

PA Update

May 7, 2019

2 p.m.

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Present: Commissioner Fund, Commissioner Jackson, Commissioner Stamper, Sara Wibowo, Amber Caulfield, Janelle Kambich, David Fine, Wayne Whiton, Eric Eisenberg (by phone 2:02), Jonathan Meyer (2:02 p.m.), Cullen Gatten (2:10 p.m.)

Guests: Dr. Lindsey Pollock, Alex Brown, Brian Green (2:03 p.m.), Peter Auvil

Recorder: Rieva Lester

DPA Amber Caulfield discussed the vacancy on Water-Sewer District 5 and said the application process has been extended.

Eric Eisenberg and Jonathan Meyer joined at 2:02 p.m.

Jonathan Meyer discussed staffing.

Brian Green joined at 2:03 pm.

Jonathan said the county needs to come to an agreement with Judge Samuelson regarding his PERS repayment. He said Judge Samuelson has offered to pay his portion back over length of his anticipated career, which he expected to be 17 years.

Jonathan said the OCBA crime victim funding is decreasing.

David Fine proposed amending the county's indemnity and defense procedures. The commissioners said they would review it at a future meeting with the PA's Office.

Cullen Gatten joined at 2:10 p.m.

David encouraged the BOCC to enact a resolution regarding who can waive attorney-client privilege on behalf of Lewis County.

The commissioners asked that the resolution be a late addition for Monday, May 13, 2019.

David discussed codifying resolutions regarding administration and personnel. He said he would spearhead the effort.

Commissioner Stamper briefly discussed the possibility of liens linked to civil infractions. Cullen Gatten said he is working with Bill Teitzel to implement creative remedies.

Eric Eisenberg discussed a proposed contract regarding the Toledo Senior Center's overpayment. Eric said the plan would be to provide work at the center in lieu of repaying the amount that was overpaid. Eric asked for clarification on who the county should be dealing with. Eric noted that the center said the

county should deal with it, not the overarching Lewis County Seniors Board. Commissioner Fund said her understanding is that the county should be working with Mona Rae Fish and Fred Wilson.

Commissioner Jackson voiced concern that the senior center appears to be bypassing its board by coming to the county directly instead of working through the overarching Lewis County Seniors Board.

Commissioner Fund said this case should be viewed as a one-time circumstance. Commissioner Jackson said he fears the proposed solution would open the county up to problems down the road.

Eric suggested negotiating the contract with the Seniors Board. Jonathan agreed that a conversation with the Seniors Board may be appropriate.

Dr. Pollock left at 2:34 p.m.

The group continued discussing the overpayment and how to proceed, noting that the commissioners would be meeting with representatives from the Toledo Senior Center at the conclusion of the current meeting. Eric suggested telling the representatives that the county is working on the issue.

Jonathan said the Vader District Court agreement would have to come through the commissioners' office. He said the Sheriff's Office will cite Vader cases directly into District Court. Amber Caulfield said Vader averages seven or eight cases and seven or eight infractions annually. They said the county needs a contract to show that Vader plans to use Lewis County District Court. Amber said Vader is working on a proposed agreement.

Cullen said his office is waiting to hear back from outside sources regarding Tacoma Power.

The commissioners agreed to give Jonathan approval to hire a paralegal at a higher step.

At 2:46 p.m., Commissioner Jackson announced that the Board was going into Executive Session under RCW 42.30.110(1)(i) for 15 minutes to discuss Cortland / Green litigation and the conclusion of the 725 B Street case.

Executive Session ended at 3:01 p.m. with the commissioners, Amber, Sara, Cullen and Wayne in attendance and Alex Brown as a guest. Commissioner Jackson noted that no decisions had been made.

Commissioner Stamper made a motion to withdraw the appeal for the transcripts case, case No. 18-2-1897-34, and to pay the attorneys' fees that already were awarded.

Commissioner Fund seconded.

Motion passed 3-0.

Meeting ended at 3:05 p.m.