

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON
BOARD MEETING MINUTES
October 7, 2013**

The Board of County Commissioners for Lewis County, Washington, met in regular session on Monday, October 7, 2013 at 10:00 a.m. **Commissioners Bill Schulte, Edna J. Fund, and F. Lee Grose** were in attendance. **Chairman Schulte** determined a quorum, called the meeting to order and proceeded with the flag salute. **Commissioner Fund** moved to approve the minutes from the 10:00 a.m. meeting held on Monday, September 30, 2013. **Commissioner Grose** seconded the motion.

Motion Carried 3-0

Public Comment

Ron Neilson, Mineral, stated the BOCC has made it very clear that they do not care about the problem that exist at the mineral post office. He has written a couple letter to the Board regarding the mineral post office and the condition and never received a response to the letters submitted.

Chairman Schulte stated the post office in mineral is outside the Boards jurisdiction.

PROCLAMATION

Commission Grose made a motion to approve Proclamation Agenda item one. **Commissioner Fund** seconded. **Commissioner Fund** read the Proclamation into the record.

- 1. Proclamation: Proclaiming October 2013 as “NOAA Weather Radio Month” in Lewis County.**

Ross McDowell, Emergency Management, stated the purpose of the NOAA weather month is to encourage the citizens of Lewis County to purchase and use a NOAA Weather Radio. We are asking people to follow-up with their other proportion for bad weather and be prepared from three to five days for evacuations and two weeks of preparedness at your house.

Motion Carried 3-0

NOTICE

Commissioner Fund made a motion to approve Notice Agenda items two through four. **Commissioner Grose** seconded the motion.

- 2. Notice: Public auction of surplus county property will be held at 8:00 a.m. on October 23, 2013, at Ritchie Brothers in Chehalis, WA. A complete list of items**

is available from the Lewis County Public Works Department, Road Maintenance Service Division. Resolution No. 13-484

Tim Elsea, Director of Public Works, stated the items listed on Exhibit "A" are no longer useful to Lewis County. The attached list of vehicles and equipment have reached their useful life and have been replaced with new ones. We recommend this surplus equipment be sold at auction on October 23, 2013. The advertising for surplus property and sale will be completed by Lewis County in accordance with the surplus property ordinance. Items listed on Exhibit "A" will be sold at Ritchie Bros Auction, October 23, 2013.

3. Notice of Hearing: Approving the proposed transfer of the County's interest in the Chehalis-Centralia Airport to the City of Chehalis. Hearing will be held on or after 10:00 am on October 21, 2013. Resolution No. 13-485

Glenn Carter, Prosecutor's Office, stated Lewis County and the City of Chehalis jointly own undivided interest in the Chehalis-Centralia Airport. There is a proposal at this time to transfer the County's interest in that Airport to the City of Chehalis. A proposal has been made that involves several aspects. This is just a proposal. The proposal will be heard on October 21, 2013 on or after 10:00 am.

4. Notice of Joint Hearing: The Lewis County Board of County Commissioners and the Lewis County Solid Waste Disposal District No. 1 will hold a joint hearing on October 28, 2013, on or after 1:30 p.m., regarding a proposed \$8 per ton increase to the tipping fee for municipal solid waste received at the Lewis County Public Works transfer stations. Resolution No. 13-486

Tim Elsea, Public Works Director, stated this resolution sets 1:30 p.m., October 28, 2013, as the time and day for the Board of County Commissioners to hold a public hearing about a proposal to increase the municipal solid waste (MSW) tipping fee charged at the Central Transfer Station (CTS) in Centralia and the East Lewis County Transfer Station (ELCTS) in Morton. When the Lewis County Solid Waste Disposal District #1 (District) began operating the (CTS) in 1994, the MSW tipping fee was established at \$95 per ton. Defeasance of bonds reduced the District's financial obligations in 1997, and as a result, the District authorized the tipping fee to be lowered to \$82 per ton at the CTS and the ELCTS, which began operation in 1997. The District Fund 415 was profitable until the economy weakened, and MSW tonnage declined, resulting in revenue losses at the end of the last four years even though Solid Waste management reduced operating expenditures to alleviate declining revenue. The Director of Lewis County Public Works has estimated what the 2014 year-end balance of District Fund 415 will be based on the current tipping fee and on increases of \$5, \$8, and \$10 to the current fee. The Public Works Director concluded that increasing the current rate of \$82 per ton by \$8 per ton for a total of \$90 per ton would be in the public's best interest. The Lewis County Solid Waste Advisory Committee, advisors to the Board of County Commissioners, studied the Public Works Director's tipping fee

projections, and passed a motion at its Sept. 5, 2013 meeting recommending an increase to the tipping fee of \$8 per ton, which would make the new fee \$90 per ton. According to RCW 70.95.212, the new tipping fee may be effective at least 75 days after haulers have been given notice so that solid waste collection companies have time to prepare and submit tariffs and rate filings for public comment; and to allow time for the Washington Utilities and Transportation Commission to review the collection companies' tariff requests.

Motion carried 3-0

CONSENT

Commissioner Grose made a motion approve Consent Agenda items five through nine. **Commissioner Fund** seconded the motion.

5. Resolution No. 13-487 Approval of warrants and payroll for payment.

Commissioner Grose stated this Resolution approved 9 special purpose warrants in the amount of \$11,848.63 and 212 regular warrants in the amount of \$525,087.75 for a total payment against the County in the amount of \$536,936.38.

6. Resolution No. 13-488 Approving contracts with Morningside, Reliable Enterprises and Lewis County Work Opportunities.

Danette York, Director of Public Health and Social Services, stated this contracts between Lewis County and Morningside, Reliable Enterprises, and Lewis County Work Opportunities. The State Department of Developmental Disabilities contracts with Lewis County to oversee the administration of grant money for employment services to adults with developmental disabilities. Lewis County will act as the fiscal agent providing reimbursement to these agencies for services through a contract between Lewis County and the DDD Region 2. DSHS/DDD requires that the county contract with approved Community Rehabilitation Programs for employment services. Lewis County does not have the staff or expertise to provide specialized employment services. These agencies are approved and have the expertise to provide specialized employment services.

Funding for this contract comes from the state contract with DSHS/DDD.

Reliable Enterprises:	\$325,029.00
Morningside:	\$236,400.00
Lewis County Work Opportunities:	\$136,600.00
Total Consideration:	\$698,029.00

The period of this contract will extend from July 2013 - June 2014.

7. Resolution No. 13-489 Approving the Coordinated Prevention Grant Agreement with the Washington State Department of Ecology.

Danette York, Director of Health and Social Services, stated this Resolution approves a Coordinated Prevention Grant Agreement between Washington State Department of Ecology and Lewis County. Washington State Department of Ecology contracts with local health jurisdictions to perform solid waste enforcement and permitting activities. The goal of the CPG program is to provide funding assistance to local governments for planning and implementing some programs in their local solid and hazardous waste management plans. Grant #G1400099 Amount of Total Contract for 2013 - 2015 is \$177,096. State Grant share is \$132,822 and the 25% match requirement is \$44,274. Effective July 1, 2013 through June 30, 2015. The agreement was delayed at the State level. Lewis County received the formal offer on September 11, even though the agreement started July 1, 2013.

8. Resolution No. 13-490 Approving an inter-local with the Lewis County Fire District No. 13 for radio repair and maintenance services.

Michael Strozyk, Director of Public Services, stated we have several of these agreements in place with our local public safety agencies for repair and maintenance on their radio equipment. One of the problems we run into in our community is due to the economy both radio repair commercial vendors have closed business. This agreement will run through December of 2014 and allows Boisfort Valley to bring their equipment into us and we will repair and maintain it for a fee of \$50.00 per hour and \$75.00 for after hours and \$0.50 per mile if we have to transfer out.

9. Resolution No. 13-491 Approving the proposed acquisition of additional right of way for Cousins Road, Adna, WA.

Tim Elsea, Director of Public Works, stated we have a culvert that needs to be replaced along Cousins Road. This project will require additional right of way from two property owners. RCW 8.08.010 authorizes Counties to acquire property under the threat of eminent domain when deemed necessary by the Board of County Commissioners. Pursuant to the requirements of RCW 8.08, this resolution instructs the County Engineer to acquire right of way from owners of two properties along Cousins Road for the project. All such acquisition shall be in accordance with adopted procedures as per Resolution 09-381 and under its eminent domain authority for purposes of real estate excise tax, as per RCW 8.25 and WAC 458-61A-206(1C), and pursuant to authority and obligations of RCW title 8, notably 8.08, 8.25 and 8.26.

Motion carried 3-0

HEARING

- **Hearing: 2014 Preliminary Budget**

Chairman Schulte announced the hearing and asked for a staff report.

Dawna Truman, Budget Director, stated copies of the preliminary budget and brief are at the front of the room. We have also posted it online and placed it in Colleges and Libraries around the County. We will be presenting an evening presentation on November 18, 2013 at 5:30 pm. A preliminary budget was submitted to the BOCC and the Auditor on September 3, 2013. Meetings have been held through the months in September for each office and elected official to discuss their budget with the Commissioners. The second hearing will be held on December 2, 2013 which will be the day of adoption of the budget. Preliminary budget sets current expense revenue at \$31,138,647.00, expenditures at \$33,948,153.00. The total of the preliminary budget is expected to be revenue in the amount of \$96,095,798.00 and expenditures in the amount of \$100,206,374.00. Revenue from previous years will be used to balance the budget.

Chairman Schulte asked if there were any other questions. There were none. He closed the question and answer portion of the hearing and opened the formal hearing.

Dawn Truman asked that their previous comments be adopted into the record.

Chairman Schulte asked if there was anyone who wished to speak. There were none. He closed the formal hearing and adjourned the hearing.

- **Hearing: Adoption of Ordinance 1246 amending LCC 16.02 Subdivision General Provisions**

Chairman Schulte announced the hearing and asked for a staff report.

Stan May, Community Development, stated LCC 16 is specifically about exemptions. The first exemption LCC 16.02 #9 exempts land divisions of 20 acres or more from the provisions of title 16. This particular exemption is not consistent with the minimum lot size requirements of 80 acres for land designated as Forest Resource Lands (FRL) which would make it consistent. The amendment would increase the exemption within FRL only to 80 acres. The second part of this is a new exemption on conservation lots. Occasionally small portions of large tracks are found to be not suitable for resource land use due to wetland and other environmental features and limitations. We had two public hearings and two workshops with the planning commission and the code amendment reflects suggestions made during those hearings and workshops.

Ron Averill, Centralia, asked for an explanation on what we are doing with the conservation lands. If I only have an 80 acre plot for FRL and go into conservation does it go under the 80 acre?

Stan May stated part of the provision of the conservation lot is whatever is left over cannot be smaller than the minimum lot size for that area. You would need to have more than 80 acres and then you could slice off the excess as long as you have the minimum of 80 acres.

Roberta Church, Mineral, asked the maximum would still be the one house in 80 acres? Does this give land owners any new rights? Does the amendment to the subdivision change the zoning requirement?

Stan May stated yes maximum would be the one house for 80 acres, only on the conservation provision but the 80 acres actually restricts certain amount of rights, and no this does not change the zoning requirements,

Ron Nielson, Mineral, asked will the new amendment allow subdivision of less than 80 acres in a development of FRL of long term significant?

Stan May stated that doesn't change.

Ron Nielson asked will this amendment allow subdivisions of less than 20 acres and development of FRL of local significant.

Stan May stated this does not change the zoning code.

Ron Nielson asked will this amendment result and the violation of any SEPA and GMA laws.

Stan May stated no.

Chairman Schulte asked if there were any other questions. There were none. He closed the question and answer portion of the hearing and opened the formal hearing.

Lee Napier and **Stan May** asked that their previous comments be adopted into the record.

Commissioner Grose stated this is a clarification amendment to clarify and prevent large scale land owners in FRL from subdividing there land without any development regulations.

Chairman Schulte asked if there was anyone who wished to speak. There were none. He closed the formal hearing and asked for a Motion.

Commissioner Fund moved to approve Ordinance No. 1246. **Commissioner Grose** seconded.

Ordinance No. 1246 An Ordinance of Lewis County, Washington Amending Lewis County Code Chapter 16.02 Subdivisions General Provisions.

Motion Carried 3-0

There being no further business, the Commissioners' public meeting adjourned at 10:45 a.m. on October 7, 2013. The next public meeting will be held Monday, October 14, 2013, 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

Karri Muir, CMC, Clerk of the Board
Lewis County Commissioners

F. Lee Grose, Commissioner

Edna J. Fund, Commissioner