

**BOARD OF COUNTY COMMISSIONERS  
LEWIS COUNTY, WASHINGTON  
BOARD MEETING MINUTES  
September 12, 2011**

The Board of County Commissioners for Lewis County, Washington met in regular session on Monday, September 12, 2011 at 10:00 a.m. **Commissioners Ron Averill and P.W. "Bill" Schulte** were in attendance. **Commission F. Lee Grose** was absent. **Chairman Averill** determined a quorum, called the meeting to order and proceeded with the flag salute. **Commissioner Schulte** moved to approve the minutes from the 10:00 a.m. meeting held on Monday, September 06, 2011. **Chairman Averill** seconded the motion.

**Motion Carried 2-0**

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| <b>NOTICE</b> |
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**Commissioner Schulte** made a motion to approve Notice Agenda items one through three. **Chairman Averill** seconded the motion. Candace Hallom read the items into the record.

- 1. Notice of Hearing: Regarding the 2nd Budget Amendment for 2011. Hearing will be held on or after 10:00 am, on September 26, 2011. Resolution No. 11-296**

**Dawna Truman, Budget Director**, stated this Resolution provides notice that a hearing on the 2<sup>nd</sup> Budget Amendment to the 2011 Lewis County Budget for Current Expense and Various Funds will be held on or after 10:00 am on Monday, September 26, 2011. The amendment is in the amount of \$3,953,233.00 with an offset of revenue in the amount of \$2,099,342.00 and the balance from reserves in the amount of \$1,853,891.00. The public will have an opportunity to ask questions and provide testimony prior to a decision by the Board of County Commissioners.

- 2. Notice of Hearing: Regarding fixing the maximum speed limit on Collins Road. Hearing will be held on or after 10:00 am, September 26, 2011. Resolution No. 11-297**

**Tim Elsea, Director of Public Works** stated we have received complaints from the Citizens on Collins Rd. An investigation was conducted, and an engineer's report prepared for the entire length of Collins Road. What we found on Collins Road was that 85% of the people drive 42.4 miles per hour on average. We recommend lowering the speed limit to 40 miles per hour. This resolution will set September 26, 2011 as the date for a hearing. The notification of the hearing will be published in the East County Journal on September 14, 2011, 10 days prior to the hearing date. If adopted, notification of adoption will also be published.

- 3. Notice of Hearing: Regarding the proposed vacation of a portion of the R.P. Jones Rd. Hearing will be held on or after 10:00 am, on October 10, 2011. Resolution No. 11-298**

Larry Unzelman, Public Works, stated Resolution 11-188, passed by the BOCC on June 13, 2011, declared its intent to vacate a portion of R.P. Jones Road, and instructed the County Engineer to examine the road and report his opinion on the vacation, as required by RCW 36.87.010. The three property owners adjoining that portion of the R.P. Jones Road have requested the vacation. Utility companies known to service the general area have been notified and there are no known utilities within the area to be vacated. The County Engineer has prepared his report on the matter, which is hereby submitted. If the report is accepted, passing the attached resolution would set an October 10, 2011 hearing date for consideration of the matter. RCW 36.87.150 requires publication at least once a week for two consecutive weeks preceding the date fixed for the hearing, in the county official newspaper and that a copy of the notice be posted for at least twenty days preceding the date fixed for hearing at each termini of the county road or portion thereof proposed to be vacated.

**Motion Carried 2-0**

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| <b>CONSENT</b> |
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**Commissioner Schulte** made a motion to approve Consent Agenda items three through eight. **Chairman Averill** seconded the motion. Candace Hallom read the items into the record.

- 4. Resolution No. 11-299 Approval of warrants for payment.**

**Chairman Averill** stated this approves 216 warrants issued by the Auditor's Office for \$486,963.70.

- 5. Resolution No. 11-300 Appointing a member to the Timberland Regional Library Board.**

**Chairman Averill** stated this ratifies the appointment by the Grays Harbor Board of County Commissioners of Corby Varness as a member of the Timberland Regional Library Board representing Grays Harbor. Corby will be filling the remainder of the unexpired term of Thomas Schaefer through December 31, 2013. Appointments to the Timberland Regional Library Board by member counties must be ratified by each of the member county boards of county commissioners.

- 6. Resolution No. 11-301 Approving a grant agreement with the Town of PeEll to accept funding under RCW 82.14.370, Distressed Counties Fund.**

**Chairman Averill** stated this approves a Distressed Counties Fund (.09) grant agreement between Lewis County and the Town of PeEll for \$31,380.00 to conduct the "4th Avenue Sidewalk Construction Project which is necessary to retain and expand

local business. The application has been recommended for approval by the Distressed Counties/Rural Economic Development Public Facilities Advisory Committee

**7. Resolution No. 11-302 Approving an administrative agreement with Jimmy and Carolyn Lakey.**

**Tim Elsea, Director of Public Works**, stated as part of the Koontz Road Widening Project, an offer dated February 17, 2011, was made to Jimmy L. and Carolyn M. Lakey, agreeing to pay \$1,600 for 0.10 acre of land, \$900 for trees, and \$4,500 for the fencing, for a total of \$7,000. The County will pay an additional \$500.00 if the fence is replaced, provided it is of like construction, length and utility and is constructed on the new right-of-way line within 6 months from the completion of the widening project. Mr. and Mrs. Lakey expressed concerns with specific elements of the offer and submitted a counteroffer of \$10,700. The Lakey's are concerned that removal of the trees will result in loss of privacy, therefore the County is willing to add an additional \$500 to its \$900 offer for trees, which would provide a sufficient amount to install a privacy hedge. The Lakey's also believe they are not receiving sufficient compensation for their fence. The fence is not typical construction and therefore, estimates provided by contractors vary; however, the County is willing to increase its offer by \$1,000, which is in line with quotes we received. The County's claim to right-of-way across Mr. and Mrs. Lakey's land for Schreiner Road is through its years of maintenance by authority of RCW 36.75.070. The Lakey's are proposing to convey this 10 feet of additional right-of-way to the County and are requesting payment at 100% of market value. Though the County possesses the rights necessary for the road, it is not of record. The County is willing to pay 50% of market value for fee title to the right-of-way, adding \$500 to its offer. Mr. and Mrs. Lakey have requested that the County survey and record the new property boundary with the new Koontz and Schreiner Road rights-of-way depicted along the south and east parcel lines. The County agrees to monument the northeast, southeast and southwest property corners and add these features to its Koontz Road survey which will be recorded within 12 months of project completion. The new proposed offer of \$8,600 was presented to Mr. and Mrs. Lakey on August 25, 2011, to settle negotiations. The agreement has been signed by the Lakey's and is acceptable to the Public Works Department. Approval and execution by this Board will conclude this acquisition.

**8. Resolution No. 11-303 Approving a contract with the WA State Department of Commerce for Community Mobilization.**

**Beatriz Mendez, Social Services**, stated this Amendment is to extend the contract until September 30, 2011 to spend out the remaining \$2,500 from the original June 30, 2011 end date.

**Chairman Averill** stated it is already the 12<sup>th</sup> of September and this is only extending this contract to the 30<sup>th</sup> of September but in actuality we are going back to June. We did not use the fund prior to expiration so what we are doing is giving us an opportunity to commit these funds before the contract expires. This is \$2,500.00 remaining of \$192,350.00 contract.

**Motion Carried 2-0**

**Chairman Averill** noted there are a couple of things on the agenda this week that are important. The first is we are going to have our first meeting with the CH-MH-TC Sales Tax Advisory Board today in the BOCC hearing room at 1:00 pm. Also, the Flood Authority will be meeting this week in Montesano.

There being no further business, the Commissioners' public meeting adjourned at 10:22 am on September 12, 2011. The next public meeting will be held Monday, September 19, 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:**

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Ron Averill, Chairman

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Karri Muir, Clerk of the Board  
Lewis County Commissioners

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P.W. Schulte, Commissioner

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F. Lee Grose, Commissioner