

## COMMISSIONERS' PROCEEDINGS

### Regular Meeting Adams County Courthouse, Ritzville

July 7, 2008  
(Monday)

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

**Present:**

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

10:01 a.m.

**Vacation of Rights-of-Way – Othello Realty's Co.'s 1<sup>st</sup> Addition to Othello**

Chairman Stevens opened the public hearing to consider the vacation of certain roads and alleys in Othello Realty Co.'s 1<sup>st</sup> Addition to Othello. Engineer Johns presented the Final Engineer's Report that stated "I find that all the proposed roads and alleys have not been formally opened to the public and have not been improved or maintained by the County." Additionally it stated "I further find that these roads and alleys are not a benefit to Adams County and I recommend vacation with the following exceptions:

1. All existing utility easement shall remain.
2. The alleys in Block 8 and 20 [are] be vacated to the adjoining property with a non-exclusive easement for all properties in their respective blocks.
3. Baker from 5<sup>th</sup> to 4<sup>th</sup> not be vacated as signatures for the vacation were not received from the adjoining property owner (Crammer).
4. As a condition of vacation of roads and alleys to petitioner Garcia that an easement of 66 feet parallel to the railroad right of way be granted across lots 14, 15 and 1 of Block 32 to Adams County for Public Road and utility purposes."

There were no members of the public present. Certain points were clarified for the Board. Chairman Stevens recessed the hearing at 10:25

a.m. to be reconvened in Othello on Wednesday, July 9, 2008, per legal notice.

10:26 a.m.

Public Works Director O'Brien reported on roads prepared for approaching harvest; on status of seal coat and fog sealing operations; and, on the condition status of the reader board used at the road project sites.

Director O'Brien addressed training that will be done for staff at the transfer stations; reviewed current hours of operation at the Bruce Transfer site and why those winter hours of operation had not changed for spring/summer; and, reviewed preliminary cost savings to the Solid Waste Fund based on retaining these hours of operation. More detailed information will be compiled in preparation for discussions at the next Solid Waste Advisory Committee meeting.

11:08 a.m.

11:12 a.m.

### **Levy Calculation**

Assessor Anderson provided explanation of the levy calculation process and high/medium/low estimates of the 2009 levy estimates given a 4% value increase; cautioning that the actual percentage increase will not be known until later this year with some details not finalized until as late as November.

11:26 a.m.

### **Recess @ 12:00**

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

3:24 p.m.

### **Integrated Health Care Services**

Commissioner Hartwig moved, Plager seconded, to *authorize the Chairman to sign the renewal application for the Mental Health license for Integrated Health Care Services (Community Counseling Services).*

**Motion carried.**

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

*2007-2011 Consolidated Contract C14938 Amendment #10 between Washington State Department of Health and Adams County increasing the contract by \$47,470 (Office of Drinking Water Group B Program for \$1,950; Tobacco Prevention & Control \$45,400; and WIC Nutrition Program \$120) for a maximum consideration of \$600,492;*

*Professional Services Network Installation Agreement between Adams County Integrated Health Care Services and Reliable Network Solution, LLC for a maximum of 80 hours of service at \$90.00/hour for the IHCS Clinical Network and Restructure Project. Motion carried.*

Director Brueske reported that Developmental Disabilities would not be filling a vacant part-time position at this time in a cost saving effort to have funds available for an August loan payment. Hours for current full time equivalent staff will be increased as needed.

Commissioner Stevens reported on the recent NCWRSN meeting.

3:42 p.m.

3:45 p.m.

#### **Public Defender Standards**

Prosecutor Flyckt and Special Deputy Prosecutor Strohmaier reviewed and discussed several drafts of a "Public Defender Standards Ordinance". Standards were previously adopted by the county under a 1990 resolution, but the Washington State Office of Public Defense recommended standards be adopted by an ordinance in their 2007 Status Report issued April, 2008. Following discussion it was agreed that following revisions and shortening of the draft ordinance length, it would be distributed to the Judges and the current Public Defenders for review and input prior to final preparation and proceeding with public hearing.

#### **Prosecuting Attorney Salary**

Commissioner Plager moved, Hartwig seconded, to *approve Resolution No. R-24-08 In the Matter of Setting the Salary of the County Prosecuting Attorney. Motion carried.*

Prosecutor salary was set effective July 1, 2008, at \$105,392; and effective September 1, 2008, at \$109,318.

Prosecutor Flyckt encouraged the Board to consider modifying the deputy prosecutor salaries so that the county could be more competitive. Flyckt reminded the Board that other previously discussed personnel issues remained on the table for a decision; and, that he would appreciate being a part of any budgetary decisions required for the 2009 budget. Chairman Stevens noted that current expense cash carryover/investments amount from June 30, 2007 to June 30, 2008 reflected a \$420,000 decrease.

The Board requested Prosecutor Flyckt to prepare the ballot language for the sales tax increase measures.

Brief discussion and review was held on the effectiveness of the code enforcement officer position.

4:50 p.m.

**Consent Agenda**

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

Preliminary minutes of June 30 and July 2, 2008

June, 2008 Payroll in the amount of \$680,453.59; and, Benefits in the amount of \$195,965.21 (Warrant # Series 512633-512852, Direct Deposit # Series 19889-20050, and Benefit/Deduction # Series 1063898-1063917)

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	082962-083009	\$ 89,643.14
103	083010-083014	\$ 11,303.27
105	083015-083017	\$ 3,272.50
106	083018	\$ 727.50
112	083019-083020	\$ 1,524.00
113	083021	\$ 108.86
502	083022-083028	\$ 2,674.53
001	1935-1940	\$ 1,121.61
115	1941-1953	\$160,252.70
401	1954-1960	\$ 2,004.22
501	1961-1966	\$ 2,465.24
590	1967-1988	\$ 14,543.92
TOTAL		\$289,641.49

**Permanent Minutes Signed**

June 23 and 25, 2008

**Correspondence Received**

Department of Ecology Water Quality Program, Elaine Snouwaert  
re: South Fork Palouse River TMDLs update

**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/Rudy Plager, Vice-Chairman  
s/Roger L. Hartwig, Commissioner

**RESOLUTION NO. R-24-08**

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

**IN THE MATTER OF SETTING THE SALARY OF THE COUNTY PROSECUTING  
ATTORNEY**

**WHEREAS**, State Senate Bill (SSB) 6297 (Chapter 309, Laws of 2008) amending RCW 36.17.020 and changing the amount of the State's contribution to the elected prosecuting attorney salaries, effective July 1, 2008; and,

**WHEREAS**, the Legislature acknowledged that the elected county prosecuting attorney functions as both a state officer pursuing criminal cases on behalf of the state and as a county officer acting as counsel for the county; and,

**WHEREAS**, the responsibilities and decisions of the elected prosecuting attorney are essentially the same in every county of Washington; and, the same high level of skill and expertise is needed in the least populous county as in the most populous county; and,

**WHEREAS**, the Legislature found that the salary of the elected prosecuting attorney should be tied to that of a Superior Court Judge; and,

**WHEREAS**, in recognition of the elected county prosecuting attorney's dual role as a State officer and County officer, former RCW 36.17.020 requires the State pay one-half

of the salary of each elected prosecuting attorney, which salary is established for each County by the respective Boards of County Commissioners of each County; and,

**WHEREAS**, the Adams County Board of County Commissioners sets the salary of the Adams County Prosecuting Attorney by resolution; and,

**WHEREAS**, under SSB 6297 (Chapter 309, Laws of 2008) the State of Washington increased the amount of the State's contribution to the salary of the elected county prosecuting attorney to one-half the annual amount of a Superior Court Judge's salary, and requires the County to continue to contribute to the salary of the elected prosecuting attorney at least the amount contributed in 2008; and,

**WHEREAS**, under RCW 2.08.092 the annual salary of a Superior Court Judge is set by the Washington Citizens' Commission on Salaries for Elected Officials – one-half of the Superior Court Judge's salary is currently \$70,489.50; on September 1, 2008, that amount shall increase to \$74,416.00; and one-half of the Prosecuting Attorney's salary for 2008 as previously set by the Board of County Commissioners is \$34,902.50;

**NOW THEREFORE BE IT HEREBY RESOLVED AS FOLLOWS:**

**Salary of the Prosecuting Attorney effective July 1, 2008 - \$105,392**

**Salary of the Prosecuting Attorney effective September 1, 2008 - \$109,318**

**DATED** this 7<sup>th</sup> day of July, 2008.

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

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