

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON
BOARD MEETING MINUTES
October 24, 2011**

The Board of County Commissioners for Lewis County, Washington met in regular session on Monday, October 24, 2011 at 10:00 a.m. **Commissioners Ron Averill, P.W. “Bill” Schulte, and F. Lee Grose** were in attendance. **Chairman Averill** determined a quorum, called the meeting to order and proceeded with the flag salute. **Commissioner Grose** moved to approve the minutes from the 10:00 a.m. meeting held on Monday, October 17, 2011. **Commissioner Schulte** seconded the motion.

Motion Carried 3-0

EMPLOYEE RECOGNITION

Employee “Above & Beyond” Award

Chairman Averill stated last week we had our quarterly above and beyond awards and one of our nominees was not able to attend but he is present today. Chairman Averill announced Jason Mauermann as one of the 3rd Quarter employee “Above and Beyond” awardees.

NOTICE

Commissioner Schulte moved to approve Notice Agenda items one and two. **Commissioner Grose** seconded the motion. Candace Hallom read the items into the record.

- 1. Call for Bids: For a Telehandler for the Southwest Washington Fairgrounds. Bids will be opened on or after 11:30 am, on Tuesday, November 8, 2011. Resolution No. 11-339**

Tim Elsea, Director of Public Works, stated the Southwest Washington Fairgrounds within the Lewis County Department of Central Services has made a request to replace their forklift with a Telehandler. Specifications for a replacement have been prepared and are attached to the resolution. Fleet Services proposes a Call for Bids from potential vendors for the purchase of a used Telehandler to replace the existing forklift. Bids are due by 11:00 a.m. on November 8, 2011, to the Clerk of the Board of Lewis County Commissioners (351 NW North St., Room 210, CMS-01, Chehalis, Washington 98532) and will be publically opened at 11:30 a.m. on November 8, 2011 at the Commissioners Meeting Room, 351 NW North St., Room 223, CMS-01 Chehalis, Washington 98532.

- 2. Notice of Hearing: Regarding Ordinance 1232 that will increase the maximum number of consecutive terms for appointed Planning Commissioners from two**

to three. Hearing will be held on or after 10:00 am on Monday, November 7, 2011. Resolution No. 11-340

Robert Johnson, Director of Community Development, stated under existing County Code Chapter 2.11, planning commission members may only serve a maximum of two consecutive terms (8 years, total). When the planning commission was reorganized in 2005, the original member terms were established with terms between one and four years. Under the existing code provisions, the initial appointees will serve total terms of from five to eight years. The Board of County Commissioners appoint planning commission members. It has been difficult to recruit qualified planning commission members and there is a desire to allow longer terms. The Board must hold a public hearing and take testimony prior to acting on this code amendment. It is a procedural amendment and is not subject to the public participation requirement for a comprehensive plan or new implementing development regulations under RCW 36.70A. Following proper notice and a public hearing on the matter, the Board may act immediately, independent of yearly comprehensive plan or rezone requests.

Motion Carried 3-0

CONSENT

Commissioner Grose moved to approve Consent Agenda items three through ten. **Commissioner Schulte** seconded the motion. Candace Hallom read the items into the record.

3. Resolution No. 11-341 Approval of warrants and payroll for payment.

Chairman Averill stated this approves 10 Special Purpose Warrants (Vader Water System) for \$13,208.06 and 236 warrants issued by the Auditor's Office for \$1,145,342.44, totaling \$1,158,550.50. In addition, approves 260 Payroll Benefits warrants for draws on pay totaling \$229,442.00.

4. Resolution No. 11-342 Approving a lease assignment of a land lot lease at the South County Airport.

Robert Johnson, Director of Community Development, stated Donald Carlson, leaseholder of Land Lot #4 at the South County Airport, wishes to assign the lease, which is authorized under terms of the lease, to Michael Gauger. The Lewis County Airport Systems Manager has drafted a Lease Assignment and has authorized the assignment. The Board of County Commissioners has the final authority to approve the lease assignment. Michael Gauger will assume the conditions and responsibilities of the original and amended lease, currently in the name of Donald Carlson.

5. Resolution No. 11-343 Approving waiving Public Works and Community Development fees for the Justin Lane Bridge Project, due to financial hardships.

Robert Johnson, Director of Community Development, stated the Justin Lane Bridge washed out during the 2009 Tilton River flood event. The private bridge served several residences in the area and was the only access. Since the loss of the bridge, homeowners only have walking access over a log bridge. The homeowners have considerable financial hardship due to the washing out of the bridge. The bridge will cost in excess of \$200,000, which is, of itself, a financial burden on the effected homeowners. The homeowners have requested a waiver of all county fees, citing a considerable financial hardship.

Commissioner Grose stated the homeowners are able to use the bridge now but there are still things that need to be done. The bridge that washed out was estimated to cost between \$1.5 and \$2 million to replace. The timber company that owned the road and the bridge did not have that much need for it and decided that they were not going to replace their bridge. The only option the homeowners had was to either have the County build a bridge, which would have been very expensive, or to build a private bridge to access the property. From time to time we waive fees in the face of an emergency. During the 2009 flood we waived a considerable amount of waste disposal fees for the residents of Lewis County.

6. Resolution No. 11-344 Authorization for Community Development to apply for grant funding from the Department of Ecology for the mandated update to the Shoreline Master Program.

Robert Johnson, Director of Public Works, stated the attached resolution will authorize the Director of the Department of Community Development to apply for \$450,000.00 in grant-funding from the state Department of Ecology to help defray costs associated with updating the Lewis County Shoreline Master Program. The state Shoreline Management Act, Chapter 90.58 RCW, requires that the county Shoreline Master Program be reviewed and updated periodically. Under state law, Lewis County and the cities within the county subject to the Shoreline Management Act must have completed the mandated update by December 31, 2013. To accomplish this, the state offers funding through the Department of Ecology. Lewis County and the cities of Chehalis, Centralia, Winlock and Morton have agreed to work together to update their respective master programs, pooling the Ecology grant-funding. By working cooperatively, and pooling grant funds, the county and cities will be able to hire a qualified consultant to assist in the necessary technical work and to provide support for the public outreach as necessary. It is anticipated that Lewis County will receive \$450,000.00 funding; Chehalis and Centralia will each receive \$125,000.00; Winlock and Morton will receive \$40,000.00 each. We anticipate having the update done within six months of the due date because State Law says you have a specific period of time to update the plan after the funds are available.

7. Resolution No. 11-345 Selection of contractor for the purchase of a Cal-Cert Company compression testing machine.

Tim Elsea, Director of Public Works, stated many of Public Works construction projects require compression testing on concrete. During the period between 8/15/2010 and 12/1/2010 WSDOT performed 42 compression tests at \$45.06 per test on two bridge projects, Chandler and Newaukum. Sixteen cylinder cut or caps and three cube compressions were also required during the same time period at a cost of \$45.06 and \$90.11 per test. The total cost of these tests was \$2,883.44. All tests except those requiring independent certified testing could have been performed by Lewis County if we had the proper equipment. Research was done and we found the equipment needed would cost between \$11,849.00 and \$11,918.00. Cal-Cert Company offered Public Works a refurbished Brainard Kilman Testing Machine, Model C140 for \$4,675.00 plus tax of \$316.00 for a total cost of \$4,991.00. This testing machine would have been able to perform the above tests and also has the capability of performing other design and construction testing. RCW 39.04.280 allows governmental agencies to dispense with competitive bidding requirements involving special market conditions. Public Works took advantage of the special market conditions by purchasing the equipment. This equipment would not have been available at this price due to additional time required in the formal competitive bidding process. The Board is asked to ratify the decision of the Director of Public Works to use special market conditions for the purchase of a refurbished Brainard Kilman Testing Machine, Model C140 from Cal-Cert Company in the amount of \$4,991.00.

8. Resolution No. 11-346 Approving an inter-local with the City of Tacoma, Department of Public Utilities, Light Division for the use of a boat and operator for assistance in providing access for debris removal from various bridges.

Tim Elsea, Director of Public Works, stated this Resolution will allow Lewis County and the City of Tacoma, Department of Public Utilities, Light Division (d.b.a. Tacoma Power) to enter into an Inter-local Agreement for the use of a boat and operator for assistance in providing access for debris removal from various bridges in Lewis County. This Agreement will govern reimbursable work performed by Tacoma Power forces for which the County has insufficient personnel/equipment to accomplish said work. The term of the Agreement will be for a period of 5 years and will expire on October 31, 2016.

9. Resolution No. 11-347 Approving a contract amendment with the Division of Behavioral Health and Recovery Services for an increase in funding for the Criminal Justice Treatment funds.

Tara Smith, Public Health and Social Services, stated the purpose of this contract amendment is to increase the Criminal Justice Treatment Account revenue for the 2009-2011 Biennial Contract with the Division of Behavioral Health and Recovery in the amount of \$27,000.00. This will increase the total contract amount to \$1,639,366.00 the total increased was used to pay for treatment services for clients enrolled in drug court. Funding came from under expenditures from other counties leaving excess funds at the State level and we were projected to over spend those funds. We had not over spent them yet so we were able to ask for additional funding.

10. Resolution No. 11-348 Approving Amendment No. 1 to a Professional Service Agreement with Veteran's Benefit Specialist, Daniel Henderson, to change the mileage reimbursement rate.

Danette York, Director of Public Health and Social Services, stated Daniel Henderson is contracted as a Veterans Benefit Specialist with the objective of providing services to local indigent veterans and/or their dependents. Mr. Henderson's current contract with the County states that his mileage rate will be reimbursed at \$.50 per mile. That was the reimbursement rate at the time the contract was approved. Since the mileage reimbursement rate changes by resolution approved by the Board of County Commissioners, it is necessary to tie the amount Mr. Henderson receives to the current amount approved by resolution.

Motion Carried 3-0

There being no further business, the Commissioners' public meeting adjourned at 10:36 am on October 24, 2011. The next public meeting will be held Monday, October 31, 2011, at 10:00 a.m.

Please note that minutes from the Board of County Commissioners' meetings are not verbatim. A recording of the meeting may be purchased at the Commissioners' office.

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON**

ATTEST:

Ron Averill, Chairman

Karri Muir, Clerk of the Board
Lewis County Commissioners

P.W. Schulte, Commissioner

F. Lee Grose, Commissioner