

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON
BOARD MEETING MINUTES
March 8, 2010**

The Board of County Commissioners for Lewis County, Washington met in regular session on Monday, March 8, 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, March 1, 2010. **Commissioner Schulte** seconded the motion.

Motion carried 3-0

Notice

Commissioner Averill made a motion to approve Notice Items one through three. **Commissioner Grose** seconded the motion. Karri Muir, Clerk of the Board read the items into the record.

1. Notice of Hearing: Regarding the 7th Budget Amendment for 2009. Hearing will be held on or after 10:00 am on Monday, March 22, 2010. Resolution No. 10-058

Dawna Truman Fiscal, stated this budget hearing is for funds that need to be cleaned up for 2009. The approximate amount of the amendment is \$80,000.00.

Commissioner Averill noted that amount is subject to change if other vouchers come in that are not accounted for.

2. Notice of Hearing: Regarding Ordinance 1212 related to display of firearms within Lewis County Parks. Hearing will be held on or after 10:00 am on Monday, March 22, 2010.

Bob Johnson, Community Development spoke on items two and three. He noted that the first hearing will address the use and discharge of firearms in County parks and the second will amend the No Shooting Ordinance in LCC 9.05 to designate those parks as a No Shooting Zones. . There will be one hearing for each ordinance.

Commissioner Averill stated that this issue was brought to light when a citizen challenged the City of Seattle's firearms law. State Law reserves the right on firearms to the State itself. It specifically tells both counties and cities and other municipal type corporations, that they cannot make laws which change the intent of the State Law. A County can normally make a law more restrictive or less restrictive based upon the issue of the state law, but in this case we cannot. We will adopt the State Law by reference. By making the parks a 'No Shooting Zone' it should be obvious that this is not a place to bring a weapon in. We hope that most people will not. These two actions together, we hope, will clear up the issue and we will not have an issue in our code which is not in compliance with the State Law.

Mr. Johnson stated the intent is to adopt in whole RCW 9.41, which deals with firearms in general.

3. Notice of Hearing: Regarding Ordinance 1213 related to the establishing of Lewis County Parks as No Shooting Zones. Hearing will be held on or after 10:00 am on Monday, March 22, 2010.

Motion carried 3-0

Consent

Commissioner Grose made a motion to approve Consent Items four through nine. **Commissioner Averill** seconded the motion. Karri Muir, Clerk of the Board read the items into the record.

4. Resolution No. 10-059 Appointing a member to the Lewis County ATOD/CMASA Advisory Board.

Glenn Carter stated that Deputy Cailen Wevodau will replace Deputy Prosecuting Attorney Jonathan Richardson on this board. She is familiar with most of the agency's who work with drug addiction in the County. He noted that Ms. Wevodau will do a good job on this board.

Commissioner Averill noted that this board meets once a month. This board looks at programs that are in the County that deal with substance abuse prevention.

5. Resolution No. 10-060 Proposed acquisition of additional right of way for Dodge Road.

Larry Unzleman stated that a project to replace the culvert on Dodge Rd has been completed. Regular channel cleaning on both sides of the culvert will be needed to maintain the culvert and drainage. Additional right of way for the culvert and channel cleaning will need to be acquired from one property owner.

Commissioner Grose noted that this project was from the 2006 flooding.

6. Resolution No. 10-061 Proposed acquisition of additional right of way for Wirsdorfer Road.

Larry Unzleman stated that this road has a small turnaround at the end of it, which is making it difficult for school buses to turnaround. The County plans to improve the turnaround to a standard size turnaround. The project will require right of way acquisition from one property owner, Weyerhaeuser Co., who is in agreement.

7. Resolution No. 10-062 Bid award to Quality Fence Builders for Bunker Creek Pit Fence Project.

Rod Lakey, Public Works stated that bids went out to all of the fencing contractors on the Small Works Roster. Public Works received four bids back and Quality Fence Builders, Inc. were the lowest bidder in the amount of \$60,766.00. A contract was executed with Quality Fence Builders, Inc. and this resolution will ratify that contract. This fence is for the protection from an escarpment at of the pit to prevent falling.

Commissioner Averill noted that this area of the Bunker Pit has already had an accident there. This is an area which is dangerous. He questioned the price of the

fencing contract, but the terrain around this area means the fencing has to be much longer and it is a more difficult project than a normal fencing project.

8. Resolution No 10-063 Cancellation of warrants.

Commissioner Averill stated this resolution cancels two warrants totaling \$3,280.00, issued by the Lewis County Auditor, which were lost or destroyed or paid to an incorrect vendor. Corrected warrants will be reissued.

9. Resolution No. 10-064 Support of water retention as a primary flood prevention measure.

Commissioner Averill noted in support of, and in agreement with, other government jurisdictions in the upper Chehalis River Basin, the Lewis County Board of County Commissioners declare their support for:

- Funding and completion of Phase II B, and such other phases that may be required, of the Lewis County Public Utility District # 1 Water Retention Study;
- Completion of the Governor's Office proposed Coordinated Study to show how water retention and levees may complement each other;
- Reauthorization of a significantly different US Army Corps of Engineers Twin Cities Project, with retention as the primary element that includes levees as secondary; and
- Formation of a Basin Wide Flood Control or Flood Control Zone District for the Chehalis River Basin.

Motion carried 3-0

There being no further business, the Commissioners' public meeting adjourned at 10:27 am on March 8, 2010. The next public meeting will be held Monday, March 15, 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