

A G E N D A
WALLA WALLA COUNTY BOARD OF COMMISSIONERS
MONDAY, SEPTEMBER 13, 2021

Effective July 12th, 2021 Commissioners will resume in person public meetings and continue to host the meetings via WebEx.

Following is the website to attend and listen to the meeting and the phone number to call to take part in the meeting. Any questions please email us wwcocommissioners@co.walla-walla.wa.us.

Call in 1-408-418-9388 access code: 146 784 0290

Meeting link: <https://wwco.webex.com/wwco/j.php?MTID=m6ef6c0710e4eb57be4e10ce0cc827a38>

PLEASE NOTE: All times are tentative and at the discretion of the Chairman with the exception of advertised bid openings and public hearings.

10:00 A.M. COUNTY COMMISSIONERS

Chairman Tompkins

All matters listed within the Consent Agenda have been distributed to each County Commissioner for review and are considered routine. The Consent Agenda will be approved by one motion of the Board of County Commissioners with no separate discussion. If separate discussion is desired on a certain item, that item may be removed from the Consent Agenda at the request of a Commissioner, for action later.

- a) Roll call and establish a quorum
- b) Declarations re: conflict of interest
- c) Pledge of Allegiance
- d) Public comment period (time limitations may be imposed)
- e) **Action Agenda Items:**
 - 1) Review submitted Employee Payroll Action Forms
 - 2) Review vouchers/warrants/electronic payments
- f) **Consent Agenda Items:**
 - 1) Resolution - Minutes of County Commissioners' proceedings for September 13 and 14, 2021
 - 2) Resolution – Updating an appointment to the Walla Walla County Solid Waste Advisory Committee
 - 3) Authorize Chair of the Board of County Commissioners to execute Interagency Reimbursement Agreement IAA22192 between Washington State Administrative Office of the Courts and Walla Walla County
 - 4) Payroll action and other forms requiring Board approval
- g) **Action Agenda Items:**
 - 1) County vouchers/warrants/electronic payments as follows: _____ through _____ totaling \$ _____; _____ through _____ totaling \$ _____ (travel)
 - 2) Possible discussion/direction re Engrossed Substitute House Bill 1372 re Marcus Whitman statue
- h) Miscellaneous business to come before the Board
- i) Review reports and correspondence; hear committee and meeting reports
- j) Review of constituent concerns/possible updates re: past concerns

BOARD OF COUNTY COMMISSIONERS
WALLA WALLA COUNTY, WASHINGTON

IN THE MATTER OF UPDATING AN
APPOINTMENT TO THE WALLA
WALLA COUNTY SOLID WASTE
ADVISORY COMMITTEE



RESOLUTION NO. 21

WHEREAS, pursuant to RCW 70.95.165, counties shall establish a solid waste advisory committee to assist in the development of programs and policies concerning solid waste handling and disposal and to review and comment upon proposed rules, policies or ordinances prior to their adoption; and

WHEREAS, pursuant to Walla Walla County Resolution 08 177, Walla Walla County and the City of Walla Walla entered into an Interlocal Agreement for the Continued Coordination of Regional Pollution Prevention and Waste Prevention Programs Between the City of Walla Walla and Walla Walla County to provide for the continued implementation of the 1994 Walla Walla County Solid Waste Management Plan and Moderate Risk Waste Management Plan, and various related local and regional pollution prevention and waste prevention programs; and

WHEREAS, pursuant to past Walla Walla County resolutions, appointments to the Solid Waste Advisory Committee (SWAC) have been continually updated, and

WHEREAS, Darrick Dietrich, with Basin Disposal, was appointed to the SWAC pursuant to Walla Walla County Resolution 21 006; and

WHEREAS, Darrick Dietrich has requested that Rebecca Francik fill the unexpired appointment on behalf of the Waste/Recycling Representative for Basin Disposal; now therefore

BE IT HEREBY RESOLVED by this Board of Walla Walla County Commissioners that the following person shall be appointed to the Walla Walla County Solid Waste Advisory Committee:

- 1) Waste/Recycling Representative, Rebecca Francik with Basin Disposal, appointed to serve with said term effective September 13, 2021 through December 31, 2023.

Passed this 13th day of September, 2021 by Board members as follows: Present or Participating via other means, and by the following vote: Aye Nay Abstained Absent.

Attest:

Jill Munns, Assistant Clerk of the Board

Gregory A. Tompkins, Chairman, District 3

Todd L. Kimball, Commissioner, District 2

Jennifer R. Mayberry, Commissioner, District 1

*Constituting the Board of County Commissioners
of Walla Walla County, Washington*

INTERAGENCY REIMBURSEMENT AGREEMENT IAA22192
BETWEEN
WASHINGTON STATE ADMINISTRATIVE OFFICE OF THE COURTS
AND
WALLA WALLA COUNTY

THIS REIMBURSEMENT AGREEMENT (Agreement) is entered into by and between the Administrative Office of the Courts (AOC) and Walla Walla County, for the purpose of reimbursing Walla Walla County (County) for extraordinary costs of resentencing and vacating sentences under *Blake* and for the cost of refunding legal financial obligations (LFOs) under the *Blake* decision.

1. PURPOSE

The purpose of this Agreement is to provide reimbursements to assist Counties with extraordinary judicial, prosecutorial, or defense-related costs of resentencing and vacating the sentences of defendants whose convictions or sentences in Superior Court and District Court are affected by the *State v. Blake* decision and to provide reimbursements to assist Counties who have reimbursed or will reimburse LFOs to defendants whose convictions or sentences in Superior Court and District Court are affected by the *State v. Blake* decision.

2. REIMBURSEMENT

- A. Extraordinary Expenses Reimbursement. AOC shall reimburse the County up to a maximum of **\$374,100** for extraordinary judicial, prosecutorial, or defense-related costs of resentencing and vacating the sentences of defendants whose convictions or sentences are affected by the *State v. Blake* decision incurred during the period of February 25, 2021 to June 30, 2022. No reimbursement will be made under this Agreement for resentencing or vacation costs incurred after June 30, 2022, and any reimbursement requests in excess of this amount will be denied. If additional funding is appropriated by the Legislature for these purposes, the amount of reimbursement under this Agreement may be increased by agreement of the parties.
- B. LFO Reimbursement. AOC will reimburse the County up to a maximum of **\$237,901** for payments made by the County during the period February 25, 2021 to June 30, 2022 pursuant to court order which required reimbursement by the State of Washington of legal and financial obligations. No reimbursement will be made under this Agreement for resentencing or vacation costs incurred after June 30, 2022, and any reimbursement requests in excess of this amount stated in this Section 2 (b) will be denied. If additional funding is appropriated by the Legislature for these purposes, the amount of reimbursement under this Agreement may be increased by

agreement of the parties. Nothing in this Agreement requires the County to make payments pursuant to a court order when the funds available for reimbursement are less than the amount of the payment.

- C. General. AOC shall provide reimbursement to the County for approved and completed reimbursements by warrant or account transfer within 30 days of receipt of a properly completed A-19 invoice and the completed data report as required below.

3. PERIOD OF PERFORMANCE

Performance under this Agreement begins **July 1, 2021**, regardless of the date of execution, and ends on **June 30, 2022**. The period of performance may be amended by mutual agreement of the parties if the Legislature provides additional funding or time for these purposes.

4. TERMS OF REIMBURSEMENT

- a) The County shall request reimbursement as follows:
1. The County will submit its A-19 invoices monthly to countyreimbursements@courts.wa.gov. A-19 invoices submitted under this agreement must include:
 - a. Payment documents from the County indicating the amounts expended, the recipients, and the date of expenditure.
 - b. Sufficient information to allow AOC to determine that the costs reimbursed are extraordinary judicial, prosecutorial, or defense-related costs of resentencing and vacating the sentences of defendants whose convictions or sentences are affected by the *State v. Blake*.
 - c. Proper coding for expenses under both 2.A. and B. For Walla Walla County, expenses under 2.A. must be coded **40136**, and reimbursement under 2.B. must be coded **40100**.
 2. The County shall provide a monthly report to AOC that must contain at a minimum:
 - a. A list of any case numbers associated with the services provided;
 - b. A breakdown of expenses by judicial, prosecutorial, and defense-related costs;
 - c. The amount of LFOs reimbursed, with the case number associated with that amount.
 - d. Any positions supported by these funds, broken down by judicial, prosecutorial, and defense-related positions; and
 - e. Data, including case numbers and aggregate data on the number and type of cases:

- i. Vacated under *Blake*;
 - ii. Resentenced under *Blake*; and
 - iii. Being worked on under *Blake*.
- b) By May 1, 2022, the County agrees to report any allocated funds under either 2. A. or B. that it will be unable to spend during the term of the contract, or any additional funds it anticipates needing during the term of the contract should additional funds become available. AOC reserves the right to reallocate funds that are reported to be unable to be spent.

5. AGREEMENT ALTERATIONS AND AMENDMENTS

This Agreement may be amended by agreement of the parties. Such amendments are not binding unless they are in writing and signed by personnel authorized to bind each of the parties.

6. GOVERNANCE

This Agreement is entered into pursuant to and under the authority granted by the laws of the state of Washington and any applicable federal laws. The provisions of this Agreement must be construed to conform to those laws.

In the event of an inconsistency in the terms of this Agreement, or between its terms and any applicable statute or rule, the inconsistency will be resolved by giving precedence in the following order:

- a. Applicable state and federal statutes and rules;
- b. This Agreement; and
- c. Any other provisions of the agreement, including materials incorporated by reference.

7. WAIVER

A failure by either party to exercise its rights under this Agreement does not preclude that party from subsequent exercise of such rights and is not a waiver of any other rights under this Agreement unless stated to be such in a writing signed by an authorized representative of the party and attached to the original Agreement.

8. SEVERABILITY

If any provision of this Agreement, or any provision of any document incorporated by reference is held invalid, such invalidity does not affect the other provisions of this Agreement which can be given effect without the invalid provision and to this end the provisions of this Agreement are declared to be severable.

9. AGREEMENT MANAGEMENT

The program managers noted below are responsible for and are the contact people for all communications and billings regarding the performance of this Agreement:

AOC Program Manager	County Program Manager
<p>Christopher Stanley Chief Financial and Management Officer PO Box 41170 Olympia, WA 98504-1170 christopher.stanley@courts.wa.gov (360) 890-2549</p>	<p>Greg Tompkins Commissioner/Chair PO Box 1506 Walla Walla, WA 99362 gtompkins@co.walla-walla.wa.us 509-524-2505</p>

10. ENTIRE AGREEMENT

This Agreement contains all the terms and conditions agreed upon by the parties. No other understandings, oral or otherwise, regarding the subject matter of this Agreement are considered to exist or to bind any of the parties to this agreement unless otherwise stated in this Agreement.

AGREED:

Administrative Office of the Courts

Walla Walla County

<p>_____</p> <p><i>Signature</i> <i>Date</i></p> <p>Christopher Stanley</p> <p>_____</p> <p><i>Name</i></p> <p>Chief Financial and Management Officer</p> <p>_____</p> <p><i>Title</i></p>	<p>_____</p> <p><i>Signature</i> <i>Date</i></p> <p>_____</p> <p><i>Name</i></p> <p>_____</p> <p><i>Title</i></p>
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a) **Public Hearing:**

- 1) To consider franchise application by Stuart Byerley, Clearview Farm Inc.

b) **Action Agenda Items:**

- 1) Resolution – Application of Stuart Byerley, Clearview Farm, Inc. for a franchise to construct, operate, and maintain a pressurized water line system within the county road right of way, in Walla Walla, Washington

c) **Consent Agenda Items:**

- 1) Executing a small works contract for the Old Milton Highway Stormwater Project
- 2) Executing a contract for the Arch Bridge Construction Project

d) Department update and miscellaneous

BOARD OF COUNTY COMMISSIONERS
WALLA WALLA COUNTY, WASHINGTON

IN THE MATTER OF THE
APPLICATION OF STUARY
BYERLEY, CLEARVIEW FARM, INC
FOR A FRANCHISE TO
CONSTRUCT, OPERATE, AND
MAINTAIN A PRESSURIZED
WATER LINE SYSTEM WITHIN THE
COUNTY ROAD RIGHT OF WAY, IN
WALLA WALLA COUNTY,



RESOLUTION NO. **21**

WHEREAS, Stuary Byerley, Clearview Farm, Inc has requested a franchise to construct, operate, and maintain a pressurized irrigation line system within the public right of way; and

WHEREAS, any significant modification or any extensions of said system shall be approved by Public Works prior to construction; and

WHEREAS, September 13th, 2021 was the date set for holding a public hearing to consider said application; and

WHEREAS, the Notice of Hearing was advertised and posted as prescribed by law; and

WHEREAS, said Hearing was held on the date advertised; now therefore,

BE IT HEREBY RESOLVED, by this Board of Walla Walla County Commissioners, that Franchise No. 447 be granted to Stuart Byerley, Clearview Farm, Inc.

Passed this 13th day of September, 2021 by Board members as follows: Present or Participating via other means, and by the following vote: Aye Nay Abstained Absent.

Attest:

Jill Munns, Assistant Clerk of the Board

Gregory A. Tompkins, Chairman, District 3

Todd L. Kimball, Commissioner, District 2

Jennifer R. Mayberry, Commissioner, District 1

*Constituting the Board of County Commissioners
of Walla Walla County, Washington*

**Walla Walla County Public Works
990 Navion Lane
Walla Walla, WA 99362**



To: Board of County Commissioners

From: Tony Garcia Morales, P.E. – Public Works Director/County Engineer

Date: 7 September 2021

Re: Director's Report for the Week of 6 September 2021

Board Action: 13 September 2021

Hearings:

In the Matter of a Hearing for the Application of Stuart Byerley, Clearview Farm Inc. Franchise to Construct, Operate and Maintain a Pressurized Water Line System within the County Road Right of Way, In Walla Walla County

Resolutions:

In the Matter of Adopting the Application of Stuart Byerley, Clearview Farm Inc. Franchise to Construct, Operate and Maintain a Pressurized Water Line System within the County Road Right of Way, In Walla Walla County

Miscellaneous:

**In the Matter of Executing a Small Works Contract for the Old Milton Highway Stormwater Project
In the Matter of Executing a Contract for the Arch Bridge Construction Project**

ENGINEERING:

- Mill Creek Road MP 1.1 to MP 3.96: Steadily making progress on right of way acquisition.
- Middle Waitsburg Road MP 6.1 to MP 7.92: Pre-construction meeting scheduled with Scarsella Brothers.
- Peppers Bridge Road: Working on right of way acquisition.
- Miscellaneous: Working on annual bridge inspections.
- Miscellaneous: Held pre-construction meeting for Old Milton Highway stormwater project with Nelson Construction.

MAINTENANCE/FLEET MANAGEMENT:

- South Crew – Working on blading gravel roads, sidewalk repair on Shelton Road and three crew guys on loan to assist with paint striping of roads.
- North Crew – Grading roads, cleaning culverts, and ditch cleaning.
- Signs and Veg Crew – Working on sign maintenance, spraying and paint striping.
- Garage – working on routine maintenance and scheduling winter prep on equipment.

ADMINISTRATION:

- Conducted our weekly Staff, Engineering and Road Operations meetings.
- Received an update from the Corps of Engineers on our Mill Creek GI Study.
- Continue to follow COVID 19 protocols.

10:30 COUNTY COMMISSIONERS

- a) Entrance audit meeting with State Auditor's Office representatives re: 2020 County Audit (accountability, financial and federal audit components)

10:45 TECHNOLOGY SERVICES

Chad Goodhue

- a) Department update and miscellaneous



WALLA WALLA COUNTY
Technology Services Department

Chad R Goodhue | Technology Services Director |

315 W. Main Street, Rm 101 - Walla Walla, Washington 99362
(509) 524-2590
cgoodhue@co.walla-walla.wa.us

File: GS50-06F-03

Retain: Until Obsolete or Superseded – PAV

August 23rd, 2021

To: **Walla Walla County Board of Commissioners**

Re: Technology Services Update

Issues/Information for the Board.

- List of current projects and activities:

<ul style="list-style-type: none">▪ Microsoft Office 365 – Contract renewal on September 30th
<ul style="list-style-type: none">▪ SPECOPS – Password reset software – POC was successful and will move forward with replacing our non-functional “Quest Password Rest” software▪ Cached credential updating▪ Sliding scale for password lengths vs. interval between changing passwords▪ Password monitoring for breached password use
<ul style="list-style-type: none">▪ Community Health Department▪ Working on Data Classification and Access Controls
<ul style="list-style-type: none">▪ Fairgrounds▪ Preparing to setup the Superior Court at the Community Center for 2 new end of September jury trials▪ Debrief on what worked and what we need to adjust for next years Fair regarding connectivity, access, testing etc.
<ul style="list-style-type: none">▪ Tech Services▪ We have provisionally hired two new employees that will fill our vacant positions for Systems Support Specialist and GIS Coordinator
<ul style="list-style-type: none">▪ District Court▪ User Acceptance Training (UAT) will begin in 4 weeks
<ul style="list-style-type: none">▪ KnowBe4▪ Annual Security Training has been rolled out to all users▪ 65 employees countywide that have not started the Annual Security Training▪ 12 employees that are in progress▪ 182 employees have completed the annual security training
<ul style="list-style-type: none">▪ Security▪ We have been actively addressing security concerns around current media highlights

Definitions

ESG – Email Security Gateway

DMS – Document Management System (OnBase)

OCIO = Office of the Chief Information Officer

DAN - Disposition Authority Numbers (Secretary of State retention schedule)

JLARC=Joint Legislative Audit and Review Committee

ACCIS =Association of County, City Information Systems (managers)

API = Application Program Interface

CJIS = Criminal Justice System Information Systems

PRO=Public Records Officer

NDA=Non-disclosure agreement

EOL=End of Life

WiFi=Wireless network connectivity (Wireless Fidelity)

FTP = File Transfer Protocol (file transfer server)

ADA=Americans with Disabilities Act

DOMAIN = A group of computers administered or managed with the same rules and policies and with a common IP range.

IP address = Internet protocol address. A unique string of numbers assigned to each computer to allow communications over network or domain.

**11:00 DEPARTMENT OF COMMUNITY HEALTH/
BOARD OF HEALTH**

**Dr. Kaminsky
Nancy Wenzel**

a) COVID-19 update and miscellaneous

11:15 FACILITIES MAINTENANCE DEPARTMENT

Robert Henry

- a) Department update and miscellaneous

Walla Walla County Facilities Department

317 W Main St, Walla Walla, WA 99362

Update September 13th 2021

Maintenance:

- Clearing out files and file storage from Community Development conference room is complete.
- Work on courthouse sidewalks has begun, major bumps have been ground down and work on patching broken concrete and holes has begun.

Custodial

- Custodial cleaning with a focus on disinfecting has continued throughout the county.

Grounds

- Grounds continued work trimming bushes and has been assisting with concrete patching.

Facilities:

- Future Courthouse electric room framing is complete. Awaiting final inspection.
- McKinstry is finalizing lighting fixtures for LED replacement in the courthouse.
- Facilities continued to work with the courts and fairgrounds to ensure that Courtroom jury trial equipment is correctly stored and available for when trials proceed later this month.

11:30 COUNTY CORRECTIONS

Norrie Gregoire

- a) Department update and miscellaneous



Norrie Gregoire, Director
Matt Stroe, Jail Commander
Keri Weber, Executive Assistant

**DEPARTMENT OF COURT SERVICES
JUVENILE JUSTICE CENTER
WALLA WALLA COUNTY**

Norrie Gregoire, Juvenile Court Administrator
Jon Cassetto, Court Services Manager
Becky Renwick, Detention Manager
Kayla Zimmer, Administrative Services Supervisor

To: BOCC
From: Norrie Gregoire, Director of Corrections/Juvenile Court Administrator
Date Written: 09.07.2021

Director's Report for September 13th, 2021

Board Consent/Action Agenda Item(s):

- ✓ Consent Items: None.
- ✓ Action Items: None.

Corrections/Court Services Department Updates:

- ✓ Legislative and Statewide Issues
 - Continue to participate in Washington Association of Juvenile Court Administrators' (WAJCA's) 5122 *Raise the Age* workgroup; compiling 2019 data on 18/19's held in county jails statewide; studying Vermont's experience; will require revamping of juvenile risk assessment, evidence-based programs, and staff training, not to mention possible capital costs to provide services for "emerging adults." This bill will be back in the next leg session; passed the Senate last session but did not make it out of Rules in House.
 - Met with Director of Criminal Justice Training Commission (CJTC) Monica Alexander on 8/30 to discuss SSSB 5051; received clarification on some issues around officer certification/decertification; provided Director Alexander with a tour of Detention and the Jail.
 - WAJCA's summer conference is ongoing this week; I am attending virtually.
 - Continuing to participate in the Governor's Sentencing Guidelines Commission (SGC) unranked felony offenses workgroup; tasked with reviewing all unranked felony offenses with recommendation to rank, repeal, leave unchanged.
- ✓ Service Providers, Programs, Grants & Essential Services
 - Adult Recovery Court celebrated its 18th graduation September 7th.
 - School resumed in Detention on 9/7/21; program now coordinated by #140.
 - JJC begins first Coordination of Services (COS) evidence-based program for low-risk offenders and their caregivers on 9/20 – 10/4/21; community partners providing services include 21st Century; Community Resilience Initiative (CRI); Comprehensive Health Care; YWCA.
- ✓ Facilities, Equipment and Technology
 - Inspector from DOH/Radiation Protection inspected body scanner, collected training records, policies, and procedures on 9/2; received letter documenting zero incidents of non-compliance 9/7.
- ✓ Personnel/Training/Recruitment
 - New CO did begin service on 8/18; lateral applicant passed poly and psych; if she comes on board, we will be down to three (3) vacancies but still have one out on short-term military (could be extended), another heading out on military for nine months, and one who has been out all summer on medical expected back end of September.

11:45 COUNTY COMMISSIONERS

- a) Miscellaneous business to come before the Board

12:00 RECESS

- a) Department update and miscellaneous
- b) **Active Agenda Items:**
 - 1) Possible discussion/decision re: any pending claims against the County
- c) Possible executive session re: qualifications of an applicant for employment and/or review performance of a public employee (pursuant to RCW 42.30.110(g)), collective bargaining negotiations (pursuant to RCW 42.30.140(4)(a)(b)) and/or litigation or pending litigation (pursuant to RCW 42.30.110(i))

1:45 PROSECUTING ATTORNEY

Jim Nagle/Jesse Nolte

- a) Miscellaneous business for the Board
- b) Possible executive session re: litigation or potential litigation (pursuant to RCW 42.30.110(i))

2:00 COUNTY COMMISSIONERS

- a) Miscellaneous or unfinished business to come before the Board

- A D J O U R N -

Walla Walla County is ADA compliant. Please contact TTY: (800) 833-6384 or 7-1-1 or the Commissioners' Office at 509/524-2505 three (3) days in advance if you need any language, hearing, or physical accommodation.

Please note that the agenda is tentative only. The Board may add, delete, or postpone items and may take action on an item not on the agenda.