
**LEXINGTON FLOOD CONTROL ZONE DISTRICT
OF COWLITZ COUNTY**

**MEETING MINUTES
January 3, 2022**

The Board of Supervisors of the Lexington Flood Control Zone District of Cowlitz County, Washington, met in regular and executive session on Monday, January 3, 2022, at 10:00 a.m., in the Public Works Training Room, Public Works Administration Building, 1600 - 13th Avenue S., Kelso, WA. It was also available to the public via GoToMeeting at:

<https://global.gotomeeting.com/join/693637005> or via telephone
using: +1 (571) 317-3112 with Access Code: 693-637-005

PRESENT: Brian Wesemann, Chairman
Michael Pinto, Supervisor
Lee Wolf, Supervisor
Frank Randolph, Attorney
Patrick Harbison, Diking Engineer
Emilie Cochrane, Secretary – via GoToMeeting

GUESTS: None

1. The meeting was called to order by Supervisor Wesemann at 10:02 a.m. Meeting was held in compliance with COVID-19 guidelines and directives.

2. **CHAIR/VICE-CHAIR APPOINTMENTS** – *Supervisor Wolf moved to appoint Supervisor Pinto as Chair. The motion was seconded by Supervisor Wesemann and passed.*

Chairman Pinto continued with the meeting.

Supervisor Wesemann moved to nominate Supervisor Wolf as Vice-Chair. The motion was seconded by Supervisor Pinot and passed.

3. **APPROVAL OF MINUTES OF PREVIOUS MEETINGS** – *Supervisor Wesemann moved to approve the minutes from the December 6, 2021 regular meeting as presented. The motion was seconded by Supervisor Wolf and passed unanimously.*

4. **VOUCHER RATIFICATION** – *Supervisor Wesemann moved to ratify the vouchers from November 2021 in the amount of \$39,670.92. The motion was seconded by Supervisor Wolf and passed unanimously.*

5. **PAYROLL RATIFICATION** – *Supervisor Wolf moved to ratify the payroll for November 2021 in the amount of \$2,064.00. The motion was seconded by Supervisor Wesemann and passed unanimously.*

6. **AUDIENCE PARTICIPATION FOR ITEMS NOT ON AGENDA** – No audience.

7. **OLD BUSINESS**

Financials:

- **Cash Flow** – The cash flow chart for November 2021 was presented for review.
- **Treasurer General Ledger Report** - The Treasurer General Ledger Report for November 2021 was presented for review and discussion.
- **Org Budget Status Report** - The Organizational Budget Status Report for November 2021 was presented for review and discussion.

Levee Certification Process

- **FEMA Process** – Nothing to report.

South Fork Detention Structure Project

- **General Update** – Comments were received from Washington State Department of Ecology. The biggest request was to place a gauge on the upstream side, which Gibbs & Olson will add. WSDOE will do final review when the plans have been finalized. Moving forward on to the next phase of the project.
- **Cook Ferry Mining Permit** – Nothing to report.
- **Right of Way** – Mr. Randolph recorded the granting of parcels document in June but was returned by the Auditor's office due to errors in the legal descriptions. Work on the Flowage/Right to Flood document is still underway. The meeting went into executive session at 10:11 a.m. for 3 minutes due to potential litigation in accordance to RCW 42.30.110(1)(l). The meeting resumed at 10:14 a.m. No action was taken.

Supervisor Wesemann moved to direct Mr. Randolph to record the Flowage Easement when completed and pay the required excise tax. The motion was seconded by Supervisor Wolf and passed unanimously.

The access easements to travel over District property will need to be finalized and approved. These easements will be connected to the parcel so if the property is sold then it will automatically be transferred. Further discussion was held regarding other aspects of the easement and the necessary verbiage.

Supervisor Pinto announced that at the intersection of Sparks and Alturas, someone blew a hole in the road, which was then repaired by the person temporarily, using asphalt. Unfortunately, the material has ran down into the drain, causing blockage

issues. Mr. Harbison will notify the road Supervisor of the area.

Vegetation Management – Some trees/limbs were removed by the PUD.

- **Tree Removal** – Nothing to report.
 - **Lake Dorothy**—Nothing to report.

Riverside Park Vehicle Damage

- **Levee Gates** – Mr. Harbison reported that the gate is closed and a cable has been installed but will be replaced with the requested coated cable which has been ordered. Mr. Harbison will contact Bumblebee Towing again about signs. Discussion regarding issues with the gate on the top of the south side of the levee was held. Will look at it again closer to summer.
- **Vehicle Damage** – Nothing to report.

Emergency Action Plan – Nothing to report.

Ventura Pump Station – Mr. Harbison reported that everything is up and running normally at the pump station, but he was unable to verify operation of the Sparks Pump Station as it utilizes the same system. This item will be moved to pending on future agendas.

Development

- **N. Fork McCorkle Creek Dike Issues** – North Lexington PUD, LLC – Mr. Harbison reported that a week or so after a meeting was held with all involved entities to discuss the project and to make sure the contractor understood what is allowed in the development location, a hole was nevertheless created in the dike by the contractor. At this time, the dike has been reinforced, which rectifies the immediate protection issue. However, the adjacent property owner is now having high water issues due to the overflow of the pond. Letters have been exchanged regarding what needs to happen to repair the hole. There is a stop work order in place from the County, but work has not stopped. Further discussion was held regarding the next steps.

The meeting went into Executive session at 10:31 a.m. for 10 minutes due to potential litigation, in accordance with RCW 42.30.110(1)(I). The meeting resumed at 10:41 a.m. No action was taken.

8. NEW BUSINESS

S. Fork McCorkle Creek Dam Annual Inspection – A copy of the report was provided to the Supervisors. This as an annual report which is completed and submitted to the Washington State Department of Ecology and has nothing to do with the current project.

9. CORRESPONDENCE - None

10. PENDING

S. Fork McCorkle Creek Erosion Repair - Nothing to report.

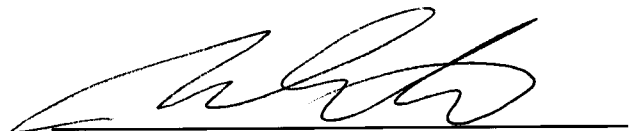
Cowlitz Drive Pump Station – Discussion was held regarding appropriate compensation for having equipment parked on District property. The Supervisors agreed that \$200 per day penalty should be sufficient incentive to move the equipment elsewhere. Mr. Harbison will contact the owner of the equipment with this penalty notice until every remaining item is removed at the owner's expense.

11. OTHER – None.

12. SET SPECIAL MEETING DATE / ADJOURNMENT / CONTINUATION OF MEETING

The next regular meeting will be held on Monday, February 7, 2022, at 10:00 a.m., in the Public Works Administration Building training room and via GoToMeeting.

The meeting adjourned at 10:46 a.m.



Chairman