

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON
BOARD MEETING MINUTES
August 16, 2010**

The Board of County Commissioners for Lewis County, Washington met in regular session on Monday, August 16, 2010, at 10:00 a.m. **COMMISSIONERS P.W. SCHULTE, RON AVERILL and F. LEE GROSE** were in attendance. **Chairman Schulte** 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, August 9, 2010. **Commissioner Averill** seconded the motion.

Motion carried 3-0

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| PUBLIC COMMENT |
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Ron Nilson, Mineral Washington, representing Friends of Mineral Lake, stated he has met with all three Commissioners individually regarding the development of 2200 acres at Mineral Lake. If the 2200 acres were put into public ownership the economic benefit would be much greater than having homes built. Ron asked the Commissioners to consider this and be the peoples champion on this issue. He stated he has talked with State Parks, Department of Natural Resources, Department of Fish and Wildlife, and the Conservation and Recreation office which all told him they have around 20 different grant sources but will only deal with government agencies or land trusts. He stated the 2200 acres is environmentally sensitive because of the nature of the land. Development has to be comparable with the environment it is set in. There is a lot of developable land around Mineral Lake that isn't environmentally sensitive and would become more valuable if the 2200 acres piece went into public ownership. Ron is suggesting the land be used for jogging and walking trails, horse trails, camping, swimming, boating, fishing, picnic areas, timber production, wildlife habitat, preservation, and public access to the beautiful views.

Commissioner Schulte told Mr. Nilson if he has his testimony in a letter form or statement form we can add it to the record.

Cliff Letts, Toledo, WA, stated he has concern regarding his property in Vader. He received a water bill last Thursday and with the water bill was a flyer to disincorporate the City of Vader. He stated his name is mentioned in this letter saying that he was one of the people on a committee looking into disincorporating the City. Cliff stated this is false and he does not like being accused of something that he doesn't have anything to do with. He said he called the Mayor on Thursday and they were in disagreement. He feels that the Mayor owes him an apology and tomorrow night he will be going to their City Council meeting asking for that apology. He stated he is not on a committee but he is in favor of the County taking over the City of Vader.

LEWIS COUNTY EMPLOYEE OF THE QUARTER

Commissioner Schulte announced David Rodkey, Lewis County Sheriff’s Office, as the 2nd Quarter Employee of the Quarter. David was not present at the meeting but Officer Barrett accepted the award on his behalf. Commissioner Schulte stated David handled a very difficult situation at the Jail that lead him to getting this award. One of the things that Commissioner Schulte also noted was how instead of an elected official or Department head drafting this nomination, one of his co-workers and Sergeant on the staff recognized David and put him in for the award. Anybody up the Chain of Command can recognize and put a person in for an award. It doesn’t have to be an elected official or department head.

NOTICE

Commissioner Averill made a motion to approve the Notice Agenda. **Commissioner Grose** seconded the motion. Candace Hallom, Interim Clerk of the Board read the item into the record.

1. Call for Bids: For the East Lewis County Transfer Station Bulkhead Project. Bids will be opened on or after 10:00 am on September 13, 2010. Resolution No. 10-202

Tim Elsea, Public Works, This project is a capital improvement project for Lewis County Solid Waste Division at the property purchased in 2008 adjacent to the East Lewis County Transfer Station. The contract will provide for the construction of a public recycling area complete with reinforced concrete retaining walls and pavements; asphalt paving; cement concrete curbs; grading and excavation; drainage system of piping, catch basins, sediment basin, bioswale, level spreaders and dispersion trench; signage; bollards; chain link fencing; powered sliding gate; temporary erosion and sediment control; project temporary traffic control; and other work. This is a long way to say we will have four recycling containers for the public to use in Morton.

Commissioner Grose stated this is a project that is similar to the Centralia Transfer Station; we will be able to recycle more in the east county in an effort to make Lewis County a cleaner and better place to live. With the development of the South County, in the future, we hope to be able to do similar projects in that area.

Commissioner Averill noted this is not approval of the project but merely a call for bids. Bids are due to the Clerk of Board of County Commissioners by 9:30 am on Monday September 13, 2010 and will be opened on or after 10:00 am on that same day.

CONSENT

Commissioner Grose made a motion to approve Consent Agenda items two through five. **Commissioner Averill** seconded the motion. Candace Hallom, Interim Clerk of the Board read the items into the record.

2. Resolution No. 10-203 Approval of warrants for payment.

Commission Averill stated this resolution approves 314 warrants issued by the Auditor's Office for a total of \$1,354,572.89.

3. Resolution No. 10-204 approving an easement with WA State Parks for right of way for Dodge Road.

Kelly Albert, Public Works, stated on March 8, 2010, the Board of County Commissioners passed Resolution No. 10-060, instructing the County Road Engineer to acquire all necessary right of way for culvert maintenance and regular channel cleaning to maintain drainage for Dodge Road. This resolution would approve a perpetual easement and agreement between WA State Parks and Lewis County for additional right of way for Dodge Road and authorizes signatures thereon. The State required a processing fee of \$3,506.00.

Commissioner Schulte stated "so we will be maintaining the culverts, ditches, and everything else" "and for the honor of doing that we have to pay the State \$3,506.00."

Commissioner Grose stated not exactly, this is an area that we had a plugged culvert in 2009 which created some problems. On an emergency basis we had to go in and clean the culvert out. It is not the State's Culvert it is ours. He then asked Kelly, "few months ago the parks came to us with the concept of taking over ownership of that property. Is there a fee attached or was it going to be given to us?"

Kelly stated she was sure, previously we had a temporary easement and this will give us a permanent easement.

Commissioner Grose recommended we check into that property further.

4. Resolution No. 10-205 Accepting program amendment with DSHS Division of Developmental Disabilities.

Tara Smith, Social Service, stated this program amendment extends the funding for the Developmental Disabilities adult employment programs until the end of 2011. The increased amount was \$775,395.00 for 2011 and \$47,685.00 was for the rest of 2010. This is for of our service contracts that we put out to subcontractors and they submit the invoices to us and we then bill the State. Tara noted that we do keep 6% for admin purposes.

Commissioner Averill stated the total amended amount for Fiscal Year 2011 is \$1,459,703.00. He also noted that the Governor is looking at a four to seven percent cut coming up so how much of this money will survive is yet to be seen.

5. Resolution No. 10-206 Bid award to Anchor QEA for fish related studies.

Robert Johnson, Community Development, stated Lewis County acts as a fiscal agent for the Chehalis River Flood Authority with regard to contracts and other financial components of the Flood Authority. The Flood Authority was appropriated money out of the 2010-2011 Washington State Budgets specifically for fish studies relative to upstream retention. In June, the Flood Authority put out a request for Proposals that was answered by three firms; Anchor QEA's proposal was selected by a sub-committee of the Flood Authority. This project is not to exceed \$900,000.00; the work will commence with the execution of the agreement and be done on or before June 30, 2011.

Commissioner Averill stated part of this is out of Legislation from the capital budget of the last legislative session which provided additional funding for the Flood Authority in a number of areas. This area was specifically related to the looking at Water retention. There were some provision in the legislation; there had to be a peer review of the PUD study that was done by EES which looked at the feasibility of putting two dams in the upper Chehalis Basin, that peer review was done in June and they reported back that there were some areas they felt needed to be given some attention in the fish study but there were no fatal flaws. The first hurdle was complete and then it went to the US CORP of Engineers who has responded back that this is not an approved project under the CORP rules. There was a ruling at the Governor's Office that if that was the response from the CORP it would not be a show stopper. The third requirement in the legislation is that we have to get approval from OFM the holder of the money to make sure that money would be available. We are still waiting on that and hope to have an answer today. We know of no reason why OFM should hold the money back and we have verbal's but unfortunately need it in writing to pay in on the project. The Flood Authority recognizing that time is of an essence, created a sub-committee consisting of the three sitting Commissioners on the Flood Authority from Lewis, Thurston, and Grays Harbor County. The sub-committee also included a member from the Centralia City Council, a representative from the Department of Fish and Wildlife, a representative from the Confederated Tribes at the Chehalis Reservation and a representative from Lewis County PUD. That group had the authority, provided by the Flood Authority, to put out the RFP, review the RFPs, interview candidates, and make the selection which has been done. Lewis County as the fiscal agent for the Flood Authority is passing this resolution so that as soon as we have the approval from OFM we are ready to go ahead with the project. Commissioner Averill also noted that in the discussions the committee had on Friday there were some very minor issues that they asked Anchor QEA to look at. None of these issues is show stopper as far as the Tribe was concerned and they were the ones that raised it. Specifically, Anchor QEA had limited the number of species of fish that they were going to look at and the

tribe asked them to re-review that. There is a possibility that next week we will do a small amendment or there will be an explanation to the tribe of why they went that way.

Motion carried 3-0

There being no further business, the Commissioners' public meeting adjourned at 10:37 a.m. on August 16, 2010. The next public meeting will be held Monday, August 23, 2010, 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:

P.W. Schulte, Chairman

Clerk of the Board
Lewis County Commissioners

Ron Averill, Commissioner

F. Lee Grose, Commissioner