

077571 THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, March 21, 2016** at **8:30 a.m.** Chairman Michael Largent, Arthur D Swannack and Dean Kinzer, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

8:30 a.m. - Call to Order/Board Business/BOCC Workshop.

Present: Gary Petrovich, Cinnamon Brown, Mark Storey (8:30 a.m.) and Bob Reynolds and Mark Clinton (9:05 a.m.).

077572 1. The following items were discussed but no action was taken.

- Colfax Metro Park District
- 2015 Budget Recaps
- Shug Refund Request
- Health Dept. Write-Offs
- County Auditor Announcement
- Hawkins Water Rights
- Pullman Civic Trust
- Colfax TIGER Grant
- McKinstry Phase II/Bond
- National Communicator Week
- Whitman County Health Ranking
- Parks & Recreation Dist. Loans
- Rezone Hearings
- Rezone Denied by Planning Comm.

9:30 a.m. - Flag Salute.

Present: Bob Reynolds, Paul Spencer and Kara McMurray.

D077572A 2. Pledge of Allegiance.

D077572B 2A. Agenda Scrivener's Error.

Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to make a scriveners' error on the agenda for item #12 changing Rosalia to Tekoa.

Consent Agenda:

D077572C 3. Motion by Commissioner Swannack to accept the consent agenda. Motion **seconded** by Commissioner Kinzer and **carried**.

077573 4. General Claims/Veterans' Relief/Payroll warrants numbered **321986-321992** for **\$494,904.44** and **322178-322276** for **\$143,567.55** approved.

077574 5. February 29-March 14, 2016 minutes approved.

077575-077582 6. Personnel change orders approved.

077583 7. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to authorize publishing a notice of hearing for the 2016-2017 CDBG-PS grant.

9:40 a.m. - Gary Petrovich and Mark Clinton.

077584 8. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to authorize a credit card request for Juvenile Services (Hamann).

077585 9. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve the revised Veterans Relief limits as presented.

RESOLUTION NO. 077585

Before the Board of Whitman County Commissioners, Whitman County, Washington

WHEREAS, the Board of Whitman County Commissioners met in regular session on the 21st day of March, 2016; and,

BOCC MINUTES-03/21/16

WHEREAS, the Veterans Advisory Board has recommended revisions to the current limits as follows:

1. Whitman County Posts are discouraged from advancing money to qualified veterans. Qualified veterans must go through the proper channels by contacting a Post Service Officer and submitting paperwork approved by the Veterans Advisory Board. Posts who do advance money must submit the request for repayment within 30 days and repayment is not guaranteed.
2. No television services will be paid unless there are children in the residence or internet service is needed through the television service.
3. Requests for telephone service will be approved only for either a cell phone or home phone by the Veterans Advisory Board.

Whereas, the intent of the Veterans Relief Fund is for emergency help of veterans or qualified family members who are in tough times and not for the purpose of creating a regular income stream for an individual; and,

WHEREAS, the Board recognizes the need to set reasonable maximum limits on yearly usage of the Veterans Relief Fund, RCW 73.08 inclusive; and,

WHEREAS, the Board further expands the definition of "Veteran" as defined in the Revised Code of Washington to include the requirement to show proof of residency in Whitman County of at least two months before usage of the fund; and,

WHEREAS, yearly is defined as the time frame between January 1 and December 31 of any given year; and,

WHEREAS, the Board recognizes special circumstances may cause these limits to be waived at request of the Veteran's Service Organization Representative and/or the discretion of the Board; and,

WHEREAS, the limits listed on Whitman County Commissioners Resolution #070708 dated May 17, 2010 needs to be updated; and,

WHEREAS, the following yearly maximum limits are seen to be reasonable;

- \$1,000.00 Burial, RCW 73.08.070
- \$ 300.00 Service Organization Hall Rent, RCW 73.04.080
- \$2,500.00 Per Qualified Veteran, RCWs 41.04.005, 73.08.010, or
Per Qualified Family Member of Qualified Veteran, RCWs 41.04.005,
73.08.010
Detailed Supporting Documentation must be provided with request
Mileage will be calculated at the current IRS rate

NOW, THEREFORE, BE IT HEREBY RESOLVED that the above listed revisions are PASSED, APPROVED AND ADOPTED this 21st day of March, 2016 and effective as of April 1, 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Arthur D Swannack, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

077586 10. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve writing off uncollectible Public Health accounts as presented.

RESOLUTION NO. 077586

WHEREAS, the Board of County Commissioners for Whitman County, State of Washington, acting as the Board of Health, met on March 21, 2016 in regular session; and

WHEREAS, Whitman County Public Health has been awarded less money than the department submitted for billing; and,

WHEREAS, Whitman County Public Health is unable to collect fees from a client; and,

WHEREAS, the Accounts Receivable transactions that need resolved are listed:

<u>Invoice #</u>	<u>Service/Explanation</u>	<u>Amount</u>
15-0029	Tb test for potential employee	\$ 80.00
15-0031	Tb test, unknown address	50.00
1885	Certified Birth Certificate/unknown address	20.00
	TOTAL	\$ 150.00

NOW, THEREFORE BE IT RESOLVED that the listed accounts be declared not collectable and removed from the accounting records of Whitman County Public Health accounts.

PASSED, APPROVED, AND ADOPTED this 21st day of March 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Dean Kinzer, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Art Swannack, Commissioner

077587 11. Treasurer Clinton noted Oakesdale Parks and Recreation District is requesting a \$20,000 to replace their pool heater in order to operate during the 2016 park season. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** that the Treasurer's Office fulfill the loan request to allow Oakesdale Parks and Recreation District #4 to operate during the 2016 parks season.

**RESOLUTION NO. 077587
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS**

WHEREAS, the Board of Whitman County Commissioners met in regular session on the 21st day of March 2016; and,

WHEREAS, Oakesdale Park & Recreation District #4 has requested an loan to cover a Capital Expenditure purchase of a new boiler for their swimming pool; and,

WHEREAS, this request complies with R.C.W.'s regarding loan agreements and debt limitations; and,

WHEREAS, a special tax levy election was passed by Park and Recreation #4 voters in a special election held on November 3, 2015, to be assessed in 2016; and,

WHEREAS, the loan will be repaid with interest no later than December 1, 2016, at an interest rate equal to two percent greater than the monthly average of the Local Government Investment Pool (LGIP) of the State of Washington for the month immediately preceding the month during which the interfund loan is authorized.

NOW, THEREFORE, BE IT HEREBY RESOLVED that an interfund loan of \$20,000.00 is loaned to Oakesdale Park & Recreation District #4, from the Whitman County Current Expense Fund at an interest rate of 2.4201%, to be repaid as stated.

PASSED, APPROVED AND ADOPTED this 21st day of March 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Arthur D Swannack, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

077588 **12.** Treasurer Clinton stated Tekoa Parks and Recreation District #6 is requesting a \$70,000 loan in order to operate during the 2016 park season. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** that this item not be addressed until additional information is obtained.

077589 **13.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve the revised Inmate Trust Account.

**RESOLUTION NO. 077589
OF
THE BOARD OF WHITMAN COUNTY COMMISSIONERS
FOR WHITMAN COUNTY, STATE OF WASHINGTON**

WHEREAS, the Board of County Commissioners for Whitman County, State of Washington, met in regular session on Monday, March 21, 2016; and,

BOCC MINUTES-03/21/16

WHEREAS, the Board of County Commissioners for Whitman County, State of Washington recognizes the need for an Inmate Trust Fund/Account to account for inmate funds; and,

WHEREAS, the Board of County Commissioners believe that a separate fund is the proper procedure to account for these revenues/expenditures.

NOW, THEREFORE, IT HEREBY RESOLVED that an Inmate Trust Fund/Account at Columbia Bank in Colfax, Washington be hereby created.

BE IT FURTHER RESOLVED that this fund/account replaces all previous Inmate Trust Funds/Accounts once each outstanding check and/or debit has cleared the account.

PASSED, APPROVED AND ADOPTED this 21st day of March, 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Arthur D Swannack, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

077590 **14.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to deny the Shug tax refund request beyond 3 years.

077591 **15.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to accept and sign the 5-year renewal for the Tekoa Radio Site contract with Triple D Centennial Farms, LLC. The new amount will be \$6,300. Whitman County will pay \$3,150.00 and Spokane County will pay \$3,150.00 per year until February 28, 2021.

077592 **16.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion to authorize a board order of intent to McKinstry for the grant portion of the Phase II project.

Facilities Director Bob Reynolds explained the county's ESCO, McKinstry/Essention Phase II improvements in the amount of \$1,968,953 for county campus building energy savings projects. A grant application has been submitted to the Department of Commerce for \$285,000 addressing energy consumption for the Jail and Public Service Building (PSB). This particular grant does not include the Superior Courtroom (SC). This grant covers finishing an upgrade to the Jail controls from a pneumatic system to a digital system and a new computerized/digital HVAC system in the PSB.

There is a similar system in the PSB, our main target for the grant. McKinstry elected to narrow the scope for just the high-end energy saving components and the county agreed at the initial presentation on for Phase II on February 16th. McKinstry guarantees in writing in the contract and grant application a \$33,000/year savings which is a conservative dollar amount on their part. At the first analization of the energy savings, McKinstry predicts a 30% savings in the Jail and a 50% savings in the PSB. That means if the county doesn't experience a \$33,000/year savings in the utility bills for these two buildings, McKinstry will pay the county the difference up to \$30,000 as this is the way performance contractors works through the state. The Department of Enterprise

BOCC MINUTES-03/21/16

Services (DES) is the county's clearinghouse for this project and for any statements made by a performance contractor. As a third party to the contract, DES is the county's backup administratively and legally.

At the request of the Chairman, Mr. Reynolds explained why the county is being asked to sign a letter of intent before the actual contracts with DES have been signed. DES wants to maintain a contract schedule that fits our climate and get in front of other projects in the state which would compete for the same contractors or equipment should we delay into summer, such as schools. By signing a letter of intent approved by DES until all state paperwork is ready, McKinstry can begin ordering equipment, some of which has a 6-8 week lead time.

McKinstry/Essention will be the general contractor but will utilize some of the different mechanical contractors currently used by the county so the local contractors will be familiar with the project and that worked very well with Phase I.

Commissioner Swannack interjected that the equipment in the PSB has exceeded its life expectancy. The county needs to invest in the capital maintenance of that facility so it will continue to operate in the future.

Mr. Reynolds indicated interest rates are down to the point when we factor in our energy payback calculations it makes sense to extend ourselves on the borrowing end because we can easily make it up interest-wise on the payback scale.

Chairman Largent summarized, we are being asked to sign a letter of intent for a portion of the Phase project, the Jail and PSB which qualifies for the state grant but the remainder of Phase II does not and the reason for two separate contracts with DES.

1. One for the grant portion only
2. One For the non-grant portion

The Chairman thanked Mr. Reynolds stating these projects with McKinstry would not have happened without his Mr. Reynolds leadership. Together with Phase I and Phase II the county will resolve some significantly needed capital improvement projects as well as being very responsive with regard to energy savings.

Mr. Reynolds said a narrative stating the advantages to completing the project is forthcoming within the week. Chairman Largent asked that the narrative include the background on this project due to the significant costs involved. (The narrative was received March 22nd.)

There being no further discussion, the Chairman called for the vote; **motion passed unanimously.**

10:00 a.m. - Gary Petrovich, Mark Storey, Alan Thomson, Jerry Basler, Barbara O'Donnell, Cheryl Kammerzell, Peter Volk and Garth Meyer.

077593 **17.** This is related to Item #16. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion to sign a resolution authorizing LTGO bond/loan from Holman Capital for the McKinstry Phase II project in the amount of \$1.9 million (\$1,968,951).

The Chairman asked Mr. Petrovich to explain why the contract intent amount is different than the financing amount. Mr. Petrovich said the original project the county was considering only included the Public Service Building (PSB) in the amount of \$1.3 million. It was later determined in order to apply for the energy grant and additional controls needed to be installed in the Jail and another project in the Superior Courtroom (SC) to lower the ceiling and remove the asbestos. That drove the project costs up to \$1.9 million.

The county was contemplating using \$300,000 of the Capital Improvement Fund to use against the project and finance the remaining \$1.6 million. Another request came in from the Emergency Management/Communications Department for additional funds to improve our countywide communication facilities network. It is a 3-year project and requires \$500,000 to complete. With the county being in a position of needing another loan, the possibility of requesting a lending institution, Holman Capital, was considered for lending the entire \$1.9 million to allow the county to retain the \$300,000 in the Capital Improvement Fund. Holman Capital found a local bank, Columbia State Bank to lend the county the \$1.9 million over 15 years at 3.25% interest. That results in a debt service for the county of approximately \$170,000/year. It was the intent of the Board to set aside \$300,000 each and every year into the Capital Improvements for additional projects and maintenance of the current facilities and infrastructure. That then allows a cushion of \$130,000/year moving forward over the 15 year debt service life of the bond.

The reason for the favorable interest rate is because the lending institution wanted the county to lock in and execute the lending contract and funding to occur before the end of the first quarter. The documents are before the commissioners today since this is the last Board meeting of the month and funding would take place before the end of the month. The monies will be needed starting with the early onset of the project, end of April, beginning of May.

With the energy savings grant that Mr. Reynolds referred to through the Department of Enterprise Services, the county will not know results of the awarded grants until April or May. If the county does receive the grant, the funds will be receipted into the Capital Improvement Fund.

10:05 a.m. - Ryan Itani.

Chairman Largent said this is a very creative and sensible option for the county; there are no bond origination fees unlike the open market and he appreciated Mr. Petrovich's efforts and the cost savings involved for this type of financing.

There being no further discussion, the Chairman called for the vote; **motion passed unanimously.**

BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

A RESOLUTION OF THE BOARD OF COUNTY)
COMMISSIONERS OF WHITMAN COUNTY, WASHINGTON,)
AUTHORIZING THE ISSUANCE OF A LIMITED TAX)
GENERAL OBLIGATION BOND OF THE COUNTY IN THE)
PRINCIPAL AMOUNT OF \$1,968,951 TO PROVIDE)
FINANCING FOR CONSTRUCTING CERTAIN ENERGY)
IMPROVEMENTS TO THE PUBLIC SERVICE BUILDING,)
DETENTION FACILITY, AND COURTHOUSE SUPERIOR)
COURTROOM; PROVIDING THE DATE, FORM, AND)
REPAYMENT TERMS OF SUCH BOND AND FOR THE)
PLEDGE OF THE COUNTY'S FULL FAITH AND CREDIT)
TO PAY THE PRINCIPAL THEREOF AND INTEREST)
THEREON; AND AUTHORIZING A PRIVATE PLACEMENT)
OF THE BOND.

RESOLUTION NO. 077593

PASSED ON MARCH 21, 2016

Prepared by:

K&L GATES LLP

Seattle, Washington

WHITMAN COUNTY, WASHINGTON

RESOLUTION NO. 077953

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*This Table of Contents and the cover page are provided for convenience only and is not a part of this resolution.

BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

A RESOLUTION OF THE BOARD OF COUNTY)
 COMMISSIONERS OF WHITMAN COUNTY, WASHINGTON,)
 AUTHORIZING THE ISSUANCE OF A LIMITED TAX)
 GENERAL OBLIGATION BOND OF THE COUNTY IN THE)
 PRINCIPAL AMOUNT OF \$1,968,951 TO PROVIDE)
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 PLEDGE OF THE COUNTY'S FULL FAITH AND CREDIT)
 TO PAY THE PRINCIPAL THEREOF AND INTEREST)
 THEREON; AND AUTHORIZING A PRIVATE PLACEMENT)
 OF THE BOND.

RESOLUTION NO. 077593

BEFORE THE BOARD OF COUNTY COMMISSIONERS of Whitman County, Washington, a municipal corporation of the State of Washington (the "County") has determined that it is in the best interest of the County that it acquire, construct, install and equip certain energy improvements to the County's Public Service Building including a new roof and HCAC system; Detention Facility, and Courthouse Superior Courtroom (the "Projects," as further described in Section 2 of this resolution); and

WHEREAS, the Board finds that it is in the County's interest to issue and sell a Limited Tax General Obligation Bond in the principal amount of \$1,968,951 (the "Bond") to

pay all or a portion of the costs of the Projects and the costs of issuance of the Bond; and

WHEREAS, the County is authorized by chapters 36.67 and 39.46 RCW to issue general obligation bonds payable from, *inter alia*, regular tax levies of the County; and

WHEREAS, the County has received the offer of Holman Capital Corporation, Rancho Santa Margarita, California (the "Placement Agent"), to place the Bond with Columbia State Bank, and the County wishes to accept such offer on the terms and conditions set forth therein and herein;

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF WHITMAN COUNTY, WASHINGTON, AS FOLLOWS:

Section 1. Definitions. As used in this resolution, the following words shall have the following meanings, unless a different meaning clearly appears from the context:

Administrative Director means the County's Administrative Director or the successor officer.

Board means the duly constituted Board of County Commissioners as the general legislative authority of the County.

Bond means the Whitman County, Washington, Limited Tax General Obligation Bond, 2016 in the principal amount of \$1,968,951, to be issued pursuant to this resolution.

Bond Counsel means a firm of lawyers nationally recognized and accepted as bond counsel and so employed by the County for any purpose under this resolution applicable to the use of that term.

Bond Register means the registration books showing the name, address and tax identification number of each Registered Owner of the Bond, maintained pursuant to Section 149(a) of the Code.

Bond Registrar means the Treasurer, for the purposes of registering and authenticating the Bond, maintaining the Bond Register, and paying installments of interest on and principal of the Bond. Upon a determination by the Treasurer that it is no longer practicable for the office of the Treasurer to perform the functions of the Bond Registrar, the term **Bond Registrar** shall mean the institution appointed by the Treasurer to act as Bond Registrar.

Bond Year means each one-year period that ends on the date selected by the County. The first and last Bond Years may be short periods. If no day is selected by the County before the earlier of the final maturity date of the Bond or the date that is five years after the date of issuance of the Bond, Bond Years end on each anniversary of the date of issue and on the final maturity date of the Bond.

Code means the Internal Revenue Code of 1986, as amended, and shall include all applicable regulations and rulings relating thereto.

County means Whitman County, Washington, a municipal corporation duly organized and existing under the laws of the State of Washington.

County Representative means the Chairman of the Board or the Administrative Director or such other official or employee of the County designated in writing by either of the foregoing.

Debt Service Fund means the "Debt Service Fund - No. 200, Account: 003 (Redemption of Debt - LTGO Bond, 2016)" created by the Treasurer for the purpose of paying the principal of and interest due on the Bond as described in Section 10 hereof.

Fixed Rate means a fixed interest rate equal to 3.25% per annum.

Placement Agent means Holman Capital Corporation, Rancho Santa Margarita, California.

Private Person means any natural person engaged in a trade or business or any trust, estate, partnership, association, company or corporation.

Private Person Use means the use of property in a trade or business by a Private Person if such use is other than as a member of the general public. Private Person Use includes ownership of the property by the Private Person as well as other arrangements that transfer to the Private Person the actual or beneficial use of the property (such as a lease, management or incentive payment contract or other special arrangement) in such a

manner as to set the Private Person apart from the general public. Use of property as a member of the general public includes attendance by the Private Person at municipal meetings or business rental of property to the Private Person on a day-to-day basis if the rental paid by such Private Person is the same as the rental paid by any Private Person who desires to rent the property. Use of property by nonprofit community groups or community recreational groups is not treated as Private Person Use if such use is incidental to the governmental uses of property, the property is made available for such use by all such community groups on an equal basis and such community groups are charged only a *de minimis* fee to cover custodial expenses.

Project Account means the account, if any, within the 001 Fund, created pursuant to in Section 9 of this resolution.

Projects means the projects as described in Section 2 of this resolution.

Purchaser means Columbia State Bank, Seattle, Washington.

Registered Owner means the person named as the registered owner of the Bond in the Bond Register.

State means the State of Washington.

Treasurer means the treasurer of the County pursuant to chapter 36.29 RCW, as amended from time to time.

Rules of Interpretation. In this resolution, unless the context otherwise requires:

(a) The terms "hereby," "hereof," "hereto," "herein," "hereunder" and any similar terms, as used in this resolution, refer to this resolution as a whole and not to any particular article, section, subdivision or clause hereof, and the term "hereafter" shall mean after, and the term "heretofore" shall mean before, the date of this resolution;

(b) Words of the masculine gender shall mean and include correlative words of the feminine and neuter genders and words importing the singular number shall mean and include the plural number and vice versa;

(c) Words importing persons shall include firms, associations, partnerships (including limited partnerships), trusts, corporations and other legal entities, including public bodies, as well as natural persons;

(d) Any headings preceding the text of the several articles and sections of this resolution, and any table of contents or marginal notes appended to copies hereof, shall be solely for convenience of reference and shall not constitute a part of this resolution, nor shall they affect its meaning, construction or effect;

(e) All references herein to "articles," "sections" and other subdivisions or clauses are to the corresponding articles, sections, subdivisions or clauses hereof; and

(f) Words importing the singular number include the plural number and vice versa.

Section 2. Findings. The Board hereby finds that it is in the public interest that the County undertake the acquisition, construction, installation and equipping of certain energy improvements to the County's Public Service Building, including a new roof and HVAC system, Detention Facility, and Courthouse Superior Courtroom. Such improvements are referred to collectively herein as the "Projects."

Section 3. Authorization of Bond. For the purpose of providing financing for the Projects and to pay costs of issuance, the County shall now issue and sell to the Purchaser its Limited Tax General Obligation Bond in the aggregate principal amount of \$1,968,951. The Bond shall be designated "Whitman County, Washington, Limited Tax General Obligation Bond, 2016," shall be dated as of the date of its delivery to the Purchaser, shall be fully registered as to both principal and interest, shall be issued as a single fully-registered bond, and shall be numbered R-1.

The Bond shall bear interest on unpaid principal from its date or the most recent date to which interest has been paid at the Fixed Rate. Interest shall be calculated on the basis of a year of 360 days (12 months of 30 days each). Principal shall be amortized based on a 15-year payment schedule to provide for approximately level debt service. Principal and interest payments shall be made semiannually on the dates shown on Exhibit A, with the final payment of all outstanding principal, together with interest thereon, shall be due no later than March 31, 2031 as shown on the amortization schedule

for the Bond provided by the Placement Agent. The Placement Agent will calculate and provide to the Treasurer an amortization schedule reflecting semiannual payments. Assuming a delivery of the Bond on March 31, 2016, the amortization schedule is attached hereto as Exhibit A.

Section 4. Registration and Payments. The County hereby requests that the Treasurer act as the Bond Registrar. The duties of the Bond Registrar hereunder shall be limited to authenticating the Bond and to remitting money to the Purchaser on the payment dates as provided therein. The Bond shall not be transferable, except in whole to a financial institution. The Treasurer may determine at any time that he/she no longer wishes to act as Bond Registrar and thereupon appoint a successor Bond Registrar, which may or may not be the fiscal agent of the State of Washington. The Bond Registrar is authorized, on behalf of the County, to authenticate and deliver the Bond to the Registered Owner, to be designated by the Placement Agent, and to carry out all of the Bond Registrar's powers and duties under this resolution.

Principal of and interest on the Bond shall be payable in lawful money of the United States of America. Installments of principal of and interest on the Bond shall be paid by check, wire, or electronic transfer on the date due to the Purchaser; *provided, however,* the final installment of principal on the Bond shall be payable only upon presentation and surrender of the Bond by the Purchaser to the Bond Registrar.

Section 5. Prepayment. The County reserves the right to prepay principal of the Bond in advance of the scheduled payments, in whole, on any payment date at a prepayment price ("Purchase Option") as shown on Exhibit A. The County will notify the Purchaser at least 15 days in advance of its intent to prepay.

Section 6. Form of Bond. The Bond shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. R-1

\$1,968,951

STATE OF WASHINGTON

WHITMAN COUNTY

LIMITED TAX GENERAL OBLIGATION BOND, 2016

INTEREST RATE:	3.25%
FINAL MATURITY DATE:	March 31, 2031
REGISTERED OWNER:	Columbia State Bank Columbia Bank Loan Operations P.O. Box 1757 Tacoma, WA 98401
TAX IDENTIFICATION #	91-0897063
PRINCIPAL AMOUNT:	One Million Nine Hundred Sixty-Eight Thousand Nine Hundred Fifty-One and No/100 Dollars

WHITMAN COUNTY, WASHINGTON, a municipal corporation of the State of Washington (hereinafter referred to as the "County"), hereby acknowledges itself to owe and for value received promises to pay to the Registered Owner identified above, or registered assigns, the Principal Amount specified above, together with interest thereon, at the Interest Rate specified above. Principal of and interest on this Bond shall be payable on each March 31 and September 30, commencing on September 30, 2016, in installments amortized over 15 years in the amounts shown on the attached amortization schedule, and shall mature on March 31, 2031.

Interest shall be calculated on the basis of a year of 30/360 day basis.

Both principal of and interest on this bond are payable in lawful money of the United States of America. Installments of the principal of and interest on this bond shall be paid by check or draft of the County mailed on the date such principal and

interest is due or by electronic funds transfer made on the date such interest is due to the Registered Owner or nominee at the address appearing on the Bond Register. The Treasurer of the County is acting as the initial registrar, authenticating agent and paying agent for this bond (the "Bond Registrar"). Upon final payment of all installments of principal and interest thereon, this bond shall be submitted to the Bond Registrar for cancellation and surrender.

The County reserves the right to prepay principal of this bond in advance of the scheduled payments, in whole, on any payment date at a prepayment price ("Purchase Option") as shown on the attached amortization schedule. The County will notify the Registered Owner at least 15 days in advance of its intent to prepay.

This bond is issued pursuant to a Resolution adopted by the Board of County Commissioners on March 21, 2016 (the "Bond Resolution") for the purpose of paying the costs of acquiring, constructing and installing certain energy improvements to the County's Public Service Building, Detention Facility, and Courthouse Superior Courtroom and paying costs of issuing the Bond. Capitalized terms appearing on this bond and not otherwise defined herein shall have the meanings given such terms in the Bond Resolution. The terms, conditions and covenants of the County set forth in the Bond Resolution are hereby incorporated by this reference as if fully set forth herein.

This bond is not transferable, except in whole to a financial institution.

This bond is not a "private activity bond" as such term is defined in the Internal Revenue Code of 1986, as amended (the "Code"). The County has designated this bond as a "qualified tax-exempt obligation" under Section 265(b) of the Code for investment by financial institutions.

The County hereby irrevocably covenants and agrees with the owner of this bond that it will include in its annual budget and levy taxes annually, within and as a part of the tax levy permitted to counties without a vote of the electorate, upon all the property subject to taxation in amounts sufficient, together with other revenues and money legally available therefor, to pay the principal of and interest on this bond as the same shall become due. The full faith, credit and resources of the County are hereby irrevocably pledged for the annual levy and collection of such taxes and the prompt payment of such principal and interest.

This bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication hereon shall have been manually signed by or on behalf of the Bond Registrar.

It is hereby certified that all acts, conditions and things required by the Constitution and statutes of the State of Washington to exist, to have happened, been done and performed precedent to and in the issuance of this bond have happened, been done and performed and that the issuance of this bond does not violate any constitutional, statutory or other limitation upon the amount of indebtedness that the County may incur.

IN WITNESS WHEREOF, Whitman County, Washington, signed with the facsimile or manual signature of the Chairman of the Board of County Commissioners, to be attested by the facsimile or manual signature of the Clerk of the Board of County Commissioners, and the corporate seal of the County to be impressed, imprinted or otherwise reproduced hereon, all as of this 31st day of March, 2016.

[SEAL]

WHITMAN COUNTY, WASHINGTON

By _____ /s/ _____
Chairman

ATTEST:

_____/s/_____
Clerk of the Board

The Bond Registrar's Certificate of Authentication on the Bond shall be in substantially the following form:

CERTIFICATE OF AUTHENTICATION

Date of Authentication: March 31, 2016

This Bond is described in the within-mentioned Bond Resolution and is the Whitman County, Washington, Limited Tax General Obligation Bond, 2016, dated March 31, 2016.

TREASURER of Whitman County, as Bond Registrar

By /s/ Mark Clinton

AMORTIZATION SCHEDULE

Payment No.	Payment Date	Total Payment	Interest	Principal	Purchase Option
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Section 7. Execution and Authentication of the Bond. The Bond shall be signed on behalf of the County by the manual or facsimile signature of the Chairman of the Board and attested by the manual or facsimile signature of the Clerk of the Board and authenticated by the Bond Registrar, and the seal of the County shall be impressed, imprinted or otherwise reproduced thereon.

Only such Bond as shall bear thereon a Certificate of Authentication in the form recited above, manually executed by the Bond Registrar, shall be valid or obligatory for any purpose or entitled to the benefits of this resolution. Such Certificate of Authentication shall be conclusive evidence that the Bond so authenticated has been duly executed, authenticated and delivered hereunder and is entitled to the benefits of this resolution.

In case either of the officers who shall have executed the Bond shall cease to be an officer or officers of the County before the Bond shall have been authenticated or delivered by the Bond Registrar, or issued by the County, such Bond may nevertheless be authenticated, delivered and issued and upon such authentication, delivery and issuance, shall be as binding upon the County as though those who signed the same had continued to be such officers of the County. The Bond may also be signed and attested on behalf of the County by such persons as at the actual date of execution of the Bond shall be the proper officers of the County although at the original date of the Bond any such person shall not have been such officer of the County.

Section 8. Sale of Bond. The Bond shall be sold by private placement, in accordance with the terms of this resolution and the Placement Agent's offer to place the Bond to

the Purchaser, which offer the Board hereby accepts. The County Representative and other County officials, agents and representatives are hereby authorized and directed to do everything necessary for the prompt issuance, execution and delivery of the Bond to the Purchaser as designated by the Placement Agent and for the proper application and use of the proceeds of sale of the Bond. In furtherance of the foregoing, the County Representative is authorized to approve and enter into agreements for the payment of costs of issuance, including the fees and expenses specified in the offer, fees and expenses of Placement Agent and other retained services, the Bond Counsel fee, and other expenses customarily incurred in connection with issuance and sale of bonds. The Placement Agent's fee will be based on the differential between the proceeds to the County (\$1,968,951) and the price paid for the Bond by the Purchaser. The County hereby acknowledges that the Placement Agent is not acting in a fiduciary relationship to the County.

Section 9. Application of Bond Proceeds. The Treasurer shall establish an account within the 001 Fund to be designated by the Treasurer (the "Project Account"). The proceeds of the Bond will be deposited into the Project Account and used to pay the costs of the Projects and costs of issuance of the Bond. When the Project and other authorized improvements, if any, have been completed and all costs incidental thereto, including the costs of the issuance of the Bond, have been paid in full, any money remaining in the Project Account shall be transferred to the Debt Service Fund for the uses and purposes herein provided, and the Project Account shall be closed. Bond proceeds deposited in the Project Account and not immediately needed to pay the costs of the Projects and costs incidental thereto may be temporarily invested in any legal investment for County funds. All interest earned and income or profits derived by virtue of such investments shall remain in the Project Account and be used for the acquisition, installation and construction of the Projects.

Section 10. Debt Service Fund; Pledge of Funds and Credit. The Treasurer is hereby requested to create a "Debt Service Fund" (the "Debt Service Fund - No. 200, Account: 003 (Redemption of Debt - LTGO Bond, 2016") in the 200 Fund for the purpose of paying the principal of, premium, if any, and interest on the Bond.

The County hereby irrevocably covenants and agrees for as long as the Bond is outstanding and unpaid, it will include in its annual budget and levy an *ad valorem* tax upon all the property within the County subject to taxation that will be sufficient, together with all other revenues and money of the County legally available for such purposes, to pay the principal of and interest on the Bond when due. All of such taxes so collected and any other money to be used for such purposes shall be paid into the Debt Service Fund. The County hereby irrevocably pledges that the annual tax provided for herein to be levied for the payment of such principal and interest shall be within and as a part of the tax levy permitted to counties without a vote of the people, and that a sufficient portion of each annual levy to be levied and collected by the County prior to the full payment of the principal of and interest on the Bond will be and is hereby irrevocably set aside, pledged and appropriated for the payment of the principal of and interest on the Bond. The full faith, credit and resources of the County are hereby irrevocably pledged for the annual levy and collection of said taxes and for the prompt payment of the principal of and interest on the Bond as the same shall become due.

Section 11. Tax Covenants; Special Designation.

(a) *Arbitrage Covenant.* The County hereby covenants that it will not make any use of the proceeds of sale of the Bond or any other funds of the County which may be deemed to be proceeds of such Bond pursuant to Section 148 of the Code and applicable regulations thereunder which will cause the Bond to be an "arbitrage bond" within the meaning of said section and regulations. The County will comply with the requirements of Section 148 of the Code (or any successor provision thereof applicable to the Bond) and the applicable regulations thereunder throughout the term of the Bond.

(b) *Private Person Use Limitation for Bond.* The County covenants that for as long as the Bond is outstanding, it will not permit:

(1) More than 10% of the Net Proceeds of the Bond to be allocated to any Private Person Use; and

(2) More than 10% of the principal or interest payments on the Bond in a Bond Year to be directly or indirectly: (A) secured by any interest in property used or to be used for any Private Person Use or secured by payments in respect of property used or to be used for any Private Person Use, or (B) derived from payments (whether or not made to the County) in respect of property, or borrowed money, used or to be used for any Private Person Use.

The County further covenants that, if:

(3) More than five percent of the Net Proceeds of the Bond are allocable to any Private Person Use; and

(4) More than five percent of the principal or interest payments on the Bond in a Bond Year are (under the terms of this resolution or any underlying arrangement) directly or indirectly: (A) secured by any interest in property used or to be used for any Private Person Use or secured by payments in respect of property used or to be used for any Private Person Use, or (B) derived from payments (whether or not made to the County) in respect of property, or borrowed money, used or to be used for any Private Person Use, then, (i) any Private Person Use of the Projects described in subsection (3) hereof or Private Person Use payments described in subsection (4) hereof that is in excess of the five percent limitations described in such subsections (3) or (4) will be for a Private Person Use that is related to the state or local governmental use of the Projects financed with Bond proceeds, and (ii) any Private Person Use will not exceed the amount of Net Proceeds of the Bond used for the state or local governmental use portion of the project to which the Private Person Use of such portion of such project relates. The County further covenants that it will comply with any limitations on the use of the Projects by other than state and local governmental users that are necessary, in the opinion of its Bond Counsel, to preserve the tax exemption of the interest on the Bond. The covenants of this section are specified solely to assure the continued exemption from regular income taxation of the interest on the Bond.

(c) *Designation.* The County hereby designates the Bond as a "qualified tax-exempt obligation" for investment by financial institutions under Section 265(b)(3) of the Code. The County does not anticipate that it will issue more than \$10,000,000 in qualified tax-exempt obligations during 2016 (excluding obligations permitted by the Code to be excluded for purposes of the County's qualification as a qualified small issuer).

Section 12. Event of Bond Being Lost, Stolen or Destroyed. In case the Bond shall be lost, stolen or destroyed, the County may execute and the Bond Registrar may deliver a new bond of like date and tenor to the holder thereof upon the owner paying the expenses and charges of the County in connection therewith and upon his or her filing with the Bond Registrar evidence satisfactory to the Bond Registrar that the Bond was actually lost, stolen or destroyed, and upon furnishing the Bond Registrar with indemnity satisfactory to the Bond Registrar.

Section 13. Additional Covenants.

(a) *Financial Information.* The County covenants and agrees, for so long as the Bond is outstanding, to provide Purchaser with copies of its audited annual financial report within thirty (30) days of receipt from the Washington State Auditor's Office; and each annual budget of the County within thirty (30) days of the County's adoption thereof. The County further covenants and agrees to promptly provide Purchaser with other information as may reasonably be requested.

(b) *Loss of Tax-Exempt Status or Nonpayment.* In the event of nonpayment or if the interest on the Bond is deemed taxable under the Code by the Internal Revenue Service, the Fixed Rate may increase, at the election of Purchaser, to a fixed rate of 4.92%. Purchaser shall provide written notice of such increase to the County.

Section 14. No Undertaking to Provide Ongoing Disclosure. The Bond is not subject to Rule 15c2-12 of the Securities and Exchange Commission under the Securities Exchange Act of 1934, and the County makes no undertaking regarding ongoing disclosure with respect to the Bond.

Section 15. Severability. If any provision in this resolution is declared by any court of competent jurisdiction to be contrary to law, then such provision shall be null and void and shall be deemed separable from the remaining provisions of this resolution and shall in no way affect the validity of the other provisions of this resolution or of the Bond.

Section 16. Effective Date. This resolution shall become effective immediately upon its passage in accordance with law.

Passed by the Board of County Commissioners meeting in regular session at Colfax, Washington, by the following vote, then signed by its membership and attested to by its Clerk in authorization of such passage on the 21st day of March, 2016.

YEA 3 NEA 0 ABSTAIN 0 ABSENT 0

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Arthur D Swannack, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

**EXHIBIT A
AMORITIZATIONSCHEDULE**



SUBJECT TO AND MADE A PART OF THAT CERTAIN PROPOSAL DATED MARCH 5, 2016

ISSUER: COUNTY OF WHITMAN
LENDER: HOLMAN CAPITAL CORPORATION
COMMENCEMENT: 31-Mar-2016
TERM: 15 YEARS
1ST PAYMENT DUE: 30-Sep-2016
RATE: 3.2500%

Payment No.	Date	Payment	Interest	Principal	Purchase Option
0	3/31/2016				
1	9/30/2016	\$ 83,445.62	\$ 31,995.45	\$ 51,450.17	\$ 1,975,025.85
2	3/31/2017	\$ 83,445.62	\$ 31,159.39	\$ 52,286.23	\$ 1,921,171.04
3	9/30/2017	\$ 83,445.62	\$ 30,309.74	\$ 53,135.88	\$ 1,866,441.08
4	3/31/2018	\$ 83,445.62	\$ 29,446.28	\$ 53,999.34	\$ 1,810,821.76
5	9/30/2018	\$ 83,445.62	\$ 28,568.79	\$ 54,876.83	\$ 1,754,298.63
6	3/31/2019	\$ 83,445.62	\$ 27,677.04	\$ 55,768.58	\$ 1,696,856.99
7	9/30/2019	\$ 83,445.62	\$ 26,770.80	\$ 56,674.82	\$ 1,638,481.92
8	3/31/2020	\$ 83,445.62	\$ 25,849.84	\$ 57,595.78	\$ 1,579,158.27
9	9/30/2020	\$ 83,445.62	\$ 24,913.90	\$ 58,531.72	\$ 1,518,870.60
10	3/31/2021	\$ 83,445.62	\$ 23,962.76	\$ 59,482.86	\$ 1,457,603.25
11	9/30/2021	\$ 83,445.62	\$ 22,996.17	\$ 60,449.45	\$ 1,395,340.32
12	3/31/2022	\$ 83,445.62	\$ 22,013.86	\$ 61,431.76	\$ 1,332,065.61
13	9/30/2022	\$ 83,445.62	\$ 21,015.60	\$ 62,430.02	\$ 1,267,762.69
14	3/31/2023	\$ 83,445.62	\$ 20,001.11	\$ 63,444.51	\$ 1,202,414.84
15	9/30/2023	\$ 83,445.62	\$ 18,970.14	\$ 64,475.48	\$ 1,136,005.10
16	3/31/2024	\$ 83,445.62	\$ 17,922.41	\$ 65,523.21	\$ 1,068,516.19
17	9/30/2024	\$ 83,445.62	\$ 16,857.66	\$ 66,587.96	\$ 999,930.59
18	3/31/2025	\$ 83,445.62	\$ 15,775.60	\$ 67,670.02	\$ 930,230.47
19	9/30/2025	\$ 83,445.62	\$ 14,675.97	\$ 68,769.65	\$ 859,397.73
20	3/31/2026	\$ 83,445.62	\$ 13,558.46	\$ 69,887.16	\$ 787,413.96
21	9/30/2026	\$ 83,445.62	\$ 12,422.79	\$ 71,022.83	\$ 714,260.44
22	3/31/2027	\$ 83,445.62	\$ 11,268.67	\$ 72,176.95	\$ 639,918.18
23	9/30/2027	\$ 83,445.62	\$ 10,095.80	\$ 73,349.82	\$ 564,367.87
24	3/31/2028	\$ 83,445.62	\$ 8,903.86	\$ 74,541.76	\$ 487,589.86
25	9/30/2028	\$ 83,445.62	\$ 7,692.56	\$ 75,753.06	\$ 409,564.20
26	3/31/2029	\$ 83,445.62	\$ 6,461.57	\$ 76,984.05	\$ 330,270.63
27	9/30/2029	\$ 83,445.62	\$ 5,210.58	\$ 78,235.04	\$ 249,688.54
28	3/31/2030	\$ 83,445.62	\$ 3,939.26	\$ 79,506.36	\$ 167,796.99
29	9/30/2030	\$ 83,445.62	\$ 2,647.28	\$ 80,798.34	\$ 84,574.70
30	3/31/2031	\$ 83,445.62	\$ 1,334.26	\$ 82,111.36	\$ -
Grand Totals		\$ 2,503,368.60	\$ 534,417.60	\$ 1,968,951.00	

CERTIFICATE

I, the undersigned, Clerk of the Board of the Whitman County, Washington (the “County”) and keeper of the records of the Board of County Commissioners (the “Board”), DO HEREBY CERTIFY:

1. That the attached resolution is a true and correct copy of Resolution No. 077593 of the Board (the “Resolution”), duly adopted at a regular meeting thereof held on the 21st day of March, 2016.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law, due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the Board voted in the proper manner for the adoption of the Resolution, that all other requirements and proceedings incident to the proper adoption of the Resolution have been duly fulfilled, carried out and otherwise observed; and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of March, 2016.

 Maribeth Becker, CMC
 Clerk of the Board

CORRESPONDENCE:

D077593A 18. The following correspondence was received:

077594 18A. Notice of the assumption of a marijuana license application by Three G Farms, LLC in Endicott, WA filed by GH and SR Griffiths received.

077595 18B. Notice of a new marijuana license application for Etta's Herbals in Pullman, WA filed by CJ and VL Eneas received.

077596 18C. Notice of a new marijuana license application for Pablo & Co., LLC in Pullman, WA filed by K Pablo, L Blet and ME Iszley received.

077597 18D. Notice of liquor licenses expiring 05/31/16 was received from the Washington State Liquor and Cannabis Board.

077598 18E. Notice of marijuana licenses expiring 08/31/16 was received from the Washington State Liquor and Cannabis Board.

077599 18F. A letter requesting representation on the newly formed Colfax-Albion-Pullman (CAP) Rail Corridor was received from the Pullman Civic Trust. Commissioner Largent provided a follow-up letter asking about WSDOT intention for rail banking.

077600 18G. An executed copy of the Secretary of State Imaging agreement #OSOS NO. 848W-1302-3 was received.

077601 18H. An executed copy of the Voluntary Stewardship Program was received from the State Conservation Commission.

077602 18I. An executed copy of the Fourth Amended Interlocal agreement for Greater Columbia Behavioral Health was received.

077603 19. Commissioners' pending list reviewed.

10:05 a.m. - Public Works.

Present: Mark Storey, Alan Thomson, Jerry Basler, Ryan Itani, Barbara O'Donnell, Cheryl Kammerzell, Peter Volk and Garth Meyer.

ACTION ITEMS:

D077603A 19A. Chairman Largent advised those in attendance that the 4 rezone hearings being held today are considered closed record appeal hearings.

077604 20. The regular meeting was recessed and the hearing convened by the Chairman for the proposed Itani zone change.

Assistant Planner Jerry Basler said on February 3rd the Planning Commission held a hearing for rezoning 20 acres north of Airport Road from Agricultural District to Cluster Residential District. Discussion at the hearing centered on location of the airport and impact to farmers. The Planning Commission voted in favor of moving the application forward to the County Commissioners.

The Chairman indicated the Board has an extensive record of the Planning Commission hearing, therefore he asked for comments or additional testimony for this particular application. There being none, the hearing was adjourned and the regular meeting reconvened.

077605 21. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion to approve the amendment of the Whitman County Zoning Map, changing 20 acres from the

Agricultural District to a Cluster Residential District, located northwest of Airport Road.

Commissioner Largent indicated the rezone request is consistent with the Comprehensive Plan and applicable zoning laws which is what the Board looks for in their consideration.

Commissioner Swannack said there are no inconsistencies, it has been well vetted by the Planning Commission and he thanked them for their hard work.

The Chairman called for the vote and the **motion passed unanimously**.

ORDINANCE NO. 077605

AN ORDINANCE AMENDING THE WHITMAN COUNTY ZONING MAP TO CHANGE THE ZONING FROM AGRICULTURAL DISTRICT TO CLUSTER RESIDENTIAL DISTRICT BE IT ORDAINED and enacted by the Board of County Commissioners of Whitman County, State of Washington, it having been determined by the Board after hearing the Recommendations and Findings of Fact of the Whitman County Planning Commission that these should be accepted and this action is consistent with the Whitman County Comprehensive Plan.

Change the zoning for Cordova for 23 acres from Agricultural District to Cluster Residential District for property located on Brayton Road west of Pullman, in the E 1/2 of Section 31, Township 15 N., Range 45 E. Willamette Meridian, Whitman County, Washington.

PASSED AND APPROVED by the Board of Whitman County Commissioners of Whitman County, Washington, on the 21st day of March, 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

Arthur D Swannack, Commissioner

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

077606 **22.** The regular meeting was recessed and the hearing convened by the Chairman for the proposed Redwood Farmland Holdings zone change.

Mr. Basler said this was the 2nd of 4 hearings held February 3rd requesting the rezoning of 22 acres north of Airport Road and east of Orville Boyd Road from the Agricultural District to the Cluster Residential District. Discussion included impact to the airport, CCR Homeowners Association and the Comprehensive Plan.

The Chairman opened the hearing to additional comments for consideration by the Board.

There being none, the hearing was adjourned and the regular meeting reconvened.

077607 **23.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion to approve the amendment of the Whitman County Zoning Map, changing 22 acres from the Agricultural District to the Cluster Residential District, located east of O'Donnell Road and north Airport Road.

Commissioner Swannack noted in reviewing the cluster maps, the airport should not be a problem for any of today's cluster rezone requests.

The Chairman called for the vote and the **motion passed unanimously.**

ORDINANCE NO. 077607

AN ORDINANCE AMENDING THE WHITMAN COUNTY ZONING MAP TO CHANGE THE ZONING FROM AGRICULTURAL DISTRICT TO CLUSTER RESIDENTIAL DISTRICT BE IT ORDAINED and enacted by the Board of County Commissioners of Whitman County, State of Washington, it having been determined by the Board after hearing the Recommendations and Findings of Fact of the Whitman County Planning Commission that these should be accepted and this action is consistent with the Whitman County Comprehensive Plan.

Change the zoning for Palouse Country Acres for 21 acres from Agricultural District to Cluster Residential District for property located south of Orville Boyd Road, northeast of Pullman, in the E 1/2 of Section 26, Township 15 N., Range 45 E. Willamette Meridian, Whitman County, Washington.

PASSED AND APPROVED by the Board of Whitman County Commissioners of Whitman County, Washington, on the 21st day of March, 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Arthur D Swannack, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

077608 24. The regular meeting was recessed and the hearing convened by the Chairman for the proposed J-S Farmland Holdings zone change from the Agricultural District to the Cluster Residential District.

Mr. Basler said this is the 3rd of the 4 rezone hearings heard by the Planning Commission. This particular rezone for 20 acres is located north of the Orville Boyd Road and the same concerns were expressed at the February 3rd Planning Commission hearing. The Planning Commission voted to move this application forward to the County Commissioners.

The hearing was opened to comment or testimony by the Chairman.

Barbara O'Donnell said she, nor her neighbors knew anything about the February 3rd hearing; they don't seem to be able to get the word on these; the signs posted are something entirely different. Ms. O'Donnell pointed out this is good farmland and these people are destroying it. You need to know what you are doing to our good farmland. She thought this applicant is the company that bought the land for exorbitant price. They aren't going to get the rate of return they were demanding so now they are going to destroy the farmland into rural/slum housing to get their money back.

Chairman Largent reiterated the Board is restricted to two points of consideration; is it consistent with the Comprehensive Plan and does it follow the law.

Ms. O'Donnell added she was concerned about the possible lack of water.

There being no further comments the hearing was adjourned and the regular meeting reconvened.

077609 **25.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion to approve the amendment of the Whitman County Zoning Map, changing 20 acres from the Agricultural District to a Cluster Residential District, located north of Orville Boyd Road and west of Airport Road.

Chairman Largent noted much of what the Board said regarding the first 2 applications also applies to this application.

The Chairman called for the vote and the **motion passed unanimously.**

ORDINANCE NO. 077609

AN ORDINANCE AMENDING THE WHITMAN COUNTY ZONING MAP TO CHANGE THE ZONING FROM AGRICULTURAL DISTRICT TO CLUSTER RESIDENTIAL DISTRICT BE IT ORDAINED and enacted by the Board of County Commissioners of Whitman County, State of Washington, it having been determined by the Board after hearing the Recommendations and Findings of Fact of the Whitman County Planning Commission that these should be accepted and this action is consistent with the Whitman County Comprehensive Plan.

Change the zoning for Golden Wheat Acreages, for 20 acres from Agricultural District to Cluster Residential District for property located south of Orville Boyd Road, northeast of Pullman, in the E 1/2 of Section 26, Township 15 N., Range 45 E. Willamette Meridian, Whitman County, Washington.

PASSED AND APPROVED by the Board of Whitman County Commissioners of Whitman County, Washington, on the 21st day of March, 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

Arthur D Swannack, Commissioner

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

077610 **26.** The regular meeting was recessed and the hearing convened by the Chairman for the proposed Warren Street zone change from the Agricultural District to the Cluster Residential District.

Mr. Basler said this request was the last of 4 hearings held by the Planning Commission on February 3rd. This rezone for 20 acres is located north of Kitzmiller Road. As noted in the Planning Commission minutes, much discussion focused on the Warren Street Agricultural zone change centering on impacts to the roads, the impact to the current homeowners south of Kitzmiller Road and the ability for homeowners to take care of larger lots. The Planning Commission voted in favor of moving the application forward to the County Commissioners.

The hearing was opened to comment. There being none, the hearing was adjourned and the regular meeting reconvened.

077610A 27. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion to approve the amendment of the Whitman County Zoning Map, changing 20 acres from the Agricultural District to a Cluster Residential District, located north of Kitzmiller Road.

Commissioner Swannack stated the application still meets the criteria the Board is required to judge it by.

The Chairman called for the vote and the **motion passed unanimously.**

ORDINANCE NO. 077610A

AN ORDINANCE AMENDING THE WHITMAN COUNTY ZONING MAP TO CHANGE THE ZONING FROM AGRICULTURAL DISTRICT TO CLUSTER RESIDENTIAL DISTRICT BE IT ORDAINED and enacted by the Board of County Commissioners of Whitman County, State of Washington, it having been determined by the Board after hearing the Recommendations and Findings of Fact of the Whitman County Planning Commission that these should be accepted and this action is consistent with the Whitman County Comprehensive Plan.

Change the zoning for Lentil Estates, for 20 acres from Agricultural District to Cluster Residential District for property located north of Orville Boyd Road, northeast of Pullman, in the E 1/2 of Section 26, Township 15 N., Range 45 E. Willamette Meridian, Whitman County, Washington.

PASSED AND APPROVED by the Board of Whitman County Commissioners of Whitman County, Washington, on the 21st day of March, 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

Arthur D Swannack, Commissioner

ATTEST:

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

077611 28. Formal transmittal for the Cordova Cluster Residential rezone 15-09 received.

077612 29. Formal transmittal for the Palouse Country Acres Cluster Residential rezone 15-10 received.

077613 30. Formal transmittal for the Golden Wheat Acreages Cluster Residential rezone 15-11 received.

077614 31. Formal transmittal for the Lentil Estates Cluster Residential rezone 15-12 received.

077615 **32.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to set a public hearing for amending the Whitman County Zoning Map for the proposed Cordova zone change on Brayton Road, west of Pullman, changing 23 acres from the Agricultural District to a Cluster Residential District, to be held in this room at 11:15 a.m. on April 4, 2016 (Cordova).

077616 **33.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to set a public hearing amending the Whitman County Zoning Map for the proposed Palouse Country Acres zone change south of Orville Boyd Road, and northeast of Pullman, changing 21 acres from the Agricultural District to a Cluster Residential District, to be held in this room at 11:15 a.m. on April 4, 2016 (Palouse Country Acres).

077617 **34.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to set a public hearing for amending the Whitman County Zoning Map for the proposed Golden Wheat Acreages, zone change south of Orville Boyd Road, and northeast of Pullman, changing 20 acres from the Agricultural District to a Cluster Residential District, to be held in this room at 11:15 a.m. April 4, 2016 (Golden Wheat Acreages).

077618 **35.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to set a public hearing for amending the Whitman County Zoning Map for the proposed Lentil Estates, zone change north of Orville Boyd, and northeast of Pullman, changing 20 acres from the Agricultural District to a Cluster Residential District, to be held in this room at 11:15 a.m. on April 4, 2016 (Lentil Estates).

077619 **36.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve the advertising to call for bids for one new diesel powered, articulated 4-WD loader and trade.

077620 **37.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve the publishing of the notice of work completed by the County Force Construction in 2015.

077621 **38.** Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve the resolution establishing a Countywide Sealcoat contract for 2016.

RESOLUTION NO. 077621

BEFORE THE BOARD OF COUNTY COMMISSIONERS of Whitman County, Washington.

In the matter of initiating a county force county road project designated as 2016 Sealcoating, C.R.P. No. 1300 ET AL, Project No. XFL16.

IT IS HEREBY RESOLVED that the Selected Countywide Roads be improved as follows:

Preleveling and Sealcoating approximately 18 miles of County Roads.

This project is hereby declared to be a public necessity and the County Engineer is hereby ordered and authorized to report and proceed thereon as by law provided (RCW 36.75.050, 36.80.030, 36.80.070)

IT IS FURTHER RESOLVED that an appropriation from the official adopted road fund budget and based on the county engineer's estimate is hereby made in the amounts and for the purposes shown:

PURPOSE	AMOUNT OF APPROPRIATION
Engineering	\$ 500.00
Maintenance	<u>\$340,000.00</u>
TOTAL (Road Fund)	\$340,500.00

ESTIMATED date of commencing work: June 1, 2016
ESTIMATED date of completing work: August 31, 2016

ADOPTED this 21st day of March, 2016.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Michael Largent, Chairman

ATTEST:

Arthur D Swannack, Commissioner

Maribeth Becker, CMC
Clerk of the Board

Dean Kinzer, Commissioner

077622 Not used.

077623 39. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve the signing of the Title VI Non-Discrimination agreement.

077624 40. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve the signing of the county digital submittal certification as presented.

DIVISION UPDATES:

D077624A 41. The following division updates provided by Mark Storey.

Solid Waste Division:

D077624B 41A. Solid Waste Facility effluent system update.

Maintenance Division:

077625 41B. Special Asphalt Products was awarded a small works roster bid for crack seal material at \$.479/pound for a total base bid amount of \$21,555.00.

D077625A 42. Approved documents signed (11:45 a.m.)

11:30 a.m. - Recess.

1:35 p.m. - Reconvene/Board Business Continued.

Present: Mike Berney, Greater Columbia Behavioral Health (GCBH).

077626 43. Mr. Berney reviewed the regular meeting of the Greater Columbia Behavioral Health Board (GCBH) Board of Directors held on March 3, 2016.

D077626A 43A. Sealed Bid Opening:

Bids were opened for several vehicles that GCBH had declared surplus earlier. Whitman County voted in favor of the highest bids and all motions passed unanimously.

D077626B 43B. Funding and Fiscal Operations Committee Report:

The Committee met in February and forwarded one recommendation for this Board meeting and discussion on several action items anticipated for action at the April Board of Director's meeting.

- With the integration of substance abuse services on April 1st GCBH will, for the first time, be making payments to inpatient/residential facilities serving substance use disorder (SUD) clients. The Committee reviewed staff recommendations for a variety of rates in this category. In general, GCBH is choosing not to buy capacity as some other regions are doing but instead will pay for bed usage. After significant discussion the Committee recommended approval of the residential/inpatient rates recommended by staff.
- The Committee held continued discussions on how to fund the contract requirement for increased risk reserves. The Committee developed the concepts to be used in this process but was unable to complete the task for the March Board meeting since the State contracts had not yet arrived with final numbers/wording.
- The Committee continued discussions regarding how to craft new funding policies that incorporate SUD funding streams. The Committee needs some additional information that should be in the new contracts with the State of Washington. The plan is to finalize the funding policy recommendations at the March Committee meeting for action at the April Board meeting. This will still allow time for funds to be distributed to the provider network for April services. The vote on the Funding Policies must be cast by the Commissioner Representative on April 7th. Whitman County voted in favor of the residential rates presented by the Committee and the vote was unanimous.

D077626C 43C. Corporate Compliance Committee Report:

- The Committee is currently overseeing the plan to address some concerns identified in the last regular GCBH fiscal audit of the provider in Asotin and Garfield Counties.
- The independent auditor (Moss Adams) has a draft of their report. Since this issue involves potential Medicaid fraud the Washington State Attorney General's Office is involved and has assigned an investigator. They have suggested that Medicaid funds not flow to this provider until GCBH sends a letter to the AG's office describing what steps have been taken to ensure that the potential fraud is not continuing. Medicaid funding has been suspended to this provider by GCBH. GCBH is becoming more and more comfortable that this issue involved one person at the provider and that the organization has since significantly strengthened their internal controls. The Committee recommended the Board authorize staff to draft a letter to the Attorney General investigator outlining the steps taken to explore/resolve this issue so Medicaid funding can resume to this part of the region. Whitman County voted in favor of the recommendation passing unanimously.

D077626D 43D. Regional Office Updates:

- Authorize the Board Chair to sign a contract amendment with the State to correct/increase jail services funding by \$846 for one month.
- Authorize the Board Chair to sign four contracts between the State and GCBH as a Behavioral Health Organization (BHO). In addition, authorize the Chair to sign contracts between the BHO and its provider network.
- Report about the long waiting lists at the State's Children's Long-Term Inpatient Program (CLIP) providers.

Whitman County voted in favor of all motions passing unanimously.

2:00 p.m. - Recess.

2:00 p.m. - Convened/Board of Health.

Present: Troy Henderson, Michael Baker and Candice Beathard.

DIVISION UPDATES:

Minutes Approved:

077627 44. Commissioner Swannack **moved** Commissioner Kinzer **seconded** the motion and it **carried** to approve the BOH minutes for January 19, 2016.

Health Officer:

D077627A 45. According to Troy Henderson, TB is now globally the most infectious disease; in Washington State 194 cases were confirmed in 2014 and 208 cases confirmed in 2015.

Environmental Health:

077628 46. Mr. Baker reported on the following Environmental Health divisions.

077629 46A. **Food Protection Program:**

Mr. Baker is checking with the Prosecutor to determine if the food inspection results and scores should be posted on-line as recommended by the Food Advisory Committee.

The Committee also recommended placement of placards on restaurant doors in 2017. However, there are issues that need to be fully addressed before launching this program.

D077629A 46B. **Group A Water Systems/Drinking Water:**

The county currently inspects 4 water system inspections annually. The state has promised additional training for staff which has been the largest limitation.

The state is providing the county with a Panasonic Toughpad with GIS capability built in. Staff will use these pads in the field and key in the drinking water system inspections information on-site. Once in the county's possession, the IT Department will maintain the equipment.

Three homes in the Town of St. John have tested positive in lead at a notable level, but not a health alert level. The well and lines have since been tested clean. Since it is not in the distribution system but private residences, all indications point to the plumbing in the homes.

Mr. Baker said another water system in Dusty area has tested high in nitrate. He believed at this particular location they can get a better reverse osmosis system that can remove the nitrates and provide better test results. Environmental Health has offered their services to the state to assist with the testing.

D077629B 46C. A total of 14 on-site permits have been issued to date in 2016 with zero failures.

D077629C 46D. One boundary line adjustment request had to be denied for on-site sewage based on size.

The department is currently dealing with 4 projects that have been quite difficult.

D077629D 46E. The department is working with Solid Waste Director on developing new protocols for the transfer stations regarding procedural documentation for receiving materials, primarily household hazardous waste.

Preparing and developing an all hazards exercise to test what happens if there is an emergency at the transfer station. Many other local, state and regional governmental organizations have expressed an interest to participate.

BOCC MINUTES-03/21/16

077630 **47.** Proposed revisions to the well/septic system disclosure will be set for hearing in May.

077631 **48.** A copy of the revised draft 2017 Environmental Health Fee Schedule was received from and explained by Mr. Baker.

Personal Health:

077631A **49.** Troy Henderson presented the revised sliding fee schedule.

Administrative:

D077631B **50.** Troy Henderson said he will be gone from mid-May thru mid-June and Mr. Baker will be filling in for him during his absence.

077632 **51.** The abbreviated version of the HIPAA Risk Assessment report was presented and explained by Candice Beathard. A detailed report will be forwarded to the Clerk for distribution.

Next Meeting/Adjournment:

D077632A **52.** The next Board of Health meeting is May 16, 2016. Meeting adjourned at **2:40 p.m.**

3:00 p.m. - Reconvene/Board Business Continued.

Present: Gary Petrovich, Cinnamon Brown, Bill Tensfeld, Bob Reynolds, Brett Myers, Chris Nelson, Dave Frazier, Denis Tracy, Doug Robinson, Eunice Coker, Kelli Campbell, Kristina Cooper, Laurie Line, Mark Storey, Marlynn Markley, Peggy Wright, Pete Martin, Robin Jones, Sherri Aune, Sonya Goldsby, Tim Myers, Troy Henderson, Mark Clinton, Melissa Leinweber and Annie Pillers.

077633 **53.** A recap of 2015 financials for current expense departments was provided by the above listed elected officials/department heads/staff. It was noted 2 departments exceeded their budgets at year end (Superior Court and Assessor). Both departments provided an explanation as to how this might have happened.

The Chairman thanked everyone for their 2015 recap and pointed out that similar recaps will be scheduled throughout the course of the year.

5:10 p.m. - Recess.

BOCC MINUTES-03/21/16

D077633A THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, March 28, 2016** at **9:00 a.m.** Chairman Michael Largent, Arthur D Swannack and Dean Kinzer, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

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

D077633B 54. Approved consent agenda items signed.

077634-077635 55. General/Veterans' Relief/Payroll warrants numbered **322287-322293** for **\$365,409.81** and **322298-322350** for **\$335,718.47**.

077636-077647 56. Personnel change orders.

9:05 a.m. - BOCC Workshop.

Present: Gary Petrovich, Cinnamon Brown, Mark Storey, Mark Clinton (9:05 a.m.) and Bob Reynolds (9:15 a.m.).

077648 57. The following items were discussed but no action was taken.

- 2016 Tax Statement Mailed
- Pullman Civic Trust Represent.
- Colfax Metro Park District
- WSDOT TIGER Grant (SR26/SR195)
- Martin Hall
- Columbia River PAG Lobbyist
- County GIS
- Public Works Signage
- Jess Ford
- Solid Waste Staffing
- LTGO Bond-2016
- McKinstry Phase II
- Service Masters Contract Reduction
- Facilities Staffing
- Bid Laws
- Divco Alarm Systems
- 2015 Planning/Building Recap
- Indirect Cost Allocation
- Debt Policy

10:30 a.m. - Adjournment.

D077648A Commissioner Kinzer **moved** to adjourn the **March 21** and **28, 2016** meeting. Motion **seconded** by Commissioner Swannack and **carried**. The Board will meet in regular session, in their Chambers', in the Whitman County Courthouse, Colfax, Washington, on **April 4, 2016**. The foregoing action made this **28th** day of **March 2016**.

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

MARIBETH BECKER, CMC
Clerk of the Board

MICHAEL LARGENT, CHAIRMAN
Board of County Commissioners