

BOCC MINUTES-09/21/20

083379 THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, SEPTEMBER 21, 2020 at 9:00 a.m.** Michael Largent, Chairman, Arthur D Swannack (remotely) and Dean Kinzer Commissioners (remotely), Maribeth Becker, CMC, Clerk of the Board (remotely) and Connie Ellis, Deputy Clerk of the Board attended.

9:00 a.m. - Call to Order/Board Business/BOCC Workshop.

Remotely: Lance Bishop, Jessica Jensema, Sandy Jamison, Bill's Iphone, Mark Storey, Kristie Kirkpatrick, Kylie Fulmer, Bailey Wiedmer, Wraylee Flodin, Tom Handy, Kelli Campbell, Annie Pillers, Jessica Jensema, Anthony Kuipers, Jacob Jones, and Chris Nelson (9:00 a.m.).

083380 1. The following items were discussed but no action was taken.

- Emergency Health Declaration
- HR/Willamette Dental
- CARES Consultant Contract Extension
- Long Term Recovery Committee/Fires
- Malden Building Inspections
- SW Washington RTPD letter
- Martin Hall Budget
- Health Dept. Waiver of Fees/Fires
- Indirect Cost
- Creation of Fund Accounts
- Budget Policy
- PW Director's Presentation
- Pine City/Malden Rd. Closure
- New WC Library Director Intro

9:50 a.m. - Recess.

10:15 a.m. - Flag Salute.

Remotely: Kelli Campbell, Lance Bishop, Bailey Wiedmer, Tom Handy, Jessica Jensema, Chris Nelson, Cricket, Jody Opheim, espy, Anthony Kuipers, and WC Gazette (10:15 a.m.).

D083380A 2. Pledge of Allegiance.

Consent Agenda:

083381 3. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to accept the consent agenda as presented.

083382 4. Treasurer's Wire Transfers and Check Report in the amount of **\$96,951.65**, and General Claims/Veterans' Relief warrants numbered **351092-351179** for **\$2,017,555.08** approved.

083382A 5. September 8, 2020 minutes approved.

083383-083388 6. Personnel change orders approved.

083389 7. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve the Deputy Sheriff Association agreement for the automated time keeping system.

083390 8. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve the Information Technology Department to purchase 200 new monitors as presented.

083391 9. The resolution to create fund 200.260.000 has been tabled to the October 5, 2020 meeting.

083392 10. The resolution to create fund 300.260.000 has been tabled to the October 5, 2020 meeting.

083393 11. Not all commissioners agreed to proceed with HUB's request to submit a proposal for L&I. No motion was made.

083394 12. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to authorize the county's CARES consultant to approve the non-profit awards.

10:25 a.m. - Recess.

10:30 a.m. - Reconvened/Board Business Continued.

083395 13. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve the CARES contract no. 20-6541C-038 Amendment A as presented.

083396 14. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to sign the resolution adopting the County Excessive Force Policy as presented.

RESOLUTION NO. 083396
COUNTY EXCESSIVE FORCE POLICY

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF WHITMAN COUNTY, WASHINGTON, ADOPTING POLICY PROTECTING INDIVIDUALS ENGAGED IN NONVIOLENT CIVIL RIGHTS DEMONSTRATIONS.

WHEREAS, the Congress of the United States has passed Section 104(1) to the Title 1 of the Housing and Community Development Act stating that no CDBG funds may be obligated or expended by any unit of general local government that fails to adopt and enforce a policy of prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; or fails to adopt and enforce a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within its jurisdiction;

AND WHEREAS, the County of Whitman has received a Community Development Block Grant and is required to comply with the Title 1 of the Housing and Community Development Act;

AND WHEREAS, the failure to enforce such policies may cause the County to lose its grant or eligibility for future federal grants;

NOW THEREFORE, BE IT RESOLVED BY THE WHITMAN COUNTY, WASHINGTON BOARD OF COMMISSIONERS:

SECTION 1: It is the POLICY of the County to prohibit the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in lawful and nonviolent civil rights demonstrations;

SECTION 2: It is the POLICY of the County to enforce applicable state and local laws against the physical barring of an entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within its jurisdiction.

SECTION 3: The COUNTY COMMISSIONERS will coordinate with the County Sheriff to implement this resolution by amending applicable Sheriff's Office procedures.

PASSED BY THE WHITMAN COUNTY COMMISSIONERS on this 21st day of September 2020.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

ATTEST:

Michael Largent, Chairman

Maribeth Becker, CMC
Clerk of the Board
BY: Connie Ellis
Deputy Clerk of the Board

Arthur D Swannack, Commissioner

Dean Kinzer, Commissioner

083397 15. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to sign the resolution adopting County Residential Anti-Displacement and Relocation Assistance Plan as presented.

RESOLUTION NO. 083397

RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN UNDER SECTION 104(D) OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED

WHEREAS, Whitman County will replace or have the Community Action Center (CAC) replace all occupied and vacant occupiable low income dwelling units demolished or converted to a use other than as low income housing as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended, as described in 24 CFR 570.488; and,

WHEREAS, all replacement housing will be provided within three (3) years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds which will directly result in such demolition or conversion, Whitman County will make public and submit to the state CDBG Program staff the following information in writing:

1. A description of the proposed assisted activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) which will be demolished or converted to a use other than as low income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) which will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement dwelling units; and
6. The basis for concluding each replacement dwelling unit will remain a low income dwelling unit for at least ten (10) years from the date of initial occupancy.
7. Information demonstrating that any proposed replacement of dwelling units with smaller dwelling units (e.g., a two-bedroom unit with two one-bedroom units) is consistent with the housing needs of low to moderate income households in Whitman County.

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NOW THEREFORE, BE IT RESOLVED BY THE WHITMAN COUNTY, WASHINGTON BOARD OF COMMISSIONERS:

Whitman County will provide relocation assistance, as described in 570.488, to each low income household displaced by the demolition of housing or by the conversion of a low income dwelling to another use as a direct result of assisted activities.

This project will not cause displacement of persons in Whitman County. However, if this project for some reason should cause displacement of any persons, the Community Action Center, on behalf of Whitman County, shall take responsibility for relocation of persons for up to three years.

PASSED BY THE WHITMAN COUNTY COMMISSIONERS on this 21st day of September 2020.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

ATTEST:

Michael Largent, Chairman

Maribeth Becker, CMC
Clerk of the Board
BY: Connie Ellis
Deputy Clerk of the Board

Arthur D Swannack, Commissioner

Dean Kinzer, Commissioner

083398 16. There were no COVID-19 related updates.

083399 17. Commissioner Kinzer **moved** Commissioner Swannack **seconded** the motion and **carried** to amend the county's sub-recipient agreement with Southeast Washington Economic Development Association (SEWEDA) and increase their CARES Relief funding by \$425,000.

083400 18. See below item #27.

CORRESPONDENCE:

D083400A 19. The following correspondence was received:

083401 19A. A letter was received from the Washington State Liquor and Cannabis Board notifying the county AG Grow LLC licensed for non-retail and marijuana processor privileges and It Is Lit 2 LLC licensed for marijuana retailer privileges both to expire on February 28, 2021.

083402 19B. A letter was received from the U.S. Department of Energy informing the county the Bonneville Power Administration, in cooperation with the Bureau of Reclamation, has prepared a draft environmental assessment (EA) for the proposed Columbia River Basin Tributary Habitat Restoration program. They are asking for comments on the EA.

083403 19C. An executed copy of the Department of Social and Health Services (DSHS) Developmental Services Program #1963-58922(01) was received.

083404 20. Commissioners' pending list reviewed.

10:40 a.m. - Recess.

10:45 a.m. - Public Works.

Present: Mark Storey (10:45 a.m.).
Remotely: Lance Bishop, Bailey Wiedmer, Tom Handy, Jessica Jensema, Cricket, espy, Anthony Kuipers, WC Gazette, Annie Pillers, and Brandon Kruger (10:45 a.m.).

083405 20A. The following Public Works related issues approved/updated:

ACTION ITEMS:

083406 21. Commissioner Largent presented Public Works' Director, Mark Storey, with a Certificate of Good Practice on behalf of the County Road Administration Board. He congratulated and thanked the Public Works Department for their hard work and dedication.

083407 22. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve the 2021 Construction Program as presented.

D083407A 23. Mark Storey informed the commissioners, based on new information, the road closure was no longer necessary.

083408 24. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve the resolution authorizing the County Building Inspector and other county public works staff to conduct Malden building inspections as presented.

RESOLUTION NO. 083408

WHEREAS the town of Malden, WA in Whitman County recently suffered catastrophic losses due to wildfire and is in urgent need of immediate assistance; and,

WHEREAS residents of Malden may choose to re-build their homes and buildings in Malden; and,

WHEREAS the city government of Malden will not have the capacity to fully meet the expected need for building inspections.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS HEREBY RESOLVES:

1. The Building Inspector and other county public works staff as needed are authorized to conduct inspections under the State Building Code, and issue inspection reports, for any building or construction project in Malden.

DATED this 21st day of September, 2020.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

ATTEST:

Michael Largent, Chairman

Maribeth Becker, CMC
Clerk of the Board
BY: Connie Ellis
Deputy Clerk of the Board

Arthur D Swannack, Commissioner

Dean Kinzer, Commissioner

083409 25. There were no fire related decisions for Public Works.

DIVISION UPDATES:

D083409A 26. The following division updates provided by Public Works staff.

Solid Waste Division:

D083409B 26A. Public Works' Director, Mark Storey, very briefly reported there is good progress being made on the Solid Waste Facilities building remodel project.

D083409C 27. Approved documents signed.

11:00 a.m. - Recess.

1:30 p.m. - Reconvene/Board Business Continued/Workshop.

Remotely: Jessica Jensema, Chris Nelson, Lance Bishop, Tom Handy and Bailey Wiedmer (1:30 p.m.), Sandy Jamison (2:00 p.m.).

083400 18. Before commencement of the workshop, Commissioner Swannack noted Item #18 had been overlooked.

Commissioner Kinzer **moved** Commissioner Swannack **seconded** the motion and **carried** to sign the Declaration of Emergency Wildfire Debris.

083410-083411 28-29. The following items were discussed but no action was taken.

- Whitman County 2021 Budget
- Administrative Services

3:40 p.m. - Recess.

D083411A **THE BOARD OF WHITMAN COUNTY COMMISSIONERS** met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, September 28, 2020 at 9:00 a.m.** Michael Largent, Chairman, Arthur D Swannack and Dean Kinzer Commissioners, Maribeth Becker, CMC, Clerk of the Board and Connie Ellis, Deputy Clerk of the Board attended.

9:00 a.m. - Reconvene/Board Business Continued.

D083411B 30. Approved consent agenda items signed.

083412 31. Treasurers Wire Transfers and Check Report in the amount of **\$165,319.33**, Payroll warrants numbered **351196-351202** for **\$464,860.76** and General/Veterans' Relief/Payroll warrants numbered **351207-351299** for **\$544,694.31** approved.

083413 31A. Not used.

083414-083417, 083419-083423 32. Personnel change orders approved. **#083418** was not needed.

9:05 a.m. - BOCC Workshop.

Remotely: Ellary Holliday, Lance Bishop, Mark Storey, WC Gazette, Chris Nelson, Sandy Jamison, Jessica Jensema, Bailey Wiedmer (9:05 a.m.), and Bill Tensfeld (9:10 a.m.).

083424 33. The following items were discussed but no action was taken.

- FEMA Flood Study Update
- 2021 Budget
- 2020 Budget Amendment #3
- Meeting in Malden/Fire Related
- Long Term Recovery/Malden & Pine City

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- Hazardous Materials/Fire Related
- HUB Insurance/L&I
- WA St Conservation Commission Budget
- President Trump/Health Care
- Port of Wilma Project
- County Risk Management
- Manning Bridge Debris

083425 **34.** There were no COVID-19 related updates.

083426 **35.** There were no COVID-19 related decisions.

083427 **36.** There were no fire related decisions.

9:50 a.m. - Adjournment.

D083427A Commissioner Swannack **moved** to adjourn the **September 21** and **September 28, 2020** meeting. Motion **seconded** by Commissioner Kinzer and **carried**. The Board will meet in regular session, in their Chambers', in the Whitman County Courthouse, Colfax, Washington, on **October 5, 2020**. The foregoing action made this **28th** day of **October 2020**.

ss/ DEAN KINZER, COMMISSIONER
ss/ ARTHUR D SWANNACK, COMMISSIONER

MARIBETH BECKER, CMC
Clerk of the Board
BY: Connie Ellis
Deputy Clerk of the Board

MICHAEL LARGENT, CHAIRMAN
Board of County Commissioners