

BOARD OF YAKIMA COUNTY COMMISSIONERS

Weekly Agenda Meeting

Tuesday, May 5, 2009 at 10:00 AM

City Council Chambers, 129 North 2nd Street, Yakima, Washington

- **PRESENT:** Chairman J. Rand Elliott, Commissioner Michael D. Leita, Commissioner Kevin J. Bouchey, Legal Counsel Terry Austin, Deputy Clerk of the Board Tiera L. Girard.
- **PROCLAMATION:** Public Services: Building and Fire Safety Week – May 3 through 9, 2009 “Where you Live, Work and Play” - - Jakki MacLean (See Attached)
- **PROCLAMATION:** Human Services: May 7th as National Children’s Mental Health Awareness Day for Yakima County - - Kimberlee Tully (see attached)
- **PROCLAMATION:** Aging & Long Term Care: May 2009 as Older Americans Month in Yakima County - - Lori Brown (see attached)
- **PUBLIC COMMENT: Jay Wildgen** - I came here today to address you on behalf of the Yakima Valley Lodging Association and express our opinions as to the use of the funds from the double dip sales tax that I know you have had a number of meetings over the last several weeks regarding. I have drafted a letter on behalf of the association and I would simply like to read that to you and I would be happy to reply to them. We will also send a copy of this letter to each of you in the mail today. (See attached)
- **CONSENT ITEMS:** Approved as presented.

DEPARTMENT	ITEM	DESCRIPTION	ACTION
PUBLIC SERVICES Vern Redifer, Director	Reso 211-2009	In the Matter of Amending Resolution 290-2009 to Add Directive for Collection of Code Enforcement Fees and Cost in Connection With COD2008-225 and COD2008-316 Ozuna:	APPROVED
	Reso 212-2009	In the Matter of Amending Resolution 291-2009 to Add Directive for Monetary Penalties in Connection with COD2008-225 and COD2008-316 Ozuma:	APPROVED
	Reso 213-2009	In the Matter of Authorizing Advertisement of Bids for Asphalt Overlay of Terrace Heights Drive from Milepost 0.94 to Milepost 1.93; #C3324:	APPROVED
	Reso 214-2009	In the Matter of Setting a Public Hearing Date for Liberty Dairy for a Franchise to Construct, Operate and Maintain an Irrigation Pipe In, Along, Over and Under North Liberty Road in Yakima County; Franchise 14-2009; <i>Tuesday May 26, 2009 at 10:30 a.m.:</i>	APPROVED
	Reso 215-2009	In the Matter of Vacating Certain Unopened Deeded Right-of-Way Lying East and North of Sole Road as Shown in Book “M” of Short Plats, Page 97:	APPROVED
	Reso 216-2009	In the Matter of Authorizing Advertisement for Bids for Improving a Portion of Chaffee Road from Maple Grove Road to Scoon Road and Improving a Portion of Scoon Road from Williamson road to Chaffee Road; C2701:	APPROVED
	Reso 218-2009	In the Matter of Authorizing Advertisement for Bids for Improving a Portion of Nile Road; C2892:	APPROVED
	Agreement	Execute the Agreement with Foremost Pump and Well Services, LLC for Pump Replacement and Water System Repairs and Maintenance at the Cheyne Landfill:	APPROVED
	Agreement	Execute the Interlocal Agreement with City of Yakima for Laboratory Services:	APPROVED

DEPARTMENT	ITEM	DESCRIPTION	ACTION
PUBLIC SERVICES Vern Redifer, Director	Agreement	Execute the Rural Arterial Program Project Agreement for Construction Proposal with State of Washington County Road Administration Board for North Meyers Road:	APPROVED
	Agreement	Execute the Interlocal Agreement with City of Moxee for STP Funding for Naches-Tieton Road:	APPROVED
	Agreement	Execute Amendment No. 1 to the Memorandum of Agreement with Yakama Nation, USDA Rural Development and Indian Health Services for Construction of the Parker Water System:	APPROVED
	Agreement	Execute Amendment No. 2 to Professional Services Agreement with URS Corporation to Provide for Compost Feasibility Study for Inclusion in the Solid Waste Management Plan:	APPROVED
COMMISSIONERS J. Rand Elliott, Chairman	Voucher/Warrant	Certification of Claims Clearing Warrant No. 521209 through 522167 in the Amount of \$3,861,020.47:	APPROVED
CORPORATE COUNSEL Terry Austin, Chief Civil Deputy Prosecuting Atty	Agreement	Execute Amended Development Agreement with Columbia Ready-Mix:	APPROVED
SHERIFF Ken Irwin, Sheriff	Agreement	Execute Renewal Agreement with US Forest Service; #09-LE-11061700-021:	APPROVED
HUMAN RESOURCES Linda Dixon, Director	Reso 219-2009	In the Matter of Additions/Changes to Budgeted Positions in Dept. 010, Department of Property Assessment; and Fund 450, Public Services – Permit Services:	APPROVED
PURCHASING Rhonda Counts, Interim Agent	Agreement	Execute Renewal Agreement with Action Towing for Sheriff's Office Needs:	APPROVED
HUMAN SERVICES Steve Hill, Director	Agreement	Execute Professional Services Agreement with Ohana Coaching LLC; #OC SOC 09:	APPROVED
	Agreement	Execute Professional Services Agreement with Francisca's Interpreting Services to Provide Translation and Interpreting Services; #FIS SOC 09:	APPROVED
TREASURER Ilene Thomson, Treasurer	Reso 220-2009	In the Matter of Authorizing an Ad for Proposals for Professional Services to Obtain Title Reports for the 2009 Real Property Foreclosure Case:	APPROVED

• **REGULAR AGENDA:**

DEPARTMENT	ITEM	DESCRIPTION	ACTION
PUBLIC SERVICES Vern Redifer, Director	Reso 217-2009	In the Matter of Awarding the Naches Rail Line Salvage Purchase; NR3298: <i>Gary Ekstedt presented. Successful bidder is purchasing the right to salvage the track and railroad materials off of the line.</i>	APPROVED
CORPORATE COUNSEL Terry Austin, Chief Civil Deputy Prosecuting Atty	Reso 221-2009	In the Matter of Settling Claim 18-2009 Filed by Jerry Johnson: <i>Denies claim \$19.05. Records show commissary items did not come with him from Auburn.</i>	APPROVED

DEPARTMENT	ITEM	DESCRIPTION	ACTION
CORPORATE COUNSEL Terry Austin, Chief Civil Deputy Prosecuting Atty	Reso 222-2009	In the Matter of Settling Claim 21-2009 Filed by Pacific Power: Approves claim \$3,180.62 to replace guide pole damaged by county road grader.	APPROVED

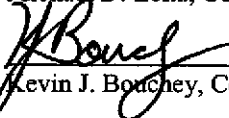
Approved this 19th day of May 2009.



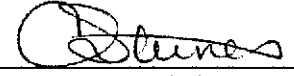
 J. Rand Elliott, Chairman



 Michael D. Leita, Commissioner



 Kevin J. Bouchey, Commissioner



 Christina S. Steiner, Clerk of the Board

**BOARD OF YAKIMA COUNTY COMMISSIONERS
PUBLIC HEARING**

Date: May 5, 2009
Re: **FRANCHISE 12-2009: BUREAU OF INDIAN AFFAIRS**
Time: 10:30 A.M.
Location: City Council Chambers, 129 North Second St, Yakima, Washington
Present: Chairman J. Rand Elliott
Commissioner Michael D. Leita
Commissioner Kevin J. Bouchey
Legal Counsel Terry Austin
Deputy Clerk of the Board Tiera L. Girard

Record of Proceedings

Alan Adolf, Senior Transportation Planner – The Bureau of Indian Affairs – Wapato Irrigation Project submitted a franchise application on March 28, 2009. The Irrigation Project will be extending an irrigation line across Wierman Road. Yakima County has reviewed the application and recommends approval of the franchise.


Rand Elliott – This is a public hearing and this is the opportunity for the public to come forward and comment on this request. Hearing and seeing none I will close the public hearing.

All three Commissioners in favor of Franchise 12-2009 for Bureau of Indian Affairs.

Approved this 19th day of May 2009.



J. Rand Elliott, Chairman



Michael D. Leita, Commissioner



Kevin J. Bouchey, Commissioner



Christina S. Steiner, Clerk of the Board

PROCLAMATION

WHEREAS, through our continuing efforts to address critical safety issues in the built environment that affect our citizens, regardless of age or occupation, both in everyday life and in times of natural disaster, we are confident that our structures are safe and sound; and,

WHEREAS, vigilant guardians-building safety and fire prevention officials, architects, engineers, builders and others in the construction industry-work year-round to ensure the safe construction of buildings; and,

WHEREAS, these dedicated members of the International Code Council develop and implement the highest-quality codes to protect Americans in the buildings where we live, learn, work and play; and,

WHEREAS, the International Codes, the most widely adopted building safety and fire prevention codes in the nation, are used by most U.S. cities, counties and states; these modern building safety codes also include safeguards to protect the public from natural disasters such as hurricanes, snowstorms, tornadoes, wildland fires and earthquakes; and,

WHEREAS, Building Safety Week, sponsored by the International Code Council, reminds the public about the critical role of our communities' largely unknown guardians of public safety—our local code officials—who help prevent countless fires and accidents; and,


WHEREAS, the theme, "Building Safety: Where You Live, Work and Play," encourages all Americans to raise awareness of the importance of building safety; green and sustainable building, pool, spa and hot tub safety; and new technologies in the construction industry; it presents appropriate steps everyone can take to ensure that the places where we live, learn, work and play are safe, and that countless lives have been saved due to the implementation of safety codes by local and state agencies; and,

WHEREAS, this year, as we observe Building Safety Week, we ask all Americans to consider projects to improve building safety at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments and federal agencies in protecting lives and property; now, therefore,

BE IT HEREBY PROCLAIMED by the Board of County Commissioners of Yakima County, Washington, that the week of May 3 through May 9, 2009 be and hereby is,

BUILDING SAFETY WEEK

Signed and sealed this 5th day of May, 2009.



J. Rand Elliott, Chairman



Michael D. Leita, Commissioner



Kevin J. Bougher, Commissioner

Proclamation

WHEREAS, addressing the complex mental health needs of children, youth, and families today is fundamental to the future of Yakima County; and

WHEREAS, the need for comprehensive, coordinated mental health services for children, youth, and families places upon our community a critical responsibility; and

WHEREAS, it is appropriate that a day should be set aside each year for the direction of our thoughts toward our children's mental health and well-being; and

WHEREAS, Yakima Valley Youth and Family Coalition, through its unique approach to serving children and adolescents, is effectively caring for the mental health needs of children, youth, and families in our community; now, therefore,

BE IT HEREBY RESOLVED the Board of Yakima County Commissioners does hereby proclaim May 7, 2009 to be

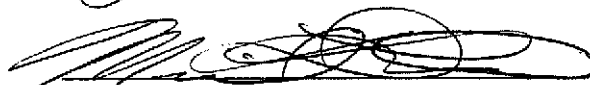
National Children's Mental Health Awareness Day

and urge our citizens and all agencies and organizations to wear a green ribbon to show their support of this day. We ask that all who are interested in meeting every child's mental health needs unite on this day in observance of the fundamental necessity of a year-round program for children and youth with mental health needs and their families.

BOARD OF YAKIMA COUNTY
COMMISSIONERS



J. Rand Elliott, Commissioner



Michael D. Leita, Commissioner

Attest:

Christina S. Steiner, Clerk of the Board



Kevin J. Bouhey, Commissioner
*Constituting the Board of County Commissioners
for Yakima County, Washington*

Living Today
for a Better Tomorrow
OLDER AMERICANS MONTH MAY 2009

WHEREAS, *Yakima County* is a community in which 39,392 citizens age 60 and over make their home; and

WHEREAS, older adults in *Yakima County* and throughout the nation are an increasing population with evolving needs; and

WHEREAS, older Americans are valuable members of our society who enhance our communities and personal lives; and

WHEREAS, the increasing number of baby boomers reaching traditional retirement age highlights the need for increased support of older adults; and

WHEREAS, our older citizens of today and tomorrow promise to be among the most active and involved older adult populations in our nation's history; and

WHEREAS, it is the responsibility of this and all U.S. communities to work collaboratively to address older adults' unique health and long-term care challenges; and

WHEREAS, it is crucial that communities modernize systems of care to help empower older Americans and give them more control over their own lives; and

WHEREAS, communities can improve older citizens' overall quality of life by helping them:

- Make behavioral changes in their lifestyles that can reduce the risk of disease, disability, and injury;
- Obtain the tools they need to make informed decisions about, and gain better access to, existing health and long-term care options in their communities;
- Have more options to avoid placement in nursing homes and remain at home as long as possible.

~~NOW THEREFORE, WE,~~ **The Yakima County Board of Commissioners** do hereby proclaim *May 2009* to be **Older Americans Month** and urge everyone to take time this May to honor our older adults and the professionals, family members, and citizens who care for them. Our efforts can improve the lives of our older citizens and help pave the way for future generations.

Dated this 5 day of May 2009



J. Rand Elliott, Chairman



Michael D. Leita, Commissioner



Kevin Bouche, Commissioner

Yakima Valley Lodging Association

401 E Yakima Ave
Yakima, WA 98901

RECEIVED
Yakima County Commissioners

MAY 11 2009

1st _____ 2nd _____ 3rd

May 4, 2009

SENT TO EACH CMR

Commissioner Elliott
Yakima County
128 N. 2nd Street
Yakima, WA 98901

Dear Commissioner Elliott:

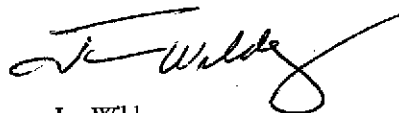
We appreciate the time and effort that you have devoted to establishing and following a process to determine which projects to fund with the sales tax revenues generated by overnight stays that normally would go to the state. The purpose of this letter to make collective opinions of the members of the Yakima Valley Lodging Association known regarding the use of the "double dip" funds collected in Yakima County.

We believe that the main criteria used should be an appropriate capital investment in a facility that truly and quantifiably generates overnight stays which in turn will ensure the "long term viability" of the fund as stated in the RCW statute. By weighting the "Heads in Beds" criteria as a 10 compared to ROI as an 8, Structural as a 6 and Historical as a 3 it would appear as though the process acknowledges this belief. That being said, it appears as though the ratings assigned were more subjective than they should be to make the best decisions.

One of our concerns is that the State Fair Park projects appear to be rated by each individual building instead of the individual projects within that building which was the case for all of the other requests. Consequently all of the projects in Pioneer Hall and the Modern Living building had "Heads in Beds" ratings of 6 while the individual projects in the Yakima Convention Center ranged from a high of 6 to a low of 3 and Seasons ranged from 5 to 4 for the projects that remain on the potentially approved lists. The same pattern exists for the other heavily weighted criteria of Return on Investment. We believe that rating the individual projects within each of the State Fair Park buildings would have resulted in a different ranking initially and subsequently would have altered the final proposed list.

Our overall desire is for the funding of projects that will best maintain the integrity of the fund in order to ensure that the amount available is at least at the projected \$5,000,000 million level or above. Thank you for investing in facilities that will make a difference to tourism and for taking the time to consider our opinions.

Sincerely,



Jay Wildgen
President
Yakima Valley Lodging Association