**MAINTENANCE:**

- Crews conducting routine maintenance. Completing stormwater projects.

**ADMINISTRATION:**

- Mechanics Colton Akes and Alexander Marks began work 21 November at Garage.

10:45

**HUMAN RESOURCES/RISK MANAGER**

**Shelly Peters**

- a) Department update and miscellaneous
- b) **Active Agenda Items:**
  - 1) Possible discussion/decision re: any pending claims against the County
- c) Possible executive session re: personnel (pursuant to RCW 42.30.110(g)), collective bargaining negotiations (pursuant to RCW 42.30.140(4)(b)), and/or litigation or pending or potential litigation (pursuant to RCW 42.30.110(i))

**11:00**

**PROSECUTING ATTORNEY**

**Jim Nagle/Jesse Nolte**

- a)** Miscellaneous business for the Board
- b)** Possible executive session re:  
litigation or pending or potential  
litigation (pursuant to RCW 42.30.110(i))

**11:15 COUNTY COMMISSIONERS**

- a) Miscellaneous business to come before the Board

**RECESS**

**1:30 COUNTY COMMISSIONERS**

- a) Miscellaneous business to come before the Board

**- A D J O U R N -**

*Walla Walla County is ADA compliant. Please contact TTY: (800) 833-6384 or 7-1-1 or the Commissioners' Office at 509/524-2505 three (3) days in advance if you need any language, hearing, or physical accommodation.*

*Please note that the agenda is tentative only. The Board may add, delete, or postpone items and may take action on an item not on the agenda.*