

LEWIS COUNTY BOARD OF COUNTY COMMISSIONERS (BOCC)

Business Meeting minutes

May 3, 2022

Present: Commissioner Pollock, Commissioner Grose

Absent: Commissioner Swope

Recorder: Rieva Lester

Commissioner Pollock called the meeting to order at 10:02 a.m., determined a quorum and then proceeded with the flag salute.

**PUBLIC COMMENT**

Bob Guenther discussed his participation in a recent Pollution Control Hearing Board hearing regarding biosolids.

**NOTICE ITEMS**

*Commissioner Grose made a motion to approve Resolutions 22-132 and 22-133. Commissioner Pollock seconded.*

**Resolution 22-132:** Publish Lewis County's On-Call Consultant Roster and appoint the Public Works Director as approving authority for category changes.

Public Works Director Josh Metcalf discussed the resolution. He said the resolution is an annual notice regarding on-call consultant roster.

**Resolution 22-133:** Publish the Small Works Roster for Lewis County and appoint the Public Works Director as approving authority for category changes.

Public Works Director Josh Metcalf discussed the resolution. He said the Small Works Roster allows the county to contract with the listed contractors for small works projects, bypassing the need for the more formal bidding process.

*Motion passed 2-0.*

## CONSENT ITEMS

*Commissioner Grose made a motion to approve minutes from the April 26, 2022, Business Meeting as well as Resolution 22-134. Commissioner Pollock seconded.*

**Resolution 22-134:** Approval of warrants/claims against the various county departments.

Chief accountant Grace Jimenez, representing the Auditor's Office, said warrants 854,379 through 854,597 and direct disbursements 4849 through 4852 were issued the week of April 22 for payments against the county totaling \$1,784,835.66. Grace said payroll/tax deposit warrants 795,892 through 795,894 and Automatic Deposits 39,211 through 39,800 also were approved for payments against the county totaling \$1,155,648.41. Grace noted a skip in sequence for warrants 854,337 through 854,378, which were issued on behalf of Special Purpose Districts.

*Motion passed 2-0.*

## DELIBERATION ITEMS

*Commissioner Grose made a motion to approve Resolutions 22-135 through 22-139. Commissioner Pollock seconded.*

**Resolution 22-135:** Approve Amendment #R01-0135-22-A to professional service contract #R01-0135-21 between Reliable Enterprises and Lewis County Public Health & Social Services.

Public Health and Social Services Director JP Anderson discussed the resolution. He said the amendment expands the scope of services.

**Resolution 22-136:** Approve Amendment #M01-0134-22-A to professional service contract #M01-0134-21 between Morningside and Lewis County Public Health & Social Services.

Public Health and Social Services Director JP Anderson discussed the resolution. He said the amendment expands the scope of services.

**Resolution 22-137:** Approve Amendment #C01-0133-22-A to Professional Service Contract #C01-0133-21 between Compass Career Solutions and Lewis County Public Health & Social Services.

Public Health and Social Services Director JP Anderson discussed the resolution. He said the amendment expands the scope of services.

**Resolution 22-138:** Approve Amendment #EquityVaccineConnect-D Memorandum of Understanding between Equity Institute and Lewis County Public Health & Social Services.

**Public Health and Social Services Director JP Anderson** discussed the resolution. He said the amendment expands the timeframe for services.

**Resolution 22-139:** Approve Agreement #TSAESG-CV-B between Lewis County and The Salvation Army to provide funds through the housing assistance unit Emergency Solutions COVID19 Grant.

**Public Health and Social Services Director JP Anderson** discussed the resolution. He said the agreement clarifies budgeting in the grant.

**Motion passed 2-0.**

## HEARINGS

**Ordinance 1333:** Approve amendments to Chapter 17.10, Definitions, 17.15 Urban Growth Areas - Cities, 17.30, Resource Lands, 17.42, Land Use Summary, and 17.142, Land Use Standards of the Lewis County Code

Commissioner Pollock introduced the hearing.

Senior Long Range Planner Mindy Brooks gave the staff report.

Mindy said the ordinance, as proposed, would change the following:

- **Composting:** Would allow composting in industrial zones.
- **Research:** Would allow for research equipment to be located in forest resource lands – for research not related to the primary use – for up to 10 years.
- **Minimum lot size:** Would simply add a table outlining lot size information already included in county code.
- **Code violations:** Would outline the county’s authority in Urban Growth Areas.

Commissioner Pollock asked if there were any solid definitions for “research.”

Commissioner Pollock asked if there were any questions.

Bob Guenther asked who would operate the composting facility.

Mindy clarified that the proposed ordinance reflects a general code change, not one designed for a specific entity, but that the request for the change came from Waste Connections / Meridian Hill.

Tom Layton said he has concerns regarding the definition of “other biosolids.”

**Commissioner Grose made a motion to delete the text “other biosolids” from the proposed definition of composting facilities, found in Exhibit A -- Amendments to Lewis County Code 17.10.030, “C” Definitions. Commissioner Pollock seconded. Motion passed 2-0.**

Commissioner Pollock then closed the question-and-answer portion of the hearing.

Mindy asked that her previous comments be adopted into the record.

Commissioner Pollock asked if anyone wanted to speak for or against the resolution.

Mindy Brooks noted the county had received written testimony from two individuals. Rieva Lester noted that the written testimony – received from Diane Ells and Ryan Ells – had been distributed to the commissioners.

Alan Cowan, Sr. Project Manager, West Region Development, with Scout Green Energy, urged the commissioners to support the code changes and approve the ordinance. He said Scout's proposed project would be a temporary use of the land. Alan said it's possible the project would use all 10 of the allowable project years, noting that the structure wouldn't be built until 4-5 years.

Bob Guenther thanked the commissioners for the amendment. He said he wants to ensure Lewis County does not use biosolids for composting. He noted the EPA has launched a \$6 million study regarding the effects of biosolids.

Anthony Chavez of Weyerhaeuser urged the commissioners to approve Ordinance 1333. He said it gives the company the flexibility to explore the future use of its land. He noted that Weyerhaeuser is working with Scout on the proposed project.

Commissioner Pollock closed the hearing.

Commissioner Pollock said she is concerned that "research" isn't more tightly defined. She said she would like the Planning Commissioner

**Commissioner Grose made a motion to strike Exhibit C -- amendments to Lewis County Code 17.30, Resource Lands – from Ordinance 1333. Commissioner Pollock seconded. Motion passed 2-0.**

***Commissioner Grose made a motion to approve Ordinance 1333 as amended. Commissioner Pollock seconded. Motion passed 2-0.***

## ANNOUNCEMENTS

Commissioner Pollock discussed the Spring Youth Fair, which took place over the weekend.

## PRESS CONFERENCE

No questions.

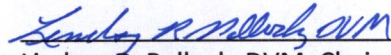
**ADJOURNMENT**

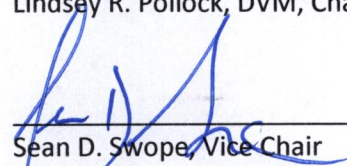
The BOCC Business Meeting adjourned at 10:35 a.m., with the next Business Meeting scheduled for 10 a.m. Tuesday, May 10, 2022, in the Commissioners' Hearing Room (Room 223).

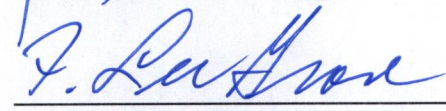
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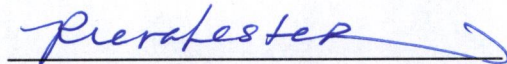
BOARD OF COUNTY COMMISSIONERS  
LEWIS COUNTY, WASHINGTON

  
\_\_\_\_\_  
Lindsey R. Pollock, DVM, Chair

  
\_\_\_\_\_  
Sean D. Swope, Vice Chair

  
\_\_\_\_\_  
F. Lee Grose, Commissioner

ATTEST:

  
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Rieva Lester, Clerk of the Board

...of the Board of Commissioners of Lewis County, West Virginia, do hereby certify that the following is a true and correct copy of the original as the same appears on the records of the Board of Commissioners of Lewis County, West Virginia, to-wit:

BOARD OF COMMISSIONERS  
LEWIS COUNTY, WEST VIRGINIA

*[Handwritten signatures and text, including "I hereby certify" and "Secretary of the Board"]*



ATTEST

*[Handwritten signature]*  
Clerk of the Board