

## MINUTES

### BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting  
Tuesday, September 22, 2020, 9:00 a.m.

*Meeting provided by Video Live-Broadcast and Telephonically*

**Present:** Chairman James Beaver  
Commissioner Jerome Delvin (via/WebEx)  
Commissioner Shon Small (via/WebEx)  
County Administrator Jerrod MacPherson  
Clerk of the Board Cami McKenzie

**Benton County Employees Present During All or a Portion of the Meeting:** Deputy County Administrator Matt Rasmussen; Robert Heard, IT Manager; Adam Fyall, Sustainable Development Manager; Cristina Woods, Public Works (via/WebEx); PA Andy Miller; DPA Stephen Hallstrom; Finance Manager Linda Ivey.

#### Approval of Minutes

The Minutes of September 15, 2020 were approved.

#### Review Agenda

No changes were made to the agenda.

#### Consent Agenda

**MOTION:** Commissioner Small moved to approve the consent agenda items “a” through “n”, Commissioner Delvin seconded and upon vote, the Board approved the following:

#### Auditor

- a. Line Item Transfer, Fund No. 0111-101, Dept. 000
- b. Line Item Transfer, Fund No. 0000-101, Dept. 102

#### Human Resources

- c. Changing the Jail Captain Classification Description to a Jail Commander Classification Description
- d. Updated 2020 Managers’ and Administrators’ Salary Schedule Updating Title of Jail Captain to Jail Commander
- e. Line Item Transfer Reflecting Title Change From Jail Captain to Jail Commander

#### Juvenile

- f. Agreement w/State of WA Administrative Office of the Courts for Support of CASA Programs

- g. Amendment No. 2 w/Career Path Services for Employment Training
- h. Line Item Transfer, Fund No. 0115-101, Dept. 171

**Public Works**

- i. Amendment No. 1 w/WA State Department of Ecology for Construction Costs; Amending Resolution 2019-606
- j. Forgiving Loan to ER&R Fund From Capital Improvement Fund
- k. Purchase of Guardrail, Terminals, Cable & Components from Coral Sales Company
- l. Contract for On-Call Right-of-Way Services w/Epic Land Solutions

**Sheriff**

- m. Purchase of Radar Equipment From Kustom Signals
- n. Agreement w/Lexipol for Use of Subscription Material on Policy Manuals & Training Bulletins

**Public Hearing – Franchise Renewal with City of Richland**

Cristina Woods, Public Works, via/WebEx, presented the application for the City of Richland to renew a Franchise Order and Agreement for a water, sewer, stormwater, electrical, facilities and systems within Benton County right of way. She said the Public Works Department recommended approval subject to the six conditions listed on the report.

As no one called in to the public comment line, public testimony was closed.

**MOTION:** Commissioner Delvin moved to approve the Franchise Order and Agreement with City of Richland, subject to the six items listed in the report to the Commissioners. Commissioner Small seconded and upon vote, the motion carried.

**Public Comment**

None.

**Position Request in the Prosecuting Attorney’s Office**

Andy Miller requested the Board authorize him to fill the receptionist position (Legal Secretary II), which will be vacated on September 30, 2020. PA Miller indicated it was an extremely important position as it was the first point of contact for victims, witnesses, law enforcement, defense attorneys and members of the public, among other duties.

**MOTION:** Commissioner Small moved to approve Position 1794, Legal Secretary II, in the Prosecuting Attorney’s Office, to be posted and filled. Commissioner Delvin seconded and upon vote, the motion carried unanimously.

**Federal Recognition Support of the Sto;lo First Nations Tribe of Kennewick**

Adam Fyall presented the Resolution supporting federal recognition of the Sto;lo First Nations Tribe of Kennewick. He said Benton County was approached by Cynthia and Wayne Daily of Kennewick regarding an effort they have been working on for years. Ms. Daily is a member of

the Sto;lo First Nations Tribe in Canada, and is seeking legal recognition of a branch of that tribe in the United States. It is not currently a recognized Native American nation, tribe, or band in the U.S. at the federal or state level.

**MOTION:** Commissioner Small moved to approve the Resolution in support for federal recognition of the Sto;lo First Nations Tribe of Kennewick as presented. Commissioner Delvin seconded and upon vote, the motion carried.

## **Other Business**

### **Budget Update**

Linda Ivey said the departments submitted their revenues and expenditures, it was uploaded into Eden, and the preliminary baseline for Current Expense was \$5.2 million of expenditures over revenue. Additionally, there were \$3.2 million in new requests over baseline. She said they would be presenting in two weeks with an updated number because they were still waiting on property tax, sales tax, BI-PIN, etc. but expected the County was going to have a very challenging budget process.

The Board discussed sending out the message to elected officials to try and show restraint on spending during the remaining 2019-2020 budget.

### **Executive Session – Grievance Proceedings**

Mr. MacPherson announced at 9:17 a.m. the Board would be going into executive session for up to 20 minutes to discuss the plan, strategy or position to be taken during grievance proceedings. The Board briefly recessed to reconvene in the Executive Conference Room.

The Board went into executive session at 9:20 a.m. for up to 20 minutes with DPA Stephen Hallstrom to discuss the plan, strategy or position to be taken during grievance proceedings. Present were Chairman Beaver, Commissioners Small and Delvin (via/teleconference), Jerrod MacPherson, Matt Rasmussen and Cami McKenzie. The Board came out of executive session at 9:34 a.m. and briefly recessed to reconvene back in the Commissioners' Conference Room.

The Chairman announced that no decisions were made in executive session.

**MOTION:** Commissioner Delvin moved to approve and sign the letter in response to the Sheriff's Deputy Guild regarding a grievance. Commissioner Small seconded and upon vote, the motion carried.

## **Payroll**

Check Date: 09/15/2020

Payroll Draw Checks

Warrant #: 242789

Direct Deposit #: 156183-156352

Total all funds: \$121,748.15

Payroll Draw Deductions/Transfers

Taxes #: 101200912

Total all funds: \$36,883.23

## **Accounts Payable**

Check Date: 09/18/2020

EFT #: 1427-1430

Transfers #: 09182001-09182009

Total all funds: \$744,863.92

Warrants #: 209761-209990

Total all funds: \$3,459,523.30

## **Resolutions**

2020-645: Line Item Transfer, Fund No. 0111-101, Dept. 000

2020-646: Line Item Transfer, Fund No. 0000-101, Dept. 102

2020-647: Changing the Jail Captain Classification Description to a Jail Commander Classification Description

2020-648: Updated 2020 Managers' and Administrators' Salary Schedule Updating Title of Jail Captain to Jail Commander

2020-649: Line Item Transfer Reflecting Title Change From Jail Captain to Jail Commander

2020-650: Agreement w/State of WA Administrative Office of the Courts for Support of CASA Programs

2020-651: Amendment No. 2 w/Career Path Services for Employment Training

2020-652: Line Item Transfer, Fund No. 0115-101, Dept. 171

2020-653: Amendment No. 1 w/WA State Department of Ecology for Construction Costs; Amending Resolution 2019-606

2020-654: Forgiving Loan to ER&R Fund From Capital Improvement Fund

2020-655: Purchase of Guardrail, Terminals, Cable & Components from Coral Sales Company

2020-656: Contract for On-Call Right-of-Way Services w/Epic Land Solutions

2020-657: Purchase of Radar Equipment From Kustom Signals

2020-658: Agreement w/Lexipol for Use of Subscription Material on Policy Manuals & Training Bulletins

2020-659: Support for Federal Recognition of the Sto;lo First Nations Tribe of Kennewick

There being no further business before the Board, the meeting adjourned at approximately 9:35 a.m.

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Clerk of the Board

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Chairman