

Cowlitz County Board of Commissioners



*Michael Karnofski, Chairman
James Misner, Commissioner
Dennis Weber, Commissioner*

Tiffany Ostreim, Clerk of the Board

Minutes January 14, 2014 Vol. 499

Commissioner Karnofski called the regular meeting to order at 9:00 a.m. Commissioner Misner and Commissioner Weber were present.

Pledge of Allegiance – Led by Commissioner Karnofski.

Approval of Minutes and Consent Agenda of January 14, 2014—Commissioner Misner moved to approve the minutes of December 17 and December 30, 2013 and January 7, 2014. The motion carried. Commissioner Weber moved to approve the Consent Agenda of January 14, 2014. The motion carried.

Public Comment—Cary Butler, Longview stated he received mail from DNR with postage of 35 cents and a jury notice with postage of 46 cents. Would like someone to look the difference in cost.

Commissioner Karnofski stated they will look at and see if we can save in postage.

Butler stated he is still concerned about the Building and Planning fees not being paid back. Would like people who were issued permits to be paid back. Everyone was overcharged 33 percent. Can't do code enforcement with permit fees. That is the law.

Jeff Ritcher, Kalama; stated he was told \$1.9 million would be paid back then learned it wasn't going to be paid back. Stated a recent permit fee to build a home was \$8,000. Questioned where the money was going. It's not being used for what it is intended for. Asked if there was any intent to repay the initial amount?

Commissioner Karnofski stated they are appropriately using the money. In the recent findings there were no additional money taken from Building and Planning. Doesn't agree with the State Auditor. We don't have any pay-back in this biennium budget.

Easement Agreement with Roy and Sandra Ford for temporary construction of the leachate transmission pipeline intersecting Ford's property from the Headquarters Landfill, and perpetual and assignable pipeline easement following completion of construction; cost \$13,900.00. In addition, the County will compensate the Fords for any timber removed during construction of the pipeline. The value of the timber will be determined by a commercial timber appraiser once specified trees impacted by the construction are identified – Kent Cash, Public Works; presented the staff report. The design for the leachate pipeline is 99 percent complete. Wants to go to bid as

soon as landfill agreement is signed. We are very close to that. This is a 6 month project. The pipeline is about 16 miles. We have some other easements; this is the only private one. We are in public right of way for most of it. We are paying for the property and then market value for any trees that may be removed. The total square footage is .25 acres. Commissioner Misner moved to approve the Easement Agreement with Roy and Sandra Ford. The motion carried.

Resolution No. 14-002 - Establishing Equipment Rental Rates for the Motor Pool Fund as of January 1, 2014 and rescinding Resolution No. 13-010 – Commissioner Weber moved to adopt the Resolution Establishing Equipment Rental Rates for the Motor Pool Fund as of January 1, 2014 and rescinding Resolution No. 13-010. The motion carried.

Resolution No. 14-003 - Establishing Equipment Rental Rates for Equipment Rental and Revolving Fund as of January 1, 2014 and rescinding Resolution No. 13-003 – Commissioner Misner moved to adopt the Resolution Establishing Equipment Rental Rates for Equipment Rental and Revolving Fund as of January 1, 2014 and rescinding Resolution No. 13-003. The motion carried.

Purchase Order with RICOH-USA, Inc. for 60 Month Lease of a Ricoh Pro 8100s Black & White Production Printing System; monthly lease \$500.30 plus tax – Commissioner Weber moved to approve the Purchase Order with RICOH-USA, Inc. for a 60 month lease.

Rick VonRock, Kelso; asked if this included the paper?

Commissioner Karnofski stated this does not include the paper. This is a cost saving process to the county.

Commissioner Misner stated the cost per copy is 0.0037.

The motion carried.

Amendment 2 to County Program Agreement No. DSHS-WF 13-15 with Washington State, Department of Social and Health Services (DSHS) for the WorkFirst Program, for the period of January 20, 2014 through June 30, 2015; reduces funding amount by \$5,000 for a total maximum consideration of \$8,500 – Carlos Carreon, Health and Human Services; presented the staff report. Workfirst is funded through local dollars. Public health nurses go into the field. It is a fee for service. Will still do work, just less. Commissioner Misner moved to enter into Amendment 2 to County Program Agreement with Washington State, Department of Social and Health Services (DSHS) for the WorkFirst Program. The motion carried.

Amendment No. 12 to the 2012-2014 Consolidated Contract No. DOH-CC 12-14 (12) with the State of Washington Department of Health; adds statements of work for Office of Immunization & Child Profile effective January 1, 2014; amends statements of work for 5930 Public Health Funding effective January 1, 2012; Maternal & Child Health Block Grant effective January 1, 2013; and Office of Drinking Water Group A Program effective January 1, 2012; an increase of \$98,932 for a revised maximum consideration of \$1,133,217 – Commissioner Weber moved to

execute Amendment No. 12 to the 2012-2014 Consolidated Contract with the State of Washington Department of Health. The motion carried.

Resolution No. 14-004 - Setting salaries for certain Elected Officials beginning January 1, 2014 through December 31, 2014 – Commissioner Misner moved to adopt the Resolution setting salaries for certain Elected Officials beginning January 1, 2014 through December 31, 2014. There is no increase in salaries. The motion carried.

Resolution No. 14-005 - Establishing the Human Resources Compensation Schedule beginning January 1, 2014 – Commissioner Weber moved to adopt the Resolution establishing the Human Resources Compensation Schedule beginning January 1, 2014. The motion carried.

2014 Equitable Sharing Agreement and Certification between Cowlitz–Wahkiakum Narcotics Task Force and Federal Departments of Justice and Treasury – Mark Gilchrist, Sheriff's Office; presented the staff report. The sharing we do involves federal cases the task force is involved in. It is a very small revenue source for the task force. Commissioner Misner moved to approve the 2014 Equitable Sharing Agreement and Certification between Cowlitz–Wahkiakum Narcotics Task Force and Federal Departments of Justice and Treasury. The motion carried.

Renewal of Agreement between the Cowlitz County Sheriff's Office and Weyerhaeuser Timber Company through December 31, 2014 for a Sheriff's Deputy to be assigned to patrol Weyerhaeuser Timberlands in Cowlitz. Weyerhaeuser will be billed \$88.80/hour for time worked by the assigned deputy each month – Mark Gilchrist, Sheriff's Office; presented the staff report. This is the third year of the agreement. At Weyerhaeuser's request we try to fill shifts on an overtime basis. Doesn't take away from patrol. We find valuable to the county, gives deputies opportunity to learn logging roads. It also puts officers in outlining areas. If there is a call for service and they are patrolling the timberlands they can respond to the call. Commissioner Weber moved to approve the Renewal of Agreement between the Cowlitz County Sheriff's Office and Weyerhaeuser Timber Company. The motion carried.

Consent Agenda of January 14, 2014

Call for Hearing

Resolution No. 14 -006 - Call for Public Hearing - Consider an Adjustment to the Cowlitz County Planning Fees approved by Resolution No. 13-139, dated December 3, 2013; Hearing to be held January 28, 2014 at 9:30 a.m.

Resolution No. 14-007 - Call for Public Hearing - Open Space Timberland Classification or Reclassification Applications - Case Nos. 2013.12 - Skookum Busheling Inc.; 2013.13 - Thurman; 2013.14 - Stoddard; 2013.15 - Worth; 2013.16 - Silver Shores Estates/HOA; and 2013.18 - Strozyk; Hearing to be held Tuesday, February 4, 2014 at 9:30 a.m.

Interlocal Agreement with Kitsap County for contractual obligations and voting technology received.

Approval of Memorandum of Understanding between Cowlitz County 911 and Clark County Fire and Rescue to create a permanent patch that will allow voice traffic to flow between the Clark County 800 MHz system and the Cowlitz County VHF radio system signed by Laurie Masse on December 23, 2013.

Correspondence

Letter dated December 19, 2013 to Vickie Musgrove from the BOCC with congratulations on her retirement.

Letter dated January 3, 2014 to Lynn McDermott from the BOCC with congratulations on her retirement.

Letter dated January 14, 2014 to Duncan Wallace from the BOCC appointing him to a four-year term on the Fair Board, expiring December 31, 2018.

Letter dated January 14, 2014 to John Vencill from the BOCC thanking him for his years of service on the Veterans' Advisory Board (resignation effective Dec. 31, 2013).

Vouchers

Drainage Improvement District No. 1 recommends approval of the November 2013 vouchers in the amount of \$8,085.80.

The following vouchers/warrants are approved for payment

Fund	Voucher Numbers	Amount
Claims	433781 - 433794	\$ 108,042.25
Claims	433795 - 433814	350,700.99
Salary	151429 - 151555	2,287,437.59

The Cowlitz County Board of Commissioners adjourned at 9:30 a.m. to meet again Tuesday, January 21, 2014 at 9:00 a.m.

/a/Tiffany Ostreim
Tiffany Ostreim, Clerk of the Board

/s/ Michael A. Karnofski
Michael A. Karnofski, Chairman

The Cowlitz County Board of Commissioners adjourned at 9:30 a.m. and convened as the Cowlitz County Board of Health at 10:00 a.m. with Commissioner Karnofski, Commissioner Misner and Commissioner Weber present.

Board of Health Agenda of January 14, 2014

Public Hearing – Health Ordinance No. 14-001 Amending appellate procedures of the Board of Health On-Site Sewage Regulations. Ten o'clock a.m. was the time set for the public hearing. Chris Bischoff and Megan Erickson, Environmental Health; were present. Erickson stated administrative changes need to be made. Environmental Health is part of the Health Department instead of the Building and Planning Department. Added definition of what an operation and maintenance provider means. In section 22 added more detail to our enforcement process.

Commissioner Misner asked about the operation and maintenance provider - is this a change in how we do business?

Bischoff stated when drafted seven years ago operation and maintenance provider was not defined well. It was lumped in with other providers. This makes it clearer. Does not make any change in how we have been doing things.

Commissioner Karnofski noted the definition was added, the enforcement process was significantly changed and an appeal process was added. That was in response to some issues that have occurred in Cowlitz County. This now allows you a document process to work on enforcement.

Commissioner Weber asked if fees were being increased?

Bischoff stated there were no foreseeable changes in fees. Looking at being more equitable. Their fees are set by the Board on a yearly basis or as needed. This ordinance doesn't touch on fees.

Commissioner Karnofski opened the public testimony portion of the hearing.

Jeff Wilson, Longview; noted in the ordinance the revocation is 12 months. Suggested making it 36 to 60 months. Feels 12 months of revocation is too weak. Can't think of other licensing types that are so lenient.

Bischoff stated when working with the Prosecuting Attorney, they talked about a longer period of time, but it was their feeling that for now 12 months was their intent. They will be meeting on this issue in the future and may change. As a straight out revocation of more than a year was not advisable.

Tom Regan, Roto-Rooter, Longview; asked about the certification?

Bischoff stated they license three entities – installers, pumpers and operation and maintenance providers. Was licensing one per company.

Regan stated he brought forward the investigation of All Out Sewer. Nothing has been done about revoking their license. If you aren't going to enforce code, don't create code.

Commissioner Karnofski stated he understood they needed to make sure they had a process that they could take to court.

Ragan stated the current code states the license can only be revoked for 90 days. Does not feel it is right. Stated when they pump they have to pay fees which is getting expensive.

Commissioner Karnofski closed the public testimony portion of the hearing.

Commissioner Weber stated he would like to look at changing the language to 12 months per finding up to a maximum of 60 months.

Bischoff stated they are looking at that for going forward. That is a much longer process. This is easy to do. We do intend to look at revocation more thoroughly. At Prosecuting Attorney's recommendation was for now do the 12 months and have a much more lengthy discussion in how it would work with case law. Do have some pending cases. Want to move quickly on those. Requests the Board adopt as written today.

Commissioner Misner moved to approve the health ordinance Amending appellate procedures of the Board of Health On-Site Sewage Regulations as recommended by the Health Department. The motion carried.

The Board of Health adjourned. At 10:25 a.m.