

COMMISSIONERS' PROCEEDINGS

Adams County Courthouse
Ritzville, Washington
Regular Meeting

October 1, 2012
(Monday)

Call to Order @ 8:30 a.m.

Present:

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

Central Services

Director Boness discussed various technology matters within the county including installation of Wi-Fi, cell phones, iPads, and laptops; and, accessibility costs for various applications and use thereof.

[9:59:46 AM](#)

Public Works

The Board **by consensus authorized filling the maintenance position vacancy within the Othello shop.**

Courthouse Roof

Commissioner Stevens moved, Hartwig seconded, to *award the bid for replacing the Courthouse roof to MG Wagner Co., Inc., Yakima, as low bidder based on review and recommendation of Architect Paul Coppock, DOH Associates and County Engineer Scott Yaeger in the amount of \$77,202 plus tax.* **Motion carried.**

The Notice of Award to MG Wagner Co., Inc. was executed by Chairman Plager.

Bridge Inspection Report

County Engineer Yaeger reviewed the 2011 Bridge Inspection Report as required under WAC 136-20-060 noting inspections, high cost bridge inspections, accomplishments, and future plans and recommendations.

Public Works Director O'Brien noted that five (5) of the departmental staff recently completed the re-certification process conducting bridge inspections.

Washtucna Walking Path

Engineer Yaeger presented an "estimated cost report" for the Town of Washtucna Pioneer Walking Path Project, that portion of the path from the barrage area by the football field north to North Street then west along North Street to Main Street. Following discussions with the Mayor and Cliff Plumb, along with Council approval on September 12, 2012, the estimated cost for the project is \$30,124 with the contingency that the County required a copy of the recorded easement for the placement of the path on private property before any county work was performed and before any reimbursement of costs was provided by the county from Fund #110.

Commissioner Hartwig moved, Stevens seconded, to *approve proceeding with the Pioneer Walking Path Project extension at a cost of \$30,124 based on the recommendation from the County Engineer contingent upon compliance by the Town of Washtucna to secure and then copy the County with the recorded private property easement document(s).* **Motion carried.**

[10:57:36 AM](#)

[11:02:03 AM](#)

Northland Cable Television Franchise

Chairman Plager opened the public hearing on the Northland Cable Television Franchise extension at 11:02 a.m.

There were no members of the public in attendance. Press from the Ritzville Journal was present.

The Board reviewed the terms of the extension and acknowledged the quarterly receipt of franchise payments to the County. General Manager Jon Ulrich in an e-mail dated September 13, 2012 reported that Northland's legal department had reviewed the document and had no problems with it as written.

Chairman Plager closed the hearing at 11:05 a.m.

Commissioner Hartwig moved, Stevens seconded, to *approve Ordinance No. O-02-2012 An Ordinance Renewing the Cable Television Franchise for Northland Cable Television, Inc.* Motion carried.

[11:06:20 AM](#)

Recess @ 12:00

Reconvene @ 1:00 p.m.

[1:31:32 PM](#)

FRP Financial

Joy and Michael Otis presented 2013 renewal rates received from Aetna. Rates reflect a 4% increase, down from the original proposal of 11% submitted by Aetna. The renewal quote reflected the mandatory Health Care Reform plan change for Women's Health. It also includes Aetna's Enhanced Wellness Package at no additional cost. The Board will review the specific details before officially accepting the complete renewal package and setting open enrollment dates.

[2:01:06 PM](#)

Consent Agenda

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

Preliminary minutes of September 24 and 26, 2012

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	125701-125719	\$ 4,034.85
103	125720-125721	\$ 561.00
104	125722-125730	\$ 7,385.95
112	125731	\$ 143.25
117	125732-125733	\$ 867.66
123	125734-125735	\$ 3,924.00
166	125736-125737	\$ 315.40
502	125738	\$ 54.06
001	1626-1627	\$ 930.05
108	1628	\$ 31,125.30
115	1629-1638	\$ 4,085.40

321	1639-1640	\$ 2,751.28
401	1641-1648	\$ 24,885.97
501	1649-1651	\$ 713.54
590	1052-1670	\$ 95,725.53
TOTAL		\$177,503.24

**Resolution No. R-40-2012 In the Matter of Transferring Funds
from the Capital Improvement Fund #321 to Adams County Fair Fund
#108**

Permanent Minutes Signed

September 17 and 19, 2012

Adjournment @ 4:30 p.m.

Submitted:

s/Linda Reimer, MM
Clerk of the Board

Edited and Approved:

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

RESOLUTION NO. R-40-2012

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

**IN THE MATTER OF TRANSFERRING FUNDS FROM THE CAPITAL IMPROVEMENT
FUND #321 TO ADAMS COUNTY FAIR FUND #108**

WHEREAS, funds were allocated in the Capital Improvement Fund #321 for the
Fairground electrical upgrades by the Adams County Fair Fund #108;

THEREFORE BE IT HEREBY RESOLVED that fifteen thousand five hundred sixty-three
and no/100 dollars (\$15,563) be transferred from Capital Improvement Fund #321 BARS
597.73.63.01 into the Adams County Fair Fund #108 BARS 397.18.30.00.

DATED this 1st day of October, 2012.

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

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

ORDINANCE NO. O-02-2012

**AN ORDINANCE RENEWING THE CABLE TELEVISION FRANCHISE FOR
NORTHLAND CABLE TELEVISION, INC.**

**BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF ADAMS COUNTY,
WASHINGTON, as follows:**

SECTION 1

On October 22, 1981, the County, by Ordinance No. 115-81 granted to Sammons Communications of Washington, Inc., a franchise to construct, operate, maintain, repair, replace, upgrade and rebuild a cable system for the provision of cable television, video programming and other programming and related services in the County

By Consent Resolution Authorizing the Transfer of Cable Television Franchise and the Assignment of the Assets and the Franchise as Collateral, adopted by the County on May 8, 1995, the County consented to (i) the assignment and transfer of the Franchise from Sammons to Marcus Cable Associates, L.P., or at Marcus' election, to any affiliated entity controlling, controlled by or under common control with Marcus, and (ii) the collateral assignment by Marcus, at any time and from time to time.

By Consent Resolution Authorizing the Transfer of Cable Television Franchise and the Assignment of the Assets and the Franchise as Collateral No. R-91-96, the County consented to (i) the assignment and transfer of the Franchise from Marcus to Northland Cable Television, Inc., and (ii) the collateral assignment by Northland, at any time and from time to time. By Assignment and Assumption of Franchise deemed effective as of October 11, 1996, between Marcus and Northland, Marcus assigned and transferred all of its right, title and interest in and to the Franchise to Northland.

By letter dated September 29, 1997, the County formally extended the term of the Franchise effective October 23, 1996 until such time as the County provided a fully-executed franchise renewal ordinance. By Ordinance No. O-04-98 approved and adopted by the County on April 20, 1998, the County (i) extended the term of the Franchise for ten (10) years commencing November 1, 1997 and expiring October 31,

2007; provided, however, if on or prior to October 31, 2007, the County had not notified Northland in writing that Northland was not in material compliance with the terms and conditions of the Franchise, the term of the Franchise would automatically be further extended for an additional five (5) year period, commencing November 1, 2007, and expiring October 31, 2012, and (ii) amended Section 14 of the Franchise to allow Northland to assign the Franchise from time to time to its lender(s) for security purposes only and to its affiliates(s).

By letter dated December 1, 2004, acknowledged and agreed to by the County on December 13, 2004, the County agreed to grant the additional five (5) year extension of the Franchise for the period commencing November 1, 2007 and expiring October 31, 2012.

By letter dated November 20, 2009 the County was timely notified of Northland's intent to renew the Franchise pursuant to federal law. The County, after due consideration of Northland's renewal request and following public hearings on the matter, has determined it is appropriate and in the best interest of the residents of the County to grant such renewal.

SECTION 2

The term of the Franchise is hereby extended for a period of fifteen (15) years, commencing November 1, 2012 and expiring October 31, 2027.

SECTION 3

Except as specifically set forth in this Ordinance and each of the documents referenced in Section 1 of this Ordinance, the Franchise shall remain in full force and effect in accordance with its terms.

APPROVED and **ADOPTED** this 1st day of October, 2012.

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

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