

COMMISSIONERS' PROCEEDINGS

Adams County Courthouse
Ritzville, Washington
Regular Meeting

August 31, 2015
(Monday)

Call to Order @ 8:30 a.m.

Present:

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

[10:02:34 AM](#)

Public Works

Director O'Brien and Engineer Yaeger provided the weekly update on:

- Road Maintenance
- Solid Waste
- Fairgrounds (reported damage during an event noting the damage deposit will not be returned to the party renting the facility)
- Downstairs office remodel
- McManamon Road Bridge Project (reported a letter to the Bureau of Reclamation requesting Article 9 approval will be sent out today)
- Marcellus Road Project (reported on the process of securing certain rental equipment with a tentative project start date of September 28, 2015)
- Personnel (reported the Ritzville Maintenance Worker 1 was filled from an internal transfer and received consensus approval to post and fill the current vacancy. A solid waste position remains vacant.

[10:30:11 AM](#)

[10:59:10 AM](#)

Appointment of Dale J. Wagner as Acting Adams County Sheriff

Prosecutor Flyckt noted the following for the record:

- The Board was advised of the upcoming vacancy in the Office of the Adams County Sheriff with the retirement notification received from John Hunt dated June 22, 2015, stating an effective date of August 31, 2015.
- Following the retirement of Sheriff Hunt, the Office of Adams County Sheriff will become vacant as of 12:00 a.m. on September 1, 2015.
- The Board of Commissioners will not be in regular session until September 2, 2015 and this would result in the Office of Sheriff

- being vacant and unfilled unless the Adams County Coroner assumed the duties of the position pursuant to RCW 36.24.010.
- RCW 39.16.115 gives the Board of Commissioners the authority to appoint an acting official for a period of up to sixty (60) days pending the full appointment of Adams County Sheriff pursuant to RCW 36.16.110. The appointment of acting Sheriff carries all responsibilities and duties of the elected official.
- An appointment pursuant to RCW 36.16.115 does not affect the full appointment pursuant to the constitutional process the Board of Commissioners will undertake within sixty (60) days. Further, by making this appointment, the Board is in no way making a political statement as to who the constitutional appointee will be in the near future.

In consideration of the stated circumstances, and to insure continuity of leadership and operations of the Sheriff's Department, **Board consensus was to appoint Dale J. Wagner as acting Adams County Sheriff pursuant to RCW 36.16.115 effective at 12:00 a.m. on September 1, 2015.** A formal resolution will follow.

[11:13:38 AM](#)

Interlocal Agreement with City of Othello

A review of the Interlocal Agreement between the City of Othello and Adams County regarding RCW 39.34.180 was conducted on August 26, 2015 pursuant to Section 4.3 (D) of the Agreement, dated January 18, 2011.

Recess @ 12:00

Reconvene @ 1:00 p.m.

Appointment of Dale J. Wagner as Acting Adams County Sheriff

Commissioner Marshall moved, Stevens seconded, to ***approve Resolution No. R-023-2015 In the Matter of Appointment of Acting Sheriff and Setting Salary of Same.*** Motion carried.

Dale J. Wagner was administered the Oath of Office by Judge Steve Dixon.

[3:29:03 PM](#)

Resolution No. R-021-2015

Commissioner Marshall moved, Stevens seconded, to ***approve Resolution No. R-021-2015 In the Matter of Rescinding Resolution No. R-013-2015: Establishing IGS Project No. #ERP-799, Crush and***

Stockpile Mineral Aggregate for Road Maintenance in the Marcellus Crushing Site #17 in Conjunction with the Marcellus Road Project CRP-172. Motion carried.

Resolution No. R-022-2015

Commissioner Marshall moved, Stevens seconded, to **approve Resolution No. R-022-2015 In the Matter of Crushing and Stockpiling Mineral Aggregate. Motion carried.**

Collective Bargaining Agreement Between Adams County and Washington State Council of County and City Employees, AFSCME Local 1374-C/Corrections AFL-CIO Council 2

Commissioner Stevens moved, Marshall seconded, to *approve the Collective Bargaining Agreement Between Adams County and Washington State Council of County and City Employees, AFSCME Local 1374-C/Corrections AFL-CIO Council 2. Motion carried.*

Consent Agenda

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

Preliminary minutes of August 24 and 26, 2015

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	158077 – 158100	\$ 18,996.20
103	158101	\$ 1,454.25
104	158102 – 158122	\$ 12,299.68
106	158123 – 158128	\$ 4,805.40
112	158129	\$ 341.00
114	158130	\$ 28.73
117	158131 – 158136	\$ 2,208.93
119	158137 – 158138	\$ 8,609.38
122	158139 – 158144	\$ 2,293.67
123	158145 – 158148	\$ 3,155.00
130	158149	\$ 694.98
131	158150 – 158151	\$ 1,025.32
3231	158152	\$ 817.50
502	158153 – 158154	\$ 13,483.33
108	1674 – 1677	\$ 1,296.02

115	1678 – 1688	\$ 6,797.79
321	1689	\$ 186.22
401	1690 – 1699	\$ 10,686.73
501	1700 – 1705	\$ 1,276.26
590	1706 – 1730	\$ 79,536.58
	TOTAL	\$169,992.97

[3:32:25 PM](#)

Permanent Minutes Signed

August 10 and 12, 2015
August 17 and 19, 2015

Correspondence Received

Kelly Collins, Director of Local Audit, Washington State Auditor's Office re: Auditor's Office Billing for the 2013 Federal/Financial Audit
Notice of Marijuana License Application re: Green Squared, 1199 W. Cunningham Road, Othello

Adjournment @ 3:45 p.m.

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

Edited and Approved:

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

RESOLUTION NO. R-021-2015

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

IN THE MATTER OF RESCINDING RESOLUTION NO. R-013-2015: ESTABLISHING IGS PROJECT NO. ERP-799, CRUSH AND STOCKPILE MINERAL AGGREGATE FOR ROAD MAINTENANCE IN THE MARCELLUS CRUSHING SITE #17 IN CONJUNCTION WITH THE MARCELLUS ROAD PROJECT CRP-172.

WHEREAS, Resolution R-013-2015 established ERP-799 for crushing aggregate for County maintenance in conjunction with the Marcellus Road Project CRP-172, which was

not awarded due to being 159% over the Engineers Estimate and that there is not sufficient funding available; and

WHEREAS, it is necessary to rescind Resolution R-013-2015 and establish ERP-799, 2015 – 2016 County Wide Crushing Project to crush and stockpile mineral aggregate for road maintenance in various county sites by Resolution R-022-2015; and,

THEREFORE BE IT HEREBY RESOLVED that Resolution R-013-2015 is hereby rescinded and replaced with Resolution R-022-2015.

DATED this 31st day of August, 2015.

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

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

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ADAMS COUNTY,
WASHINGTON

Crushing and Stockpiling)
IGS Project)
In the matter **Mineral Aggregate**) **Resolution No. R-022-2015**
No. **ERP-799**)

IT IS HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS that it is their intention to **crush and stockpile mineral aggregate for road maintenance in various county sites.**

Length of Project N/A miles. Width of Roadbed N/A feet. Surface
 N/A feet.
Type and depth of Surfacing: **N/A**
Estimated date of beginning: **July, 2015**
Estimated date of completion: **April, 2016**

BE IT FURTHER RESOLVED that the foregoing proper road fund is hereby appropriated the sums in the following detail.

	County Road Fund	
	IGS	Total
Preliminary Engineering	\$ 15,000	\$15,000
Right of Way		
<u>Items of Work</u>		
Contract	\$650,000	\$650,000
Construction Engineering	<u>\$ 45,000</u>	<u>\$ 45,000</u>

Total \$710,000 \$710,000

The county road purpose herein described is HEREBY DECLARED to be a public necessity and the County Road Engineer is HEREBY ORDERED AND AUTHORIZED to report and proceed thereon as by law provided.
BE IT FURTHER RESOLVED that this purpose to be performed by **contract** in accordance with the Standard Road and Bridge Specifications of the State of Washington as adopted by this Board.

Adopted this 31st day of August, 2015.

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

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

RESOLUTION NO. R-023-2015

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

IN THE MATTER OF APPOINTMENT OF AN ACTING SHERIFF AND SETTING SALARY FOR SAME

WHEREAS, the Adams County Board of Commissioners received notification of resignation, dated June 22, 2015, of the Adams County Sheriff effective August 31, 2015; and

WHEREAS, the office of Adams County Sheriff shall become vacant as of 12:00 a.m. on September 1, 2015; and,

WHEREAS, RCW 36.16.115 authorizes a Board of County Commissioners to appoint an acting official to serve in the case of a vacancy in an elective county office for a period of up to sixty (60) days pending a full appointment pursuant to RCW 36.16.110 and applicable provisions of the Washington Constitution; and,

WHEREAS, appointment of an acting Sheriff pursuant to RCW 36.16.115 will ensure continuity and continuation of law enforcement operations for the citizenry of Adams County; and,

THEREFORE BE IT RESOLVED that Dale J. Wagner, a duly certified Washington peace officer, is hereby appointed Acting Sheriff of Adams County, effective 12:01 a.m., September 1, 2015, for a period not to exceed sixty (60) days pending the filling of the vacant office pursuant to RCW 36.16.110; and,

BE IT FURTHER RESOLVED, that the salary of Dale J. Wagner as the Acting Sheriff of Adams County is hereby set equal to the Sheriff's salary as determined by the Adams County Citizens Commission on Salaries for Elected Officials.

DATED this 31st day of August, 2015.

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

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