

## Minutes for March 25<sup>th</sup>, 2002

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**059419 THE BOARD OF WHITMAN COUNTY COMMISSIONERS** met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **March 25, 2002 at 10:00 a.m.** Greg Partch, Chairman, Jerry Finch and Les Wigen, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

**10:00 a.m. - Board Business.**

**D059419A 1. Call to Order/Pledge of Allegiance.**

Present: Chris Anderson and Evan Ellis.

**D059491B 2. Motion** by Commissioner Wigen to approve the Consent Agenda with the deletion of item #1. Motion **seconded** by Commissioner Finch and **carried**.

**059420 3.** March 18, 2002 minutes approved.

**059421-059428 4.** Personnel board orders approved.

**059429 5. Motion** by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to enact a resolution memorializing House Joint Memorial 4021.

### **RESOLUTION NO. 059429**

**BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS, WHITMAN COUNTY, WASHINGTON**

**TO THE HONORABLE GEORGE W. BUSH, PRESIDENT OF THE UNITED STATES, AND TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES, IN CONGRESS ASSEMBLED, AND TO LIEUTENANT GENERAL WILLIAM J. LENNOX, JR., SUPERINTENDENT, UNITED STATES MILITARY ACADEMY, WEST POINT.**

WHEREAS, we your memorialists, the Whitman County Board of Commissioners, State of Washington, meeting in regular session this 25<sup>th</sup> day of March 2002, respectfully represent and petition as follows:

WHEREAS, on February 1, 2002, the United States Military Academy celebrated 200 years of providing leaders of character for our Army and a lifetime of selfless service to our Nation; and,

WHEREAS, on March 16, 1802, President Thomas Jefferson signed into law a bill of the United States Congress authorizing the establishment of "a military academy to be located at West Point in the State of New York"; and,

WHEREAS, West Point was originally created as an academic institution devoted to the arts and sciences of warfare, and later emphasizing engineering to serve the needs of the Nation and to eliminate the country's reliance on foreign engineers and artillerists; and,

WHEREAS, Isaac I. Stevens, the first graduate of West Point's Class of 1839, served as the first Governor of the Territory of Washington, and organized and led the Northern Railway Survey that paved the way for the transcontinental railroads to Washington; and,

WHEREAS, the United States Military Academy graduates were responsible for the construction of many of the Nation's initial railway lines, bridges, harbors and roads, and surveys and mapmaking that were vital to the infrastructure development of our great Country and its State of Washington; and,

WHEREAS, United States Military Academy led Army forces into the wilderness area that became the Territory and State of Washington, providing protection and development services until the civil authority was able to assume these functions; and,

WHEREAS, West Point graduates have distinguished themselves in countless ways, from Olympic glory to receiving the Heisman Trophy, from receiving scores of Rhodes Scholarships to serving as some of the Nation's pioneering astronauts; and,

WHEREAS, The United States Military Academy is preparing for its third century of service to our Nation - a future in which fighting and winning our Nation's wars remains the Army's primary focus; and,

WHEREAS, The United States Military Academy must also prepare officers for peacekeeping duties as part of an ever complex world; and,

WHEREAS, The United States Military Academy remains today an energetic vibrant institution that attracts some of the Nation's best and brightest young men and women from throughout the County and its State of Washington who, in the next two hundred years of service to this Nation, will face challenges different from those that have gone before them to make up the storied Long Gray Line; and,

WHEREAS, The United States Military Academy continues its lasting commitment to its motto of Duty, Honor, and Country.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Whitman County Commissioners pray that the President of the United States and the Congress join with the State of Washington and other states in honoring the 200<sup>th</sup> Anniversary of the United States Military Academy at West Point in recognizing that the United States Military Academy is a living testament to the accomplishments of the United States throughout its history, and in recognizing West Point and its graduates as they move forward into the Academy's third century of service to the Nation; and,

BE IT FURTHER RESOLVED, that copies of this Memorial be immediately transmitted to the Honorable George W. Bush, President of the United States, Lieutenant General William J. Lennox, Jr., Superintendent, United States Military Academy, West Point, the President of the United States Senate, the Speaker of the House of Representatives, and each member of Congress from the State of Washington.

Dated this 25<sup>th</sup> day of March 2002.

BOARD OF COUNTY COMMISSIONERS  
OF WHITMAN COUNTY, WASHINGTON

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Greg Partch, Chairman

ATTEST:

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G. R. Finch, Commissioner

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Maribeth Becker, CMC  
Clerk of the Board

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Les Wigen, Commissioner

6. Pursuant to County Code regarding delegation of purchase orders, claims and payroll responsibilities, an authorization from was received from the following departments, signed by the Board for forwarding to the Auditor's office.

**059430** Administrative Services;  
**059431** Commissioners;  
**059432** Human Services; and,  
**059433** Information Services.

**059434** 7. The Board sent Dennis Lagler a letter supporting his potential dairy operation move to Whitman County.

**059435** 8. The annual County Road Administration Board rural arterial program certification was signed by the Chairman, Sheriff and Auditor and returned to Olympia.

**059436** 9. A letter was sent by Chairman Partch to Governor Locke concerning the reassignment of the State Library to the Secretary of States Office.

**059437** 10. A letter was received from the County Auditor confirming the necessary verification for the proposed annexation to Rural Fire District No. 6. Therefore, Commissioner Finch **moved**, Commissioner Wigen **seconded** the motion and it **carried** to sign a resolution authorizing the annexation.

**RESOLUTION NO. 059438**

**BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS**

WHEREAS, a petition for annexation was received from Whitman County Rural Fire District No. 6 pursuant to R.C.W. 52.04.011(3); and,

WHEREAS, the Whitman County Assessor has certified that the signatures on the petition represent over 60% of the valuation in the proposed annexation area; and,

WHEREAS, the Whitman County Auditor has also responded to the annexation request; and,

WHEREAS, the proposed annexation is deemed to be in the best interest of the citizens involved.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Whitman County Commissioners that the following property be and is annexed to Whitman County Rural Fire District No. 6:

In Township 16 North, Range 39, E.W.M., Whitman County, Washington, to-wit:

Beginning at the northwest corner of Section 6 (TPOB); thence south on the west line of Sections 6, 7, 18, and 19 until said line intersects the Palouse River; thence easterly and northeasterly along said River into and through Sections 18, 19, 17, 8, and 5, to a point where Rock Creek enters the said River; thence along said River as it turns easterly in Section 5; thence along said River into and through Sections 4 and 3; thence northeast along said River through Section 2 until said River turns north and intersects the 4<sup>th</sup> standard parallel north; then west along the 4<sup>th</sup> standard parallel north on the north line of Sections 2, 3, 4, 5, and 6 until the true point of beginning.

Dated at Colfax, Washington this 25<sup>th</sup> day of March 2002.

BOARD OF COUNTY COMMISSIONERS  
OF WHITMAN COUNTY, WASHINGTON

\_\_\_\_\_  
Greg Partch, Chairman

ATTEST:

\_\_\_\_\_  
G. R. Finch, Commissioner

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Maribeth Becker, CMC  
Clerk of the Board

\_\_\_\_\_  
Les Wigen, Commissioner

**059439**    **11.** Correspondence was received from the Port of Whitman County regarding the paving of the Whitman County Memorial Airport access road and a draft copy of the proposed terms of agreement for taking over the Airport. The commissioners will respond.

**059440** 12. A second request was received from the Washington County, Pennsylvania Commissioners seeking support for an amendment to the US Constitution restoring our freedom to pray. The Whitman County Commissioners felt there is a reason for the delineation of church and state and again agreed not to support the proposed amendment.

**059441** 13. A letter received from the Walla Walla District, Corps of Engineers advised of proposed rule changes that could impact federal and non-federal flood control projects. The letter was forwarded to the Planning Department for review and follow up if necessary.

**059442** 14. The commissioners signed a letter to all Mayor/Chief Executive Officers and City/Town/Taxing Districts in Whitman County notifying them of the 2002 requests for proposals for .08 funded projects.

**059443** 15. Comments received from Dan and Tina Welter concerning proposed concrete batch plants in existing rock quarries in the Pullman-Moscow Corridor was reviewed. The Welter's comments will be considered at the time of hearing on this matter; hearing date not yet established.

**059444** 16. The Auditor wrote to the commissioners regarding the reevaluation of the County Administrator position. The Auditor's comments will be taken under advisement.

**059445** 17. The Office of Community Development provided the 2003-2005 application package for the "Building for the Arts" program.

**059446** 18. **Motion** by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to approve the claims as presented. Claims/Payroll warrants numbered **133104-133136 and 133352-133498** for **\$355,536.55**.

| FUND # | FUND NAME                    | AMOUNT      | AMOUNT       |
|--------|------------------------------|-------------|--------------|
| 001    | Current Expense              | \$ 9,087.20 | \$ 31,219.22 |
| 102    | Building & Development       |             | 413.79       |
| 103    | Countywide Planning          | 800.00      | 398.26       |
| 105    | Mental Health                | 250.00      |              |
| 107    | Chemical Dependency          |             | 12.78        |
| 110    | County Roads                 | 5,793.60    | 13,264.62    |
| 128    | Crime Victims/Witnesses      |             | 119.28       |
| 135    | Prosecutor's Stop Grant      |             | 1,166.75     |
| 136    | Electronic Monitoring        |             | 603.25       |
| 400    | Solid Waste                  |             | 69,077.47    |
| 501    | Equipment Rental & Revolving | 1,997.20    | 221,333.13   |

**D059446A** 19. Commissioners pending items reviewed.

**10:30 a.m. - Recess.**

**11:00 a.m. - Dane Dunford, Public Works Director.**

Present: Mark Storey and Julie Fox.

**Action Items:**

**059447** 1. **Motion** by Commissioner Wigen **seconded** by Commissioner Finch and **carried** that the supply contract for the Pullman South Stockpile site be signed as presented.

**059448** 2. **Motion** by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to award the liquid asphalt bid to Idaho Asphalt for a total bid amount of \$214,564.51.

**059449** 3. **Motion** by Commissioner Wigen **seconded** by Commissioner Finch and **carried** to execute the resolution to initiate a county road bridge project for Logan Bridge.

**RESOLUTION NO. 059449**

BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

In the matter of initiating a county road bridge project designated as C.R.B.P. No. 1190-02.35(1), Project No. XFB20.

IT IS HEREBY RESOLVED that the Logan Bridge, County Bridge No. 1190-02.35 be improved as follows:

This project provides for the replacement of the Logan Bridge with a 28' wide, 25' long pre-stressed concrete solid deck superstructure on a steel substructure.

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 county road fund budget and based on the County Engineer's estimate is hereby made in the amounts and for the purposes shown:

| <b>PURPOSE</b>        | <b>AMOUNT OF APPROPRIATION</b> |
|-----------------------|--------------------------------|
| Engineering (PE & CE) | \$ 4,000.00                    |
| Construction          | <u>\$75,000.00</u>             |
| TOTAL                 | <u>\$79,000.00</u>             |

This project was included in the official adopted annual road program as Item No. 1.

IT IS FURTHER RESOLVED that the construction is to be accomplished by county forces in accordance with RCW 36.77.065 and WAC 136-18.

ESTIMATED date of commencing work: June 1, 2002  
ESTIMATED date of completing work: October 15, 2002

ADOPTED this 25th day of March 2002.

BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Greg Partch, Chairman

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G. R. Finch, Commissioner

ATTEST:

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Maribeth Becker, CMC  
Clerk of the Board

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Les Wigen, Commissioner

**059450**     **4. Motion** by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to execute the resolution to initiate a county road bridge project for South Bachelor Bridge.

**RESOLUTION NO. 059450**

BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

In the matter of initiating a county road bridge project designated as C.R.B.P. No. 3600-00.08(1), Project No. XFB21.

IT IS HEREBY RESOLVED that the S Bachelor Bridge, County Bridge No. 3600-00.08 be improved as follows:

This project provides for the replacement of the S Bachelor Bridge with a 28' wide, 25' long pre-stressed concrete solid deck superstructure on a steel substructure.

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 county road fund budget and based on the County Engineer's estimate is hereby made in the amounts and for the purposes shown:

| <b>PURPOSE</b>        | <b>AMOUNT OF APPROPRIATION</b> |
|-----------------------|--------------------------------|
| Engineering (PE & CE) | \$ 4,000.00                    |
| Construction          | <u>\$75,000.00</u>             |
| TOTAL                 | <u>\$79,000.00</u>             |

This project was included in the official adopted annual road program as Item No. 1.

IT IS FURTHER RESOLVED that the construction is to be accomplished by county forces in accordance with RCW 36.77.065 and WAC 136-18.

ESTIMATED date of commencing work: June 1, 2002  
ESTIMATED date of completing work: October 15, 2002

ADOPTED this 25th day of March 2002.

BOARD OF COUNTY COMMISSIONERS  
OF WHITMAN COUNTY, WASHINGTON

\_\_\_\_\_  
Greg Partch, Chairman

ATTEST:

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G. R. Finch, Commissioner

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Maribeth Becker, CMC  
Clerk of the Board

\_\_\_\_\_  
Les Wigen, Commissioner

**059451**     **5. Motion** by Commissioner Wigen **seconded** by Commissioner Finch and **carried** to execute the resolution to initiate a county road bridge project for Steptoe Trailer Park Bridge.

**RESOLUTION NO. 059451**

BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

In the matter of initiating a county road bridge project designated as C.R.B.P. No. 2275-00.05(1), Project No. XFB22.

IT IS HEREBY RESOLVED that the Steptoe Trailer Park Bridge, County Bridge No. 2275-00.05 be improved as follows:

This project provides for the replacement of the Steptoe Trailer Park Bridge with a 28' wide, 16' long pre-stressed concrete solid deck superstructure on a steel substructure.

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 county road fund budget and based on the County Engineer's estimate is hereby made in the amounts and for the purposes shown:

| <b>PURPOSE</b>        | <b>AMOUNT OF APPROPRIATION</b> |
|-----------------------|--------------------------------|
| Engineering (PE & CE) | \$ 4,000.00                    |
| Construction          | <u>\$60,000.00</u>             |
| TOTAL                 | \$64,000.00                    |

This project was included in the official adopted annual road program as Item No. 1.

IT IS FURTHER RESOLVED that the construction is to be accomplished by county forces in accordance with RCW 36.77.065 and WAC 136-18.

ESTIMATED date of commencing work: June 1, 2002  
ESTIMATED date of completing work: October 15, 2002

ADOPTED this 25th day of March 2002.

BOARD OF COUNTY COMMISSIONERS  
OF WHITMAN COUNTY, WASHINGTON

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Greg Partch, Chairman

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G. R. Finch, Commissioner

ATTEST:

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Maribeth Becker, CMC  
Clerk of the Board

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Les Wigen, Commissioner

**059451A 6. Motion** by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to publish the notice of day labor for the Logan, South Bachelor and Steptoe Trailer Park Bridge projects.

**Solid Waste Division:**

**059452 7.** A letter was received from Julie Fox, Recycling Coordinator regarding the Solid Waste Advisory Committee (SWAC) recommendations to appoint three (3) new members to the committee. **Motion** by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to appoint Ken Jacobs, Rick Squibb and Judi Froseth to the SWAC. Letters were sent to all new members.

**D059452A 8.** Ms. Fox reported on the Home & Garden Show in Moscow where she shared a booth with Moscow Recycling. She distributed much information about composting and noted over 320 people stopped at the booth. They also won an award for the "Most Informative Booth".

**D059452B 9.** The annual Spring Clean Up will take place April 15-27 in conjunction with Earth Day on April 22. The tipping fee will be reduced by \$50/ton for residential debris only.

**D059452C 10.** Ms. Fox also reported on the Department of Agriculture's (DOA) free, anonymous pesticide collection April 23 at the County Landfill. DOA coordinates the event and sends information about the collection to the local farmers and small businesses. It has been 3 years since the last pesticide collection but the collection can be held every year if there is a need. DOA has agreed to extend the sign-up period for this year if necessary.

**D059452D 11.** There will also be a collection for containers that pesticides come in. This has been done in the past through Northwest Ag Plastics and collected at McGregor's. After the containers are collected, they are shredded and sold to recycling companies. Upcoming collections will be held in May in Oakesdale at McGregor's, August in Pullman and October in Rosalia, St. John, and Tekoa.

**Maintenance Division:**

**D059452E 12.** The director will look at removing load limit restrictions later this week or next.

**Planning Division:**

**D059452F 13.** On April 1<sup>st</sup> the commissioners will conduct a hearing on the Highway/Waterway proposed revision to the Comprehensive Plan and Zoning Ordinance and Ron Beasley's final plat will be discussed by the Planning Commission March 27<sup>th</sup>.

**Administrative Division:**

**D059452G 14.** Mr. Dunford distributed copies of the Public Works Department annual report.

**Engineering Division:**

**D059452H 15.** The Director responded to the Chairman's inquiry about the process for moving a utility pole inside city limits.

**D059452I 16.** Mr. Storey provided an update on the Palouse Basin Aquifer Committee's recent meeting.

**11:40 a.m. - Recess.**

**1:30 p.m. Mike Berney, WCCS Director.**

Present: Darlene Stromsdorf.

**059453 1. Motion** by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to authorize the Mental Health account write offs.

**RESOLUTION NO. 059453**

WHEREAS, the Board of County Commissioners for Whitman County, State of Washington, met on March 25, 2002 in regular session; and,

WHEREAS, the Whitman County Counseling Services has a mental health contract with the State of Washington that prohibits denial of community mental health services based on an ability to pay and provides funding for serving those priority individuals who cannot pay the full fee; and,

WHEREAS, attempts have been made to collect the past due amounts of the Mental Health accounts listed including the use of a credit collection agency.

| <b>CLIENT<br/>NUMBER</b> | <b>AMOUNT</b> |
|--------------------------|---------------|
| 071541                   | \$ 125.00     |
| 073291                   | 203.54        |
| 064051                   | 2,163.71      |
| 065031                   | 415.57        |
| 073021                   | 496.75        |

|              |                    |
|--------------|--------------------|
| 070411       | 230.00             |
| 066591       | 160.00             |
| 072371       | 215.25             |
| 005461       | 718.08             |
| 051361       | 1,073.80           |
| 053601       | 78.25              |
| 058421       | 352.53             |
| 059801       | 317.77             |
| 065601       | 286.25             |
| 065891       | 80.00              |
| 066231       | 75.00              |
| 066371       | 811.25             |
| 071651       | 96.25              |
| 055402       | 1,051.49           |
| 059271       | 110.55             |
| 061181       | 834.97             |
| 071341       | 80.00              |
| 072761       | 115.00             |
| 076151       | 115.00             |
| <b>TOTAL</b> | <b>\$10,206.01</b> |

NOW, THEREFORE BE IT RESOLVED that the listed accounts be declared not collectible and removed from the accounting records of Whitman County Counseling Services, the Mental Health Fund.

PASSES, APPROVED AND ADOPTED THIS 25<sup>th</sup> day of March 2002.

BOARD OF COUNTY COMMISSIONERS  
OF WHITMAN COUNTY, WASHINGTON

\_\_\_\_\_  
Greg Partch, Chairman

ATTEST:

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G. R. Finch, Commissioner

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Maribeth Becker, CMC  
Clerk of the Board

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Les Wigen, Commissioner

**059454 2. Motion** by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to authorize the Chemical Dependency account write offs.

**RESOLUTION NO. 059454**

WHEREAS, the Board of County Commissioners for Whitman County, State of Washington, met on March 25, 2002 in regular session; and,

WHEREAS, the Whitman County Counseling Services has a chemical dependency contract that requires the assurance of feasible access to appropriate services for Indigent and Low-Income clients, provided that access to services be offered first to persons within priority populations; and,

WHEREAS, attempts have been made to collect the past due amounts of the Chemical Dependency accounts listed and the use of a credit collection agency.

| <b>CLIENT<br/>NUMBER</b> | <b>AMOUNT</b>      |
|--------------------------|--------------------|
| 20-6089                  | \$ 1,933.50        |
| 99-5935                  | 373.18             |
| 20-6108                  | 238.00             |
| 98-5959                  | 336.90             |
| 96-5425                  | 695.06             |
| 99-6035                  | 201.13             |
| 98-5751                  | 177.11             |
| 20-6102                  | 57.50              |
| 98-6808                  | 272.25             |
| 20-6140                  | 150.00             |
| 99-5894                  | 303.50             |
| 99-5923                  | 1,651.80           |
| 20-6135                  | 120.00             |
| 99-5850                  | 131.88             |
| 95-5244                  | 73.34              |
| 98-5665                  | 110.00             |
| 99-5879                  | 82.50              |
| 95-5152                  | 28.72              |
| 20-6145                  | 180.00             |
| 20-6129                  | <u>210.02</u>      |
| <b>TOTAL</b>             | <b>\$ 7,326.39</b> |

NOW, THEREFORE BE IT RESOLVED that the listed accounts be declared not collectible and removed from the accounting records of Whitman County Counseling Services, the Chemical Dependency Fund.

PASSES, APPROVED AND ADOPTED THIS 25<sup>th</sup> day of March 2002.

BOARD OF COUNTY COMMISSIONERS  
OF WHITMAN COUNTY, WASHINGTON

\_\_\_\_\_  
Greg Partch, Chairman

\_\_\_\_\_  
G. R. Finch, Commissioner

ATTEST:

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Maribeth Becker, CMC  
Clerk of the Board

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Les Wigen, Commissioner

**D059454A 3.** Mr. Berney advised the commissioners that a number of licensing reviews are coming up soon.

**D059454B 4.** As a result of one employee's resignation from the Prevention Program, another employees' hours have been to cover some of the caseload. Mr. Berney is working with Janet Koller on the long-term plans for this position. Once they have more of a recommendation, Mr. Berney will discuss this again with the Board.

**D059454C 5.** Mr. Berney talked about the WCCS waiting lists, which he considers reasonable. Recently they have received many requests for chemical dependency assessments and have been able to complete the assessments within 1-1/2 to 2 weeks.

**D059454D 6.** The Director mentioned that this week WCCS is involved in a Chemical Dependency satisfaction survey for children and adults receiving services. The state provides the format and each person receiving services this week will be asked for feedback.

**D059454E 7.** WCCS has been advised by the Regional Support Network that they will receive \$7,000-\$8,000 of new, one-time only money to work with people who are mentally ill and developmentally disabled. He is coordinating with Mike Werner, Palouse Industries and the residential provider in Colfax to determine the best use for these additional dollars.

**D059454F 8.** WCCS will also receive an additional \$43,000 in hospital savings money. These too are one-time only dollars. Mr. Berney is working with the Advisory Board on how best to utilize these dollars. He will meet with the commissioners once he has a more concrete recommendation from the Advisory Board.

Mr. Berney's scheduled executive session will take place immediately following the 2:00 p.m. bid opening.

**2:00 p.m. - Warner Bridge and Fitzgerald Bridge.**

Present: Dane Dunford, Mark Storey, Phil Meyer, Julie Banks and 3 bidders.

The following bids were received, opened and read aloud.

**059455 1. Warner Bridge Bids.**

|                              |              |
|------------------------------|--------------|
| KCS, Inc., Kennewick         | \$293,273.00 |
| A&R Construction, Lewiston   | \$307,451.90 |
| NA Degerstrom, Inc., Spokane | \$324,750.40 |
| Tommer Construction, Ephrata | \$294,835.69 |

**059456 2. Fitzgerald Bridge Bids.**

|                              |              |
|------------------------------|--------------|
| KCS, Inc., Kennewick         | \$333,865.00 |
| NA Degerstrom, Inc., Spokane | \$371,359.60 |
| A&R Construction, Lewiston   | \$337,863.35 |
| Tommer Construction, Ephrata | \$351,747.22 |

Staff will make recommendations for award on April 1<sup>st</sup> at 11 a.m.

**2:10 p.m. - Mike Berney, WCCS Director, Continued.**

**D059456A 9. Motion** by Commissioner Finch to go into Executive Session with Mr. Berney for discussion of personnel matters until 2:20 p.m. **Seconded** by Commissioner Wigen and **carried**.

**2:20 p.m. - Return to Open Session/Recess.**

**2:30 p.m. - 2<sup>nd</sup> Growth Management Act Compliance Hearing.**

Present: Mark Bordsen, Dane Dunford, Mark Storey, and Cheryl Morgan.

**059457** Chairman Partch convened the second of two hearings regarding Whitman County's compliance with the Growth Management Act.

Mark Bordsen reiterated his remarks from the previous hearing: By September 1, 2002, local governments should do one of the following:

- Pass a resolution that states based on careful consideration of the facts involved, the jurisdiction's development regulation complies with the GMA; and,
- The jurisdiction has met its update requirements under RCW 36.70A.130(1).

He read Mr. Shirley's comments from the 1<sup>st</sup> hearing. "In consultation with Ron Shirley, a draft resolution was prepared stating, because Whitman County uses best available science review at the time a building permit or development permit is sought, it is felt that Whitman County's ordinances are adequate and don't need to be revised". Mr. Shirley pointed out Whitman County's ordinances are working very well.

Mr. Bordsen reviewed a copy of the correspondence sent to Cheryl Morgan from Dee Caputo, Senior Planner with the Growth Management Services, Community Trade & Economic Development. Ms. Caputo stated, "Whitman County is required to review, evaluate and revise its critical area ordinances if necessary. The date by which the county must complete this most likely will be December 1, 2007. This date is contained in SSB 5801 that has passed both the Washington State House of Representatives and the Senate and the Governor is expected to sign". He noted this may be an exercise in futility if the county does not have to comply until 2007. He suggested taking testimony today but no action. In the meantime, he will look into the status of the legislation.

**2:40 p.m. - Ron Shirley.**

Cheryl Morgan said she is interested in the county critical area ordinances and being on the Coordinating Committee it would be beneficial to the members to have copies of the critical area ordinances. She also commented that she plans to be involved with the City of Pullman's critical areas ordinances.

Ron Shirley said as the statute now reads, it requires the county to have compliance by September 1, 2002. Being unaware of the new legislation and

its requirements, he suggested it would not hurt to be in compliance with the September 1, 2002 date and be done with it. After which they can review the new legislation. There could be an issue about timeliness in the future should the Board not go forward with the current process.

Chairman Partch said the issue could be tabled for a week while waiting for the Governor's decision. He voiced concern that we may be doing something no other county is doing. At the time of each application we make a determination if best available science is being used as of that date. He wondered if anyone might challenge that. Mark Bordsen said he spoke with Dee Caputo about that. Ms. Caputo was previously the Adams County Planner and she said Adams County handled this process the same as Whitman County. Ms. Caputo also indicated it is very unlikely CTED would challenge Whitman County.

Mr. Shirley added because of the fairly small number of applicants received for these types of uses, the Planning Department looks at the best available science at the time to determine if the critical areas are being protected. If they are not, then based on the best available science at the time, protect them. Some of the larger counties have developed specific criteria that may not be the best available science at the time. Whitman County has gone through legal hearings and the Growth Management Hearings Board (GMHB). While the GMHB does not have jurisdiction over this, they found all Whitman County's critical area ordinances to be in compliance with the Growth Management Act. It made sense to him since the Board has gone this far with the process to pass a resolution.

There being no further discussion the hearing was adjourned.

The commissioners agreed to render their decision on this issue April 15<sup>th</sup> at which time they should have further information from the Governor's office.

**1:15 p.m. - Steve Tomson and Don Anderson.**

Present: Ron Shirley and Jim Kaufman.

**059458** The Sheriff notified the Board of a potentially large expenditure due to the hospitalization and possible surgery for an inmate. The estimated costs range from \$60,000-\$80,000. The prisoner was put on furlough by the Judge thereby relieving the county of the expense of posting a deputy at the hospital 24-7. There is also a possibility the inmate could be transported to the closest state hospital, which is in Walla Walla. The Sheriff is looking into this possibility.

**2:55 p.m. - Recess.**

**3:00 p.m. - BOCC Workshop/Public Works.**

Present: Mark Bordsen, Dane Dunford, and Mark Storey.

059459 The issue of joint planning was discussed. No action taken.

4:00 p.m. - Recess.

D059459A THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **March 26, 2002 at 2:30 p.m.** Greg Partch, Chairman, Les Wigen, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

2:30 p.m. - Reconvene/BOCC Workshop/Public Health.

Present: Dr. Moody, Fran Martin, and John Skyles.

059460 Items discussed included immediate records storage, inmates, WSU food handler's cards, bioterrorism, nursing staff, Wheatland Express' move, and the Port of Whitman water supply. No action taken.

3:00 p.m. - BOCC Workshop/Facilities Management.

Present: Tim Myers, Tom Miller, and Rob Linford and Jeff Lathrop of Encompass.

059461 Items discussed included the Courthouse heating system and a handout from Encompass. No action taken.

4:00 p.m. - Recess.

D059461A THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **March 27, 2002 at 2:00 p.m.** Greg Partch, Chairman, Les Wigen, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

2:00 p.m. - Reconvene/BOCC Workshop.

Present: Tim Myers and Kelli Shrope.

059462 Items discussed included Risk Management and the County Administrator position. No action taken.

4:00 p.m. - Recess.

D059462A THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **March 29, 2002 at 10:00 a.m.** Greg Partch, Chairman, Les Wigen, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended.

10:00 a.m. - Reconvene/BOCC Workshop.

Present: Tim Myers, Kelli Shrope and Bob Lothspeich.

**059463** The item discussed pertained to the County Administrator position. No action taken.

**10:45 a.m. - Adjournment.**

**D059463A** Commissioner Finch **moved** to adjourn the **March 25, 26, 27, and 29, 2002** meeting. Motion **seconded** by Commissioner Wigen and **carried**. The Board will meet in regular session, in their Chambers', in the Whitman County Courthouse, Colfax, Washington, on **April 1, 2002**. The foregoing action made this 29th day of **March 2002**.

ss/ JERRY FINCH, Commissioner

ss/ LES WIGEN, Commissioner

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MARIBETH BECKER, CMC  
Clerk of the Board

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GREG PARTCH, Chairman  
Board of County Commissioners