

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON
BOARD MEETING MINUTES
March 07, 2011**

The Board of County Commissioners for Lewis County, Washington met in regular session on Monday, March 7, 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, February 28, 2011. **Commissioner Schulte** seconded the motion.

Motion carried 3-0

PUBLIC COMMENT

William Cook, 227 Greek Road in Winlock, presented photos to the Board. He stated he is here representing 38 neighbors who signed a petition on August 1, 2010 regarding the property at 245 Limmer Road in Winlock. He asked the Board to get the Prosecutors Office to move forward with abatement of this property. It has been in their hands for five months. A contractor came in and bought all the cars on this property which has helped to clean it up some. They removed over forty vehicles and in doing so have dug ruts two to three feet deep throughout the property. While removing the scrap metals they made a mess on the only road in and out of the property. There is debris being left on the road causing numerous flat tires. He stated he is not going to stop until he gets something resolved.

Chairman Averill stated we have been working on this and unfortunately this is not the only property in the County where we have this problem. We have a new Prosecutor with whom we have sat down to discuss these issues. We don't have the answer yet but we do want to get this resolved.

Commissioner Schulte stated the Health Department updates the Board every two weeks on the status of the properties.

NOTICE

Commissioner Schulte made a motion to approve Notice Agenda items one through Four. **Commissioner Grose** seconded the motion. Candace Hallom read the items into the record.

- 1. Call for Bids: For the 2011 Traffic Paint Proposal. Bids will be opened on or after 11:30 am on March 22, 2011. Resolution No. 11-064**

Tim Elsea, Director of Public Works, stated the 2011 Traffic Paint Proposal is a specific item proposal that is generated by Traffic Engineering to estimate quantities for traffic paint used by the Traffic Control workgroup for the 2011 Striping Program. We

are requesting to go out to bid and expect to stripe about 370 miles of Road. There are two different types of paint that we are going out to bid. One is rapid dry water borne and the other is high build water borne. The rapid dry is what we normally use. The high build is paint that cost about \$2.00 a gallon more but is supposed to last another year. So we are going to use it on some of the same roads as the rapid dry to test and see if it will last longer. Sealed bids need to be delivered to the Clerk of the Board by Tuesday March 22, 2011 at 11:00 am and will be opened at 11:30 am.

2. Call for Bids: For Flusher Tanks. Bids will be opened on or after 11:30 am on March 22, 2011. Resolution No. 11-065

Tim Elsea, Director of Public Works, this is a call for bids for three stainless steel flusher tanks. These are approximately 3500 gallon slip-in stainless steel flusher tanks that can be used as distributors for magnesium chloride for ice abatement, as well as for water. We have two flusher tanks that are ten yard slip-ins that we are replacing and one five yard flusher tank. Sealed bids need to be delivered to the Clerk of the Board by Tuesday March 22, 2011 at 11:00 am and will be opened at 11:30 am.

Chairman Averill noted Public Works bids will no longer be opened at BOCC meetings. Rather, they will be opened in public by Public Works on a time and place designated. These two bids will be opened in the Commissioners meeting room on Tuesday, March 22, 2011.

3. Notice of Hearing: To adopt service connection regulations for the City of Vader Water System. Hearing will be held on or after 10:00 am on March 28, 2011. Resolution No. 11-066

Tim Elsea, Director of Public Works, stated Lewis County adopted Title 13 of the Lewis County Code on July 26, 2010 to establish a Utility Division within the Department of Public Works in preparation of receiving the City of Vader water system. The hearing for receivership was held on October 29, 2010; and Lewis County began operation and management of the water system on January 1, 2011. In order to operate and maintain the water system in a responsible manner, it is necessary to establish regulations for service connections. This hearing will be held on March 28, 2011 on or after 10:00 am.

4. Notice of Hearing: To consider the creation of a flood control zone district for the Cowlitz River Basin. Hearing will be held on or after 10:00 am on March 28, 2011. Resolution 11-067

Robert Johnson, Director of Community Development, stated this is a notice to hold a public hearing and then act on a proposal to create a Flood Control Zone District (FCZD) for the Cowlitz River Basin located within Lewis County. On February 14, 2011, the Board of County Commissioners dissolved all existing and previously created FCZD within Lewis County, and created a FCZD for the Chehalis River

Basin. At the public hearing, the Board noticed its intent to form one or more additional FCZD. This action would formalize the creation of the Cowlitz River Basin FCZD. Notice will be published in The East County Journal and The Chronicle.

Chairman Averill noted the reason we did not establish the Cowlitz River Basin Flood Control Zone District at the same time as the Chehalis River Flood Control District was because at that time we were still working on the legal description of the District's Boundary.

Motion Carried 3-0

CONSENT

Commissioner Grose made a motion to approve Consent Agenda items five through twelve. **Commissioner Schulte** seconded the motion. Candace Hallom read the items into the record.

5. Resolution No. 11-068 Approval of warrants and payroll for payment.

Chairman Averill stated this approves 211 warrants and 1 special warrant (Vader Water System) issued by the Auditor's Office for a total of \$188,556.47. Also, approves 418 automatic deposits, 152 warrants for County Net Pay, and 63 warrants for County Benefits & Employee Deductions for a total of \$3,029,979.35.

6. Resolution No. 11-069 Approval of Assignment of Lessee's Rights in a lease agreement and assignment of rents for collateral purposes between the Lending Network and East County PDA.

Chairman Averill stated Lewis County approves the assignment of the right of the East Lewis County Public Development Authority (ELCPDA) in a Lease Agreement (For Collateral Purposes Only), in its lease with the Lending Network (TLN), and Assignment of Rents (For Collateral Purposes Only). In the event of default by ELCPDA in the terms of the loan of \$300,000.00 provided by TLN, Lewis County allows TLN to step in and continue rental of the property as authorized under the original lease to effect payment of the loan obligation. Any rents collected by TLN shall first be applied to any loan obligation due Lewis County from ELCPDA, with the remainder sums being paid to TLN for satisfaction of any default note. The ELCPDA has made improvements on their property in Packwood, with loans from Lewis County, to accommodate the needs of a tenant, Silver State Armory. The success of the business required further expansion of the facilities and a loan from the TLN was used to accommodate the expansion. This assignment of rights was needed to provide TLN collateral for its loan.

Commissioner Grose stated this project has represented a substantial investment on the part of the County in the form of the .09 % money. This property is County owned and is being leased to the ELCPDA for the purpose of the industrial park. In a way, with this Resolution, we are protecting the County's investment in the

property but we are unwilling to go the step of granting more money. This does represent a substantial employer in East Lewis County and we have not had a new one for some time.

7. Resolution No. 11-070 Appointing a member to the Regional Support Network Advisory Board.

Danette York, Director of Health & Social Services, stated there is a vacancy on the Timberland Regional Support Network Advisory Board. Steve Clark has expressed a desire to be appointed to the Board for two years through March 2013. His background and experience will be beneficial to the members of this Board and the community. The appointment is for a two year term.

Chairman Averill stated Steve Clark is the Director of Valley View Medical Clinics. Steve has had an interest in this for some time because the TRSN provides the Medicaid funding for mental health services in the County.

8. Resolution No. 11-071 Approving the County's Simplified Indirect Cost Allocation Plan.

Amanda Migliaccio, Auditor's Office, stated this Resolution is to replace the recently expired plan. The plan establishes an indirect cost allocation rate of 16.83% which can be used by County departments for any federal grants or contracts that permit the reimbursement of indirect cost.

Chairman Averill asked why the Courts use this plan.

Amanda stated the Courts use this for Child Support Services.

9. Resolution No. 11-072 Approving an inter-local with Lewis County Fire District #1 for radio repair services.

Michael Strozyk, Director of Central Services, stated recently the last commercial radio shop in Lewis County closed. This put a bind in the maintenance and operations for some of the rural fire and police departments. We have stepped up at that request and are providing emergency radio and maintenance repair to the Fire Trucks and ambulances. This is a one year agreement expiring December 31, 2011. This sets a per hour rate at \$50.00 per hour during normal business time and \$75.00 per hour for overtime or afterhours.

10. Resolution No. 11-073 Approving an inter-local with the Lewis County Fire District #6 (Chehalis) for computer and software maintenance.

Michael Strozyk, Director of Central Services, stated this approves an inter-local agreement with Lewis County Fire District #6 (Chehalis) for our IT Department to

provide computer support and maintenance through December 31, 2012. Lewis County 911 owns the public safety computer system that the agencies share called Spillman. This is a two year agreement with an expiration date of December 31, 2012. There is a \$110.00 per year annual maintenance minimum charge which includes two hours of labor. After that labor is billed at \$55.00 per hour during normal business time and \$80.00 per hour after hours.

11. Resolution No. 11-074 Bid award for the Lewis County 2011 Gravel Proposal.

Rod Lakey, Public Works, stated the Gravel Proposal project is a material supply contract for countywide chip seal and BST over cement treated base roadways. 3R projects are listed as priority No. 1 on Lewis County's 2011 Six Year Transportation Improvement Program, adopted November 15, 2010. A Call to Bid was issued by BOCC on February 14, 2011 and we received five responsive bids for this project on February 28, 2011. Sterling Breen Crushing, Inc. provided the lowest responsive bid of \$264,023.86. The engineer's estimate based on last year's cost is \$358,641.00.

12. Resolution No. 11-075 Bid award for the Countywide Base Stabilization Project.

Rod Lakey, Public Works, stated this project is listed as No. 1 on Lewis County's 2011 Six Year Transportation Improvement Program, adopted November 15, 2010. The contract will provide for the repair of portions of Gore Rd., Meier Rd., Washington Way, Taylor St., and Van Wormer St., by pulverization, cement stabilization, and other work. A Call to Bid was issued by BOCC on February 14, 2011 and we received three responsive bids for this project on February 28, 2011. Ground Up Road Construction, Inc. provided the lowest responsive bid of \$179,412.56. The engineer's estimate was \$176,217.00.

Motion Carried: 3-0

There being no further business, the Commissioners' public meeting adjourned at 10:42 am on March 7, 2011. The next public meeting will be held Monday, March 14, 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

Clerk of the Board
Lewis County Commissioners

P.W. Schulte, Commissioner

F. Lee Grose, Commissioner