

## COMMISSIONERS' PROCEEDINGS

### Adams County Courthouse Ritzville, Washington Regular Meeting

February 29, 2016  
(Monday)

#### Call to Order @ 8:30 a.m.

#### Present:

Chairman John N. Marshall  
Vice-Chairman Jeffrey W. Stevens  
Commissioner Roger L. Hartwig

[9:31:27 AM](#)

#### Sheriff's Department

Sheriff Wagner provided an update on a potential Monsanto grant; a potential donor to assist with a drone program; and, the Sergeant examination process within his department.

Wagner reviewed equipment items and the costs of such he would like to see the county deputies equipped with including body cameras and computers in patrol vehicles. A fourth sergeant position was discussed. The Board took no action pending further review.

[10:03:16 AM](#)

[10:07:54 AM](#)

#### Public Works

Director O'Brien and Engineer Yaeger reported on the following:

- Road maintenance projects and scheduled sterilant applications
- Public Works Department position vacancies
- Facilities, noting the HVAC unit was replaced in the Public Works Building; the status of the roof repair at the Ritzville Health Department Building was reviewed; and, the concrete wall outside the Sheriff's Office will be repaired this week

#### 2015-2016 County Wide Crushing Project, ERP-799

Commissioner Stevens moved, Hartwig seconded, to *authorize Pay Estimate #3, in the amount of \$145,682.50 to Seubert Excavators, Inc., Cottonwood, Idaho for work completed 2/1/2016 to 2/17/2016 on the 2015-2016 County Wide Crushing Project.* **Motion carried.**

### **McManamon Road Bridge Project**

Engineer Yaeger reviewed the status of the McManamon Road Bridge project noting a *draft* Quit Claim Deed was prepared and forwarded to United States Bureau of Reclamation (USBR), Washington State Department of Transportation (WSDOT), and Federal Highway Administration (FHWA) for approval. To date, the county has not received a response.

### **Integrated Health Generators**

Commissioner Hartwig moved, Stevens seconded, to *authorize the Chairman to sign the Architect's Services Agreement between Adams County and The DOH Associates, PS, Wenatchee, WA to design a new stand-by emergency power generator for Community Counseling and Public Health at the Adams County Services Building in Othello and relocation of the existing 8kw natural gas stand-by generator to the Public Health office in Ritzville in an amount not to exceed \$23,640.00.* **Motion carried.**

[10:51:04 AM](#)

**Recess @ 12:00**

**Reconvene @ 1:00 p.m.**

[1:16:23 PM](#)

### **Assessor**

Board **consensus approved the Assessor's Office credit card policy as presented by Assessor Brewer.**

[1:21:59 PM](#)

[1:45:36 PM](#)

### **FRP Financial**

Joy Otis and Jaclyn Breton, FRP Financial, reviewed the most recent reports from Aetna (current data for claims processed/paid January 1, 2015 through December 31, 2015).

A preliminary analysis was recently prepared by FRP Financial regarding supplemental insurance coverages of Adams County and discovered numerous employees may be significantly over-insured. FRP Broker Joy Otis requested and received by **consensus authorization to research supplemental coverages for Adams County employees and provide the County with viable options to supplemental coverages.**

[2:06:05 PM](#)

[3:45:43 PM](#)

### **Resolution No. R-006-2016**

Commissioner Hartwig moved, Stevens seconded, to *approve Resolution No. R-006-2016 In the Matter of the Discretion of the County Legislative*

*Authority to Authorize Refunds or Cancellations or Corrections of the Tax Rolls Outside of the Ordinary Time Limits. Motion carried.*

**Adams County Noxious Weed Control Board**

Commissioner Stevens moved, Hartwig seconded, to *appoint Donald M. Kagele, Ritzville, to the Adams County Noxious Weed Control Board as Director for Section #1 for a four (4) year term effective March 1, 2016 through March 1, 2020. Motion carried.*

**Consent Agenda**

Commissioner Hartwig moved, Stevens seconded, to *approve the Consent Agenda. Motion carried.*

Preliminary minutes of February 22 and 24, 2016

Vouchers audited and certified by the Adams County Auditor as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090 and recorded on a listing, which was made available to the Board. These vouchers were listed as follows:

<u>Fund</u>	<u>Control Number</u>	<u>Amount</u>
001	160597 – 160656	\$ 31,488.79
103	160657	\$ 182.63
104	160658 – 160664	\$ 6,820.00
105	160665	\$ 10,927.50
106	160666 – 160669	\$ 872.12
109	160670	\$ 644.49
112	160671	\$ 81.83
116	160672 – 160673	\$ 1,108.40
117	160674	\$ 257.03
123	160675 – 160676	\$ 1,900.31
502	160677	\$ 398.33
108	0263	\$ 26.00
115	0264 – 0274	\$ 8,957.65
401	0275 – 0281	\$ 1,479.26
501	0282 – 0286	\$ 15,600.11
590	0287 – 0301	\$ 19,853.08
	TOTAL	\$100,597.53

[3:47:36 PM](#)

**Permanent Minutes Signed**

February 16, 2016

**Correspondence Received**

Donald Kagele, Chairman, Adams County Noxious Weed Control Board re: Director Appointment for Section #1

**Adjournment @ 4:00 p.m.**

Submitted:  
s/Patricia J. Phillips  
Clerk of the Board

Edited and Approved:

BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON  
s/John N. Marshall, Chairman  
s/Jeffrey W. Stevens, Vice-Chairman  
s/Roger L. Hartwig, Commissioner

**RESOLUTION NO. R-006-2016**

**BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON**

**IN THE MATTER OF THE DESCRETION OF THE COUNTY LEGISLATIVE  
AUTHORITY TO AUTHORIZE REFUNDS OR CANCELLATIONS OR CORRECTIONS  
OF THE TAX ROLLS OUTSIDE OF THE ORDINARY TIME LIMITS**

**WHEREAS**, ordinarily, in order to be timely under Washington law a claim for property tax refund under RCW 84.69 must be filed with the County Treasurer within three years of the due date of the payment sought to be refunded; and

**WHEREAS**, ordinarily, in order to be timely under Washington law a proceeding for a cancellation, reduction, correction, or refund of property taxes under RCW 84.68.110 through RCW 84.68.150 must be filed with the County Assessor within three years of the year in which the tax became payable or purported to become payable; and

**WHEREAS**, ordinarily, a manifest error cancellation or correction by the County Assessor or County Treasurer under RCW 84.48.065 may not be made for any period more than three years preceding the year in which the error is discovered; and

**WHEREAS**, the Washington State Legislature has recently amended RCW 84.69.030 to permit refunds on claims filed more than three years after the due date of the payment sought to be refunded if the claim arises from taxes paid as the result of a manifest error in a description of property; but only if such an extension of time is authorized by the County Legislative Authority; and

**WHEREAS**, the Washington State Legislature has recently amended RCW 84.68.150 to permit petitions for cancellation or reduction of assessment or correction of tax rolls and

the refund of taxes under RCW 84.68.110 through RCW 84.68.150 to be considered even if filed more than three years after the year in which the tax became payable, or purported to become payable, if the reduction or correction is the result of a manifest error and if the County Legislative Authority also authorizes the extension of time to file the petition; and

**WHEREAS**, the Washington State Legislature has recently amended RCW 84.48.065 to permit the County Assessor or County Treasurer to issue a manifest error cancellation or correction for a period more than three years preceding the year in which the error is discovered, but only if authorized by the County Legislative Authority; and

**WHEREAS**, if the Board of Adams County Commissioners were to make use of the additional authority granted by the Legislature to extend the time periods for cancellations, reductions, corrections, and refunds as not provided for in RCW 84.69.030, RCW 84.68.150, and RCW 84.48.065, it could have the effect of undermining the certainty, predictability, and finality of the process by which property taxes are collected and corrections and refund requests are resolved.

**NOW, THEREFORE, BE IT RESOLVED** that it shall be the policy of Adams County in all cases not to extend, or authorize to extend, the time limits otherwise provided in RCW 84.69.030, RCW 84.68.150, or RCW 84.48.065, for the cancellation, reduction, correction, or refund of property, for corrections of assessments or of the tax rolls, or for petitions or claims seeking such cancellations, reductions, corrections, or refunds.

**DATED** this 29th day of February, 2016.

BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON  
s/John N. Marshall, Chairman  
s/Jeffrey W. Stevens, Vice-Chairman  
s/Roger L. Hartwig, Commissioner

ATTEST:  
s/Patricia J. Phillips  
Clerk of the Board