BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON
BOARD MEETING MINUTES
June 6, 2016

The Board of County Commissioners (BOCC) for Lewis County, Washington, met in regular session on Monday, June 6, 2016, at 10:00 a.m. **Commissioners Gary Stamper and Edna J. Fund** were in attendance. **Commissioner P.W. "Bill" Schulte** was absent. **Vice-Chair Stamper** called the meeting to order, determined a quorum, and proceeded with the flag salute. **Commissioner Fund** moved to approve the minutes of the 10:00 a.m., Monday, May 23, 2016 Business Meeting. **Commissioner Stamper** seconded the motion.

Motion carried 2-0.

Public Comment

Ed Peterson, Centralia, spoke regarding the Wild in The Trillenium Falcon Festival which was illegally held in the vicinity of Rainbow Falls State Park for over 36 hours this weekend. They had no ambulance, no permit, no bond, no insurance, and no fire crews. They played music until 3 and 4 am. The County has a code regarding music festival. The code contains criminal penalties. It was clearly evident that this was an organized music festival, and not as the property resident characterized it as a small party. Why was it allowed to continue to terrorize the residents of our valley for 36 hours of nonstop pounding music all weekend long?

Commissioner Fund stated she understands the frustration and knows the Prosecutor and Sheriff's Office are meeting this morning regarding this.

Recognition

Honoring the 2016 Lewis County Valedictorians and Salutatorians

Proclamation

Commissioner Fund moved to approve Proclamation Agenda items one and two. **Commissioner Stamper** seconded the motion.

1. **Proclamation: Honoring the Toledo High School Baseball State Championship.**

Commissioner Stamper read the Proclamation into the record

2. **Proclamation: Proclaiming June, 2016 as National Safety Month.**

Tawni Shepard, Risk Office, read the proclamation into the record.

Motion carried 2-0.

Notice

Commissioner Fund moved to approve Notice Agenda items three and four. **Commissioner Stamper** seconded the motion.

3. **Notice of Hearing: Regarding a franchise to Claquato Cemetery Association to construct, operate, and maintain a water pipeline in Lewis County rights of ways. Hearing will be held on or after 10:00 am, on Monday, July 11, 2016. Resolution No. 16-149**

Tim Elsea, Director of Public Works, stated County Code 12.20 and RCW 36.55 require that all utility installations in county road rights of way be authorized by a franchise from Lewis County. An application for a franchise has been received from Claquato Cemetery Association to construct, operate and maintain a water pipeline on Stearns Road, Elm View Drive, Claquato Drive and Highway 603. This resolution sets July 11, 2016 at or after the hour of 10:00 a.m. as the time for the hearing on the Franchise request and instructs the Clerk of the BOCC to proceed with all appropriate and necessary notifications, posting and publication as required by RCW 36.55.040.

4. **Notice of Hearing: Proposed vacation of a portion of unmaintained Yoke Street, Packwood, WA. Hearing will be held on or after 10:00 am, on Monday, July 11, 2016. Resolution No. 16-150**

Tim Elsea, Director of Public Works, stated this Resolution 15-121 passed by the Board of County Commissioners (BOCC) on April 13, 2015, declared the BOCC's intent to vacate a portion of unmaintained Yoke Street, and instructed the County Road Engineer to examine the road and report his opinion on the vacation, as required by RCW 36.87.010. The property owners adjoining that portion of the Yoke Street have requested the vacation. Utility companies known to service the general area have been notified and have acquired all the necessary easements for their utilities lying within the area to be vacated. The property owners located at the end of the maintained Yoke Street have granted the County a public turnaround. The County Road Engineer has prepared his report on the matter, which is hereby submitted. Acceptance of the report and passing the attached resolution would set a July 11, 2016 hearing date for consideration of the matter. RCW 36.87.050 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.

Consent

Commissioner Fund moved to approve Consent Agenda items five through eleven. **Commissioner Stamper** seconded the motion.

5. **Resolution No. 16-151Approval of warrants and payroll for payment.**

Suzette Smith, Auditors Office, stated this Resolution approves 508 regular warrants for a total payment against the County in the amount of $1,623,138.00. This also approves 198 payroll warrant and 479 automatic deposits dated June 3, 2016 for a total payment against the County in the amount of 3,446,766.73.

6. Resolution No. 16-152 Cancellation of warrants.

Suzette Smith, Auditors Office, stated Warrant #745788 was reported lost by the vendor and needs to be reissued and warrant #745223 was issued to the incorrect vendor and will be reissued to the correct vendor.

7. Resolution No. 16-153 Bid award for the Pe Ell McDonald Bridge Scour Repair Project.

Tim Elsea, Director of Public Works, stated this contract provides for Pe Ell McDonald Road MP 8.68 Bridge Scour by performing scour mitigation protection, large woody debris, rock for erosion and scour protection, green gabions, gabions and other related work, all in accordance with the Contract Plans, Contract Provisions, and the Standard Specifications. A Call for Bids was made on May 2, 2016 by Resolution No. 16-131. The project was advertised for three weeks in the East County Journal, The Chronicle and the Daily Journals of Commerce (Seattle and Portland). The project was also listed on Lewis County's website. Public Works received 3 responsive bids for this project on May 24, 2016. Boettcher & Sons, Inc. provided the lowest responsive bid of $190,795.00. The Engineer's Estimate for this project was $159,261.00. The lowest responsive bid is above the Engineer's Estimate by 19.8%. Due to the bidding atmosphere and the in-water work window, Public Works staff recommends acceptance of the low bid provided by Boettcher & Sons, Inc.

8. Resolution No. 16-154 Reappointment of members to the Veteran's Advisory Board.

Danette York, Director of Health and Social Service, stated the Veterans' Advisory Board was organized per Resolution 06-189. Per Lewis County Veterans' Advisory Board bylaws, membership on the Board comprises of no less than seven regular members and two alternate members. The purpose of this resolution is to reappoint Donald Keeler, James Marden and Larry Mason to fill regular board positions through June 30, 2018.
The Lewis County Veterans' Advisory Board will consist of the following seven members and one alternate:

Serve a two-year term from July 1, 2016 through June 30, 2018:
Donald Keeler
James Marden
Larry Mason
Serving a two-year term from July 1, 2015 through June 30, 2017:
Micheal Hurley

Graham Spahn
Randy Tobler
William Anholt
Jeff Warren, Alternate

The Board members serve at large and are not numbered.

9. Resolution No. 16-155Approving Contract Amendment "A" to the Consolidated Homeless Grant with the WA State Department of Commerce.

Danette York, Director of Health and Social Service, stated this contract provides funds for emergency shelter, rapid re-housing, and services to families and individuals at-risk of or experiencing homelessness in Lewis County. Lewis County Social Services is the lead agency for the CHG. Through this grant which is funded by the DOC, Lewis County contracts with local service providers to provide shelter and services to homeless and at-risk persons and families in Lewis County. This amendment adds $537,006 to the previous amount of $454,603 for a total new grant amount of $991,609.

10. Resolution No. 16-156 Approving an agreement with the Department of Housing and Urban Development to provide funds for the McKinney Transitional Housing Program.

Danette York, Director of Health and Social Service, stated HUD contracts with Lewis County to sub-contract with Housing Resource Center (HRC), formerly Lewis County Shelter Program, to provide a transitional housing program for the homeless. Homeless is defined by HUD as: staying in a shelter, in a vehicle, or on the streets. Families are defined as a parent/parents with a minor child or children. In 2015 this grant was converted to Rapid Re-housing and serves the same population of homeless families with children. This contract is for the fiscal year May 1, 2016 to April 30, 2017. Families will now be placed in rented single-family houses and apartments. Grant funds will be used to assist with the rental cost of homeless families and pay the salary of one full-time equivalent position providing outreach and case management services.

11. Resolution No. 16-158 Appointing a member to the SWW Fair Board.

Commissioner Fund stated this Resolution will appoint Daryl Lund of Chehalis, WA to a two year term ending in June of 2018.

Motion carried 2-0.

Hearing

Franchise to Cowlitz Indian Tribal Housing-Resolution No. 16-157

Tim Elsea, Director of Public Works, stated Lewis County Code 12.20 and RCW 36.55 require that all utility installations on county road rights of way be authorized by a franchise/license from the County. An application for a franchise has been received from Cowlitz Indian Tribal Housing to construct, operate, and maintain water and sewer

system facilities within county rights of way. A hearing was set by Resolution 16-133 on May 2, 2016 to give all required notices to the public. Public Works recommends approval of the Resolution to grant a Franchise to Cowlitz Indian Tribal Housing.

Commissioner Stamper, asked if there were any questions. There were none. He closed the question and answer portion of the hearing and opened the formal hearing.

Tim Elsea asked that his previous comments be entered into the record.

Commissioner Stamper asked if there were any other questions. There were none. He closed the formal hearing and asked for a motion.

Commissioner Fund moved to approve Resolution 16-157. **Commissioner Stamper** seconded the motion.

Resolution 16-157 A Non-Exclusive Franchise for Cowlitz Indian Tribal Housing to construct, operate, and maintain water and sewer system facilities in Lewis County rights of way; and setting forth conditions accompanying a grant of a nonexclusive franchise; and providing for County Administration and regulation of the nonexclusive franchise.

Motion carried 2-0.

Ordinance 1269-Revising Titles 16 and 17 of the Lewis County Code

Lee Napier, Director Community Development, stated this is a proposal to Revise Titles 16 and 17 of Lewis County Code. This comes as a recommendation from the Planning Commission. The Planning Commission hosted several workshops on this matter where they had the opportunity to hear feedback from the public.

Fred Evander, Community Development stated the draft revisions are meant to streamline the processes for permit review, and consolidate the different methods of processing applications to promote improved clarity and understanding of the code. The proposed code revisions would address the majority of permit review processes in Chapter 17.05, and remove all similar or duplicative review processes that are scattered elsewhere throughout Titles 16 and 17. Sections that would be placed in the new Chapter 17.05, and removed from the remainder of Titles 16 and 17, include:

- The different types of permit application.
- The required contents of an application.
- Requirements regarding how project review should occur.
- Specific requirements for sending out notice for applications.
- Standards for how public hearings are handled.
- Standards about the timing and duration of decisions.
- Standards about how to appeal land use decisions.

The proposed changes to Titles 16 and 17 would also:

- Add clarity to the various master plan review processes to better match the code to the

requirements of the Growth Management Act.
• Collect the various resource land notifications in one location (see draft Section 17.30.370).
• Combine all airport overlay zones into one chapter (see Chapter 17.80)
• Group the special use provisions in one area (see Chapter 17.158).
• Group the administrative approval sections (see Chapter 17.160).
• Consolidate the variance provisions in one chapter (see Chapter 17.162)

Commissioner Stamper, asked if there were any questions. There were none. He closed the question and answer portion of the hearing and opened the formal hearing.

Fred Evander and Lee Napier asked that their comments be entered into the record.

Ron Averill, representing the Farm Bureau, stated they had an opportunity to look at the changes to the code. He endorses passing this code change because it does help with the confusion.

Glenn Aldrich, Farm Bureau, stated there are some injustices that are handed to the people who are operating on Agricultural Resource Lands. Chapter 17 is the right place to place the first of a number of corrections to allow farmers to due Agritourism on Agriculture Resource Lands.

Steve Ryan, Washington Association of Realtors, addressed the current provision in the right to farm section where it requires each transaction involving a piece of real-estate within a certain proximity to a farming activity to be notified of that farming activity and a document be recorded. The recording requirement is cumbersome and will tie up titles to properties.

Bob Bozarth, Chehalis, stated as a contractor he feels it is great that Lewis County is trying to streamline the permit process.

Lee Napier stated regarding the comment from the Realtor Lending Financial Group, we did change the disclosure requirements and they have been moved to another section. As to the request to amend the current Ordinance by adding a definition related to agritourism. We support agritourism and believe it is currently allowed in ARL zones. We are committed to making changes and examining this issue and looking at ways to include it. She recommends not adding a definition.

Commissioner Fund moved to approve Ordinance 1269. **Commissioner Stamper** seconded the motion.

Ordinance 1269 An Ordinance of the County of Lewis, Amending Title 16 and 17 of the Lewis County Code to Clarify and Streamline the Permitting Standards for Various Land Uses.

Motion carried 2-0.

Recorder: Candy Hallom

There being no further business, the BOCC's business meeting adjourned at 11:11 am June 6, 2016. The next public meeting will be held Monday, June 13, 2016. Please note that minutes from the BOCC's meetings are not verbatim. A recording of the meeting may be purchased at the BOCC's Office.

BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON

P.W. Bill Schulte, Chair

Gary Stamper, Vice-Chair

Edna J. Fund, Commissioner

ATTEST:

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