

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON
BOARD MEETING MINUTES
November 30, 2009**

The Board of County Commissioners for Lewis County, Washington met in regular session on Monday, November 30, 2009, at 10:00 a.m. **COMMISSIONERS RON AVERILL, P.W. SCHULTE and F. LEE GROSE** were in attendance. **Chairman Grose** 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, November 23, 2009. **Commissioner Averill** seconded.

Motion Carried 3-0

Consent

Commissioner Averill made a motion to approve Consent Items one through seven. **Commissioner Schulte** seconded the motion. Candace Hallom, Interim Clerk of the Board read the item into the record.

1. Resolution No. 09-378 Cancellation of Warrants

Commissioner Averill stated this resolution approves the cancellation of three Auditor Office warrants which were lost or destroyed at a total value of \$1,466.07, and authorizes reissue.

2. Resolution No. 09-379 Appointment of Rod Lakey PE, Assistant County Engineer as Interim County Engineer and Public Works Director.

Rod Lakey, Public Works stated RCW 36.80 requires Lewis County to employ a County Engineer. John Huestis has resigned his position effective on December 2, 2009. This resolution would appoint Rod Lakey as Interim County Engineer until the position is filled.

3. Resolution No. 09-380 Approving the necessary acquisition of additional Boyd Rd. right of way for slide repair.

Rod Lakey, Public Works stated the Board previously past resolution 09-246 on August 10, 2009 instructing the County Engineer to acquire all necessary right of way for the slide repair on Boyd Road. One month ago negotiation began with five property owners for the purchase of a portion of their property on Boyd Road to repair a slide that occurred January, 2009. One property owner recently had a lien filed against him. On November 6, 2009 the lien holder's attorney conveyed to Lewis County that condemnation would likely be necessary to acquire his client's interest in the property. In the interest of moving forward with this project and to get the road restored we are pursuing that condemnation. The attached resolution would direct the Public Works

Department to give required notice of action per RCW 8.25.290. After these requirements have been met, a resolution notifying the Board of such will be presented with a recommendation to authorize condemnation.

Commission Averill clarified that what we are doing is authorizing the publication of the notice and attempting to get resolution, baring this you will come back for another resolution for condemnation. He also noted that this is necessary in order to repair the road. It had some slide damage on it and there are homes at the end of the road and this is their only way in and out.

Commissioner Grose stated this is a very important repair. We have received several phone calls and concerns from the people that live up there. The Residents that live up there are primarily senior citizens and having access to emergency services is very important.

4. Resolution No. 09-381 Approving the proposed change to adopted right of way acquisition procedures.

Rod Lakey, Public Works stated the Board passed Resolution 09-227 on July 27, 2009, updating the adopted procedures by which right of way is acquired in Lewis County. County right of way procedures are also approved by WSDOT. For those acquisitions of lower value parcels, WSDOT has a procedure to waive the appraisal for properties. It used to be less than \$10,000; they have raised that limit to \$25,000. This resolution would redo our flow chart for that \$25,000 limit so we don't have to do appraisal on the smaller parcels.

Commissioner Averill stated the only change we are making to this is not a procedure but changing the limit from \$10,000 to \$25,000. He noted that this change is compliant with Federal and State acquisition regulations.

5. Resolution No. 09-382 Authorizing Amendment #1 to the interlocal agreement between Kitsap County and Lewis County for Cooperative Governmental Purchasing.

Rod Lakey, Public Works stated previously the Board approved an interlocal agreement between Kitsap and Lewis Counties by resolution 04-370 on November 22, 2004, which allows for cooperative purchasing of materials, equipment, and services. This was for Lewis County to purchase LiDAR data through Kitsap County contract with LiDAR data providers. Kitsap County is the lead/administrative agency of the intergovernmental group known as the Puget Sound LiDAR Consortium (PSLC). This agreement expires on December 12, 2009, five years from the date that Kitsap County signed the agreement. Lewis County has an outstanding need for additional LiDAR information in the Chehalis Basin area for the Chehalis River Basin Flood Authority and with this agreement we expect final delivery of Chehalis Basin mapping by 2010. Amendment #1 to the interlocal Agreement will extend the term of the Agreement, allowing us to purchase that LiDAR data.

Commissioner Averill stated he believes we agreed to a five year term on the extension. In addition to the Chehalis Basin there is 411 square miles of LiDAR data in the east county. LiDAR is aerial photography that provides very good topography readings. The maps are far more clear so that when you are doing flood planning you can tell exactly where water is to go and pool. It is a very important tool for us to use in flood mitigation. The County has been operating in this environment for some time and fortunately we have been able to get most of the upper Chehalis Basin completed.

Commissioner Grose took a moment to acknowledge Rod Lakey for his willingness to step forward as Interim County Engineer and we really appreciate his willingness to take this task on.

6. Resolution No. 09-383 Approval of a letter of commitment between Lewis County and the Cowlitz Indian Tribal Housing concerning locating a large on-site sewer system at the South Lewis County Airport.

Bob Johnson, Community Development stated Lewis County, acting through its Department of Community Development, has agreed in concept to a proposal by the Cowlitz Indian Tribal Housing for the construction of a large on-site sewage treatment plant on property owned by Lewis County at the South Lewis County Airport. The specific proposal is for a membrane system. The sewage treatment plant would serve the Cowlitz Indian Tribal Housing needs at their St. Mary's facility, and the needs of Lewis County at the South County Airport. This letter of Commitment memorializes the intent of both parties to move forward on the proposal, which will be financed by federal funding through the Cowlitz Indian Tribe. Further agreement must be negotiated with the Tribe, including, but not limited to land lease, franchise agreement for placing water and sewer lines, and any necessary rates. This letter of commitment will provide the necessary vehicle for moving the project ahead.

Commissioner Averill noted that we need this commitment because the Tribe, through the Bureau of Indian Affairs needs to have the letter in order to negotiate the money. We also do not want people to be surprised that they will see an additional resolution coming on this after the commitment and arrangements have been made to do it. This is a formality that the Tribe needs in order to proceed. With this system that we are putting in, we hope it will eventually become part of a South County Utility.

Bob Johnson stated the South County Utility would include the stakeholders in the South Lewis County area particularly the cities of Toledo, Vader, and Winlock, the Airport, and the Cowlitz Tribe. This is really good timing because the on-site septic system for the Airport failed and we would have been required to replace that. We are currently using porta pottys out there and we are negotiating with the tribe on this and we will be able to get our septic system to service the airport at little or no cost.

7. Resolution No. 09-384 Approving a contract Amendment between Lewis County and the Washington State Department of Health and Social Service Division of Recovery Behavior Health & Recovery.

Tara Smith, Social Services stated this resolution is giving us the funding for the Criminal Justice Treatment Account that funds drug court client treatment and Temporary Assistance to Needy Families for the remainder of the biennium. The first contract only gave us the first three months of funding because they hadn't completed allocation at that time. The total is \$241,200.00 being added to the contract.

Commissioner Averill noted with the addition of the \$241,200.00 the whole contract is for \$1,576,600.00. This is important because the funding that comes through this contract is state and federal money which allows us to run these programs. We have to pass this resolution to accept these contracts and thereby get the money. The actual new money that comes with this amendment is \$193,243.00 for the CJTA and \$47,957.00 for TANF.

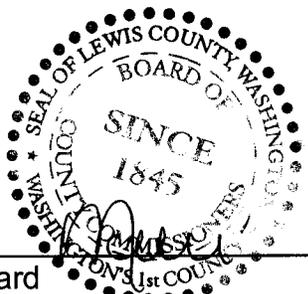
Motion carried 3-0

There being no further business, the Commissioners' public meeting adjourned at 10:20 am on November 30, 2009. The next public meeting will be held Monday, December 7, 2009, 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.

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LEWIS COUNTY, WASHINGTON

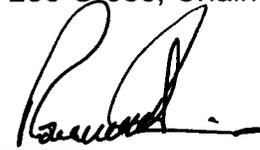
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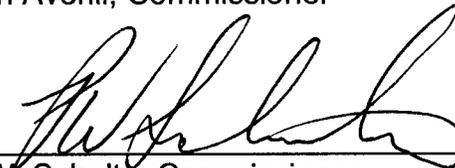

Karri
Clerk of the Board
Lewis County Commissioners



F. Lee Grose, Chairman



Ron Averill, Commissioner



P.W. Schulte, Commissioner