

## COMMISSIONERS' PROCEEDINGS

### Regular Meeting Adams County Courthouse, Ritzville

August 1, 2005  
(Monday)

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

#### Present:

Chairman Jeffrey W. Stevens  
Vice-Chairman Roger L. Hartwig  
Commissioner Rudy Plager

#### County Public Services Building

Treasurer Danekas discussed the anticipated costs associated with the sale of the bonds for the remodel of the County Public Services Building. A change in the overall loan amount would require several new documents reflecting the modified amount. Following discussion, Board consensus was to leave the loan amount at the original \$2.5 million. A letter confirming this decision was sent to Noah Crocker, Office of the State Treasurer.

Commissioner Hartwig moved, Plager seconded, to *authorize the Chairman to sign the following documents:*

Local Agency Tax Certificate  
Memorandum of Local Agency Site Lease  
Local Agency Site Lease, Series 2005D  
Memorandum of Local Agency Financing Lease  
Local Agency Finance Lease, Series 2005D, Transaction No. 0091-

1-1

Motion carried.

#### Election Filing

Auditor McBroom and Elections Administrator Hunt spoke with the Board about an election filing situation in the Othello Auditor's Office that occurred after closing on Friday, August 5, 2005. Auditor McBroom will be handling the non-Auditor employee situation with the appropriate supervisors. The late filing by D. Wyman, Othello, was deemed invalid by Auditor McBroom and rejected. Staffing modifications will be implemented

on future filing dates to provide assistance to staff doing licensing and filings simultaneously during peak hours and just prior to closing deadline.

### **Gayle Lyons v. Adams County**

Commissioner Plager moved, Hartwig seconded, to *deny the Gayle Lyons v. Adams County claim. Motion carried.*

### **Duck Pond Bridge**

Commissioner Plager moved, Hartwig seconded, to *authorize the Chairman to sign the Local Agency Agreement #LA-5832 Supplement requesting construction funding for the Duck Pond Bridge #412-3. Motion carried.*

### **Paths and Trails Fund**

The Board reviewed available funding and project proposals awaiting funding approval from the Paths and Trails Fund. Formal proposal submissions are pending on known projects. A proposal from the Adams County Fair Board was submitted to Engineer Johns.

### **Developmental Disabilities**

Human Resources Hunt discussed resolution of one employee/consumer issue; reported on scheduled action concerning the Lyons case; and, reviewed discussions concerning exempt v. non-exempt staff positions within the Integrated Health Care Services Department, specifically Community Counseling Services.

### **Executive Session**

Special Counsel Brian Werst requested executive session under RCW 42.30.100(1)(i) – litigation – for one (1) hours. Human Resources Gary Hunt and Valerie Andersson-Hunt were present. Executive session was held from 11:23 a.m. until 12:23 p.m. An additional thirty minutes was requested. Session was held from 12:23 p.m. until 12:45 p.m.

### **Recess @ 12:45 p.m.**

### **Reconvene @ 1:30 p.m.**

### **Sheriff's Department**

Sheriff Barger discussed staffing and re-location of the dispatch area to facilitate equipment safety. Costs are being researched. Dispatch and corrections staffing levels were reviewed.

A request for Undersheriff Fuhr to work overtime and be compensated, even though his position is FLSA exempt, was discussed. These overtime hours would be compensated utilizing only special project grant funds so as to better utilize full grant allocations. The Prosecuting Attorney will be contacted for legal review.

### **DSHS Agreement on General Terms and Conditions**

Commissioner Plager moved, Hartwig seconded, to *authorize the Chairman to sign DSHS Contract #0583-72008 Agreement on General Terms and Conditions between DSHS and Adams County effective July 1, 2005 through June 30, 2006, and to rescind the motion on the same contract made on 6/27/05.* **Motion carried two (2) to one (1) with Stevens and Hartwig voting yes, Plager voting no.**

DSHS Chief Administrative Officer Kathleen Brockman notified the County that DSHS would not execute the agreement as modified in Sections 12 and 21 and executed by Adams County on 6/27/05. In a letter from DSHS, it was noted that these changes (made by Adams County) were illustrative of the issues voiced in the negotiations between DSHS and all the counties and represent the areas that need work to resolve prior to a new Agreement at the end of June, 2006. The letter states "...it is the position of DSHS that the signed Agreement effectuates the terms and conditions and the cover letters do not modify the Agreement and do not bind DSHS to a particular interpretation of the Agreement."

### **Adams County Developmental Disabilities Board**

Commissioner Plager moved, Hartwig seconded, to *re-appoint the following to three (3) year terms on the Adams County Developmental Disabilities Board effective July 1, 2005 through June 30, 2008:*

*Myra Horton, Ann Sperl, and Cindy Flores*

**Motion carried.**

### **Emergency Services**

Commissioner Hartwig moved, Plager seconded, to *approve **Resolution No. R-60-05 In the Matter of Transferring Funds from the Current Expense Fund #001 to the Emergency Services Fund #106.*** **Motion carried.**

### **2006 Weed and Irrigation Assessments**

Treasurer Danekas submitted under RCW 36.33.160 a list of county-owned properties subject to 2006 weed and irrigation assessments.

**Consent Agenda**

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

Preliminary minutes of July 25 and 27, 2005

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	053888-053912	\$ 22,988.34
103	053913-053915	\$ 10,574.40
104	053916-053922	\$ 635.21
106	053923-053924	\$ 3,323.44
109	053925	\$ 192.22
112	053926-053927	\$ 367.00
119	053928	\$ 7,132.06
166	053929-053934	\$ 868.88
322	Hand Pay	\$ 18,329.33
502	053935-053940	\$ 5,908.50
115	3260-3271	\$ 3,916.04
122	3272-3273	\$ 291.37
401	3274-3275	\$ 53,671.14
501	3276-3280	\$ 178.48
590	3281-3289	\$ 1,283.14
TOTAL		\$129,569.55

Approved **Resolution No. R-53-05 In the Matter of Reimbursement of the Planning Department (#087), Current Expense Fund #001 for Expenditures which should have been incurred by the Solid Waste Fund #401**

Approved **Resolution No. R-54-05 In the Matter of Reimbursement of the Planning Department (#087), Current Expense Fund #001 for Salary Expenses which should have been incurred by the Building Department (#088), Current Expense Fund #001**

Approved **Resolution No. R-55-05 In the Matter of Reimbursement of the Planning Department (#087), Current Expense Fund #001 for Expenditures which should have been incurred by the Distressed Counties Fund #122**

Approved **Resolution No. R-56-05 In the Matter of Reimbursement of the Planning Department (#087), Current Expense Fund #001 for Expenditures which should have been incurred by the County Road Fund #115**

Approved **Resolution No. R-57-05 In the Matter of Transferring Funds from the Current Expense Fund #001 to Courthouse O&M Fund #501**

Approved **Resolution No. R-58-05 In the Matter of Establishing the Trial Court Improvement Fund #119**

Approved **Resolution No. R-59-05 In the Matter of Transferring Funds from the Current Expense Fund #001 to the Trial Court Improvement Fund #119**

**Permanent Minutes Signed**

July 18 and 20, 2005

**Correspondence Received**

Adams County Development Center re: Board Meeting scheduled for August 1 at Othello Thrift Store at 7:00 p.m.

Dennis W. Morgan, Public Defender re: Public Defender Contract Call for Bids and enclosure "Ten Principles of a Public Defense Delivery System"

**Adjournment @ 5:00 p.m.**

Submitted:  
s/Linda Reimer, MMC  
Clerk of the Board

Edited and Approved:

BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON

s/Jeffrey W. Stevens, Chairman  
s/Roger L. Hartwig, Vice-Chairman  
s/Rudy Plager, Commissioner

**RESOLUTION NO. R-53-05  
ORDER OF BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON**

**IN THE MATTER OF REIMBURSEMENT OF THE PLANNING DEPARTMENT (#087),  
CURRENT EXPENSE FUND #001 FOR EXPENDITURES WHICH SHOULD HAVE  
BEEN INCURRED BY THE SOLID WASTE FUND #401**

**WHEREAS**, the below expenditures for salaries for January through and including June 2005 should have been incurred by Solid Waste Fund #401;

**THEREFORE BE IT RESOLVED** that the following journal entry will stand as the basis for reduction of Current Expense Fund #001, Planning Department #087, 2005 expenditures and the increase of 2005 expenditures for the Solid Waste Fund #401 and the related cash transfers with the revenue received recorded as BARS 001.389.90.00.11/

<b>Required: Journal Entry</b>	<b>Effective Date: August 1, 2005</b>	
<b>FUND – BARS Code</b>	<b>Debit</b>	<b>Credit</b>
401.537.10.10.01	\$5,212.09	
401.537.10.20.01	\$1,085.03	
001-CASH		\$6,297.12

To reimburse Current Expense #001, Planning Department #087 for salaries (January through and including June, 2005.)

<b>Entry Total</b>	<b>\$6,297.12</b>	<b>\$6,297.12</b>
001-Cash	\$6,297.12	
001.087.558.60.10.03		\$5,212.09
001.087.558.60.20.03		\$1,085.03
To record a reduction in expenditure as a result of Solid Waste Fund #401 reimbursement.		
<b>Entry Total</b>	<b>\$6,297.12</b>	<b>\$6,297.12</b>

**DATED** this 1<sup>st</sup> day of August, 2005.

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

s/Rudy Plager, Commissioner

ATTEST:  
s/Linda Reimer, MMC  
Clerk of the Board

**RESOLUTION NO. R-54-05**

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

**IN THE MATTER OF REIMBURSEMENT OF THE PLANNING DEPARTMENT (#087),  
CURRENT EXPENSE FUND #001 FOR SALARY EXPENSES WHICH SHOULD HAVE  
BEEN INCURRED BY THE BUILDING DEPARTMENT (#088), CURRENT EXPENSE  
FUND #001**

**WHEREAS**, the below expenditures for salaries for January through and including June 2005 should have been incurred by the Building Department (#088);

**THEREFORE BE IT RESOLVED** that the following journal entry will stand as the basis for increase of the 2005 expenditures for the Current Expense Fund #001, Building Department #088, and the reduction of the 2005 expenditures for the Current Expense Fund #001, Planning Department #087.

<b>Required: Journal Entry</b>	<b>Effective Date: August</b>	
<b>1, 2005</b>		
<b>FUND – BARS Code</b>	<b>Debit</b>	<b>Credit</b>
001.088.559.60.10.01	\$1,541.04	
001.088.559.60.20.01	\$ 323.97	
001.087.558.60.10.03		\$1,541.04
001.087.558.60.20.03		\$ 323.97

To record an increase of expenditures in the Building Department #088 of the Current Expense Fund #001 and a decrease of expenditures in the Planning Department #087 of the Current Expense Fund #001

<b>Entry Total</b>	<b>\$1,865.01</b>	<b>\$1,865.01</b>
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**DATED** this 1<sup>st</sup> day of August, 2005.

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

ATTEST:  
s/Linda Reimer, MMC

Clerk of the Board

**RESOLUTION NO. R-55-05**

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

**IN THE MATTER OF REIMBURSEMENT OF THE PLANNING DEPARTMENT #087,  
CURRENT EXPENSE FUND #001 FOR EXPENDITURES WHICH SHOULD HAVE  
BEEN INCURRED BY THE DISTRESSED COUNTIES/PUBLIC FACILITIES FUND  
#122**

**WHEREAS**, the below expenditures for salaries for January through and including June 2005 should have been incurred by the Distressed Counties/Public Facilities Fund #122;

**THEREFORE BE IT RESOLVED** that the following journal entry will stand as the basis for reduction of Current Expense Fund #001, Planning Department #087, 2005 expenditures and the increase of 2005 expenditures for the Distressed Counties/Public Facilities Fund #122 and the related cash transfers with the revenue received recorded as BARS 001.389.90.11.11.

<b>Required: Journal Entry</b>	<b>Effective Date: August 1, 2005</b>	
Fund – BARS Code	Debit	Credit
122.558.80.10.01	\$62.56	
122.558.80.20.01	\$16.34	
001-CASH		\$78.90

To reimburse Current Expense #001, Planning Department #087 for salaries January through and including June 2005.

<u>Entry Total</u>	<u>\$78.90</u>	<u>\$78.90</u>
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001-Cash	\$78.90	
001.087.558.60.10.03		\$62.56
001.087.558.60.20.03		\$16.34

To record a reduction in expenditure as a result of the Distressed Counties/Public Facilities Fund #122 reimbursement.

<u>Entry Total</u>	<u>\$78.90</u>	<u>\$78.90</u>
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**DATED** this 1<sup>st</sup> day of August, 2005.

ATTEST:  
s/Linda Reimer, MMC

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

Clerk of the Board

s/Rudy Plager, Commissioner

**RESOLUTION NO. R-56-05  
ORDER OF BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON**

**IN THE MATTER OF REIMBURSEMENT OF THE PLANNING DEPARTMENT (#087),  
CURRENT EXPENSE FUND #001 FOR EXPENDITURES WHICH SHOULD HAVE  
BEEN INCURRED BY THE COUNTY ROAD FUND #115**

**WHEREAS**, the below expenditures for salaries for January through and including June 2005 should have been incurred by the County Road Fund #115;

**THEREFORE BE IT RESOLVED** that the following journal entry will stand as the basis for reduction of Current Expense Fund #001, Planning Department #087, 2005 expenditures and the increase of 2005 expenditures for the County Road Fund #115 and the related cash transfers with the revenue received recorded as BARS #001 389.90.00.11.

<b>Required: Journal Entry</b>	<b>Effective Date: August 1, 2005</b>	
FUND – BARS Code	Debit	Credit
115.542.00.11.00	\$2,293.90	
115.542.00.20.00	\$ 443.75	
001-CASH		\$2,737.65
To reimburse Current Expense #001, Planning Department #087 for salaries January through and including June 2005.		
<b>Entry Total</b>	<b>\$2,737.65</b>	<b>\$2,737.65</b>
001-Cash	\$2,737.65	
001.087.558.60.10.03		\$2,293.90
001.087.558.60.20.03		\$ 443.75

To record a reduction in expenditure as a result of Solid Waste Fund #401 reimbursement.

<b>Entry Total</b>	<b>\$2,737.65</b>	<b>\$2,737.65</b>
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**DATED** this 1<sup>st</sup> day of August, 2005.

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

ATTEST:  
s/Linda Reimer, MMC

Clerk of the Board

**RESOLUTION NO. R-57-05**

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

**IN THE MATTER OF TRANSFERRING FUNDS FROM THE CURRENT EXPENSE  
FUND #001 TO COURTHOUSE O&M FUND #501**

**WHEREAS**, funds were allocated in the Current Expense Fund #001 for the operation of the Courthouse O&M Fund #501,

**THEREFORE BE IT HEREBY RESOLVED** that forty thousand and no/100 (\$40,000) be transferred from Current Expense Fund #001 BARS 597.18.30.00 to the Courthouse O&M Fund #501 BARS 397.18.30.00.

**DATED** this 1<sup>st</sup> day of August, 2005.

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

ATTEST:  
s/Linda Reimer, MMC  
Clerk of the Board

**RESOLUTION NO. R-58-05**

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

**IN THE MATTER OF ESTABLISHING THE TRIAL COURT IMPROVEMENT FUND  
#119**

**WHEREAS**, 2ESSB 5454 was adopted by the State Legislature and became effective July 23, 2005; and,

**WHEREAS**, pursuant to Chapter 457 Washington Laws of 2005 there is hereby created in the county treasury a Trial Court Improvement Fund #119; and,

**WHEREAS**, the County Treasurer shall make a quarterly deposit of funds from the Current Expense Fund #001 to the Trial Court Improvement Fund #119 in an amount equal to that received quarterly from the State for District Court Judge salaries; and,

**WHEREAS**, the purpose of the Trial Court Improvement Fund #119 shall be to fund improvements to Superior and District Court staffing, programs, facilities, or services as appropriated from time to time by the Board of County Commissioners; and,

**WHEREAS**, 2ESSB 5454 also instructs that the interest earned on funds in the Trial Court Improvement Fund #119 shall accrue to that Fund;

**THEREFORE BE IT RESOLVED** that **Adams County Fund #119 – Trial Court Improvement** is established and revenue shall be deposited into same with disbursements handled according to State established rules and regulations.

**DATED** this 1<sup>st</sup> day of August, 2005.

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

ATTEST:  
s/Linda Reimer, MMC  
Clerk of the Board

**RESOLUTION NO. R-59-05**

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

**IN THE MATTER OF TRANSFERRING FUNDS FROM THE CURRENT EXPENSE  
FUND #001 TO THE TRIAL COURT IMPROVEMENT FUND #119**

**WHEREAS**, Resolution No. R-58-05 established the Trial Court Improvement Fund #119 in accordance with 2ESSB 5454; and,

**WHEREAS**, the source of financial support for this new fund is to be the County's portion of the supplanted District Court Judge salaries; and,

**WHEREAS**, the Board of County Commissioners has approved a court project and finances will be necessary prior to the date the State will be remitting their portion to the county;

**THEREFORE BE IT HEREBY RESOLVED** that at this time the Current Expense Fund transfer an amount equal to approximately twenty-five percent (25%) of the District Court Judges salaries through the end of the year; and,

**BE IT FURTHER RESOLVED** that the Adams County Treasurer is instructed to transfer twelve thousand five hundred and no/100 dollars (\$12,500) from the Current Expense Fund BARS 001.099.597.12.64.01 to the Trial Court Improvement Fund #119 BARS 397.12.64.01.

**DATED** this 1<sup>st</sup> day of August, 2005.

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

ATTEST:  
s/Linda Reimer, MMC  
Clerk of the Board

**RESOLUTION NO. R-60-05**

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

**IN THE MATTER OF TRANSFERRING FUNDS FROM THE CURRENT EXPENSE  
FUND #001 TO THE EMERGENCY SERVICES FUND #106**

**WHEREAS**, funds were allocated in the Current Expense Fund #001 for the support of the Emergency Service Fund #106;

**THEREFORE BE IT HEREBY RESOLVED** that eighteen thousand seven hundred forty and no/100 dollars (\$18,740) be transferred from Current Expense Fund #001/099 BARS 597.25.60.00 to the Emergency Services Fund #106 BARS 397.25.60.00.

**DATED** this 1<sup>st</sup> day of August, 2005.

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

ATTEST:  
s/Linda Reimer, MMC  
Clerk of the Board