

Minutes for April 19th, 2004

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062447 THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **April 19, 2004 at 9:00 a.m.** G.R. "Jerry" Finch and Greg Partch, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended. Chairman Wigen was not in attendance.

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

Present: Kelli Campbell.

062448 1. Items discussed included the Administrative Services vacancy, ER&R vehicles, and Initiative 864. No action taken.

9:45 a.m. - Recess.

10:00 a.m. - Pledge of Allegiance.

Present: Tammy Lewis.

D062448A 2. Motion by Commissioner Finch to approve the consent agenda with the deletion of item 3. Motion **seconded** by Commissioner Partch and **carried**.

062449 3. Claims/Payroll warrants numbered **161913-161934, 161842-161846** and **162001-162121** for **\$263,830.37** approved.

FUND	FUND NAME	AMOUNT	AMOUNT	AMOUNT
001	Current Expense	8,305.20	36,108.00	49,389.44
102	Building & Development		1,300.00	101.77
103	Countywide Planning		1,021.20	207.30
104	Developmental Services			29,377.24
110	County Roads	4,050.00	16,084.40	8,381.75
112	Public Facilities Improvement			3,910.86
118	Inmate Welfare			12.91
123	Paths & Trails			328.74
127	Drug Enforcement		400.00	15,276.09
132	Auditor's Document Preservation			120.56
141	Washington Housing SHB 2060			1,886.80
142	Whitcom-911			9,214.49
300	Capital Projects			5,175.00
400	Solid Waste		2,159.60	3,032.07
501	Equipment Rental & Revolving	450.00	4,686.40	60,412.52
513	Communications Revolving			2,438.03

062450 4. April 12, 2004 minutes approved.

10:05 a.m. - Denis Tracy.

062450A 5. Motion by Commissioner Finch **seconded** by Commissioner Partch and **carried** to appoint Commissioner Partch as Whitman County's representative on the Whitcom Executive Board in addition to Sheriff Brett Myers.

062451 6. Motion by Commissioner Finch **seconded** by Commissioner Partch and **carried** to sign the 2004-2005 legal printing agreement with the Whitman County Gazette and Moscow-Pullman Daily News.

062452 7. Motion by Commissioner Finch **seconded** by Commissioner Partch and **carried** to publish the notice for the 2004 budget amendment hearing #2. Hearing to be held May 3rd at 10:30 a.m.

062453 8. A memo was received from Gail Griggs notifying the commissioners that the Department of Social & Health Services (DSHS) has awarded the contract for Region 13 of the Medicaid Broker Access Program Transportation and Interpreter Services to COAST.

062454 9. The Public Employment Relations Commission (PERC) forwarded the commissioners the Findings of Fact, Conclusions of Law, and Order with regard to Case #17332-U-03-4473, finding in favor of the county.

10. Executed copies of the following documents received:

062455 DSHS E3SHB 3900/SSB 5214 program agreement #0363-41310 for \$25,104.00;

062456 DSHS ESSB 5903 consolidated contract #0363-42629 for \$163,567.00;

062457 DSHS ESSB 5903 disposition alternatives #0363-40880 for a state wide pool of \$101,000.00; and,

062458 Cemetery District #6 business associate agreement.

062459 11. Letter received from the Palouse Trail Committee supporting the Washington State Department of Transportation (WSDOT) purchase of property and easements from the county for the SR 270 project.

062460 Upon recommendation by the Prosecutor, **motion** was made by Commissioner Finch **seconded** by Commissioner Partch and **carried** to accept WSDOT's offer to purchase .63 acres of county property and easements for \$1,500.00.

D062460A 12. Commissioners' pending list reviewed.

10:20 a.m. - Glenn Vaagen.

10:30 a.m. - Recess.

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

Present: Mark Storey and Tammy Lewis.

Action Items:

062461 1. **Motion** by Commissioner Finch **seconded** by Commissioner Partch and **carried** that the contract between Whitman County and JUB Engineering for the Solid Waste Plan be signed as presented.

Solid Waste Division:

D062461A 2. According to the Director, Cindi Lepper is setting up a display in the lobby of the Courthouse recognizing Earth Day; spring cleanup began last Saturday; and many residents have already signed up for tire collection day on May 1st.

Engineering Division:

D062461B 3. The Engineer gave an update on the status of the Palouse Cove Road project. Provided, all goes well, the department hopes to call for bids in May and begin construction in July.

11:15 a.m. - Recess.

1:00 p.m. - Jennifer Snead, Economic Development Coordinator.

Present: Thinkh Nguyen.

D062461C Ms. Snead provided an ADO summary beginning with trends in Whitman County. The new definition of economic development is "creation of wealth in the community". It is not so much a measurement of jobs anymore, as the amount of wealth. The trends show that capital investments and production have increased while job creation has decreased. This is the result of mergers, technology and overseas outsourcing.

According to William Dillingham, Labor Economist for eastern Washington, from March 2003 to March 2004, Whitman County lost 300 jobs in state government education services. However, 140 jobs were gained in local government jobs. The private sector lost 120 in trade, transportation and utilities-mostly retail, while gaining 50 jobs in durable goods and manufacturing, 30 jobs in finance, insurance, and real estate, 40 jobs in professional and business services. Mr. Dillingham translates this to the fact the private sector is flat. Whitman County is unique in that it lost minimum wage jobs, but gained living wage jobs.

The ADO Board has divided the 16 cities/towns into 5 regions. Meetings held in each region will focus on that particular region. The annual meeting will continue to be held in Colfax.

Last year the ADO program initiated a workshop series geared toward helping communities grow in 2003. The series included grant writing, fund raising, and infrastructure assistance. The program accomplished community profiling in each of the 16 cities/towns in order to determine assessments and needs to establish foundations.

Over the past year, the communities have requested assistance for 14 major projects.

Ms. Snead is working with federal and state programs. For example, she is currently working with Lamont, CDBG, and the USDA program to help the town obtain the necessary financing for their infrastructure. Endicott also has an infrastructure project. They were selected by the USDA as one of 3 communities in the USDA's 12 county district as the special initiative making them eligible for special grant funds. They will be making improvements to their city hall, library, making ADA changes and the purchase of a new dump truck. It is these types of requests for assistance that continually come up.

The ADO staff and consultants developed an aggressive five-prong recruitment program. The areas of emphasis are community, PDA based development, secondary suppliers and service development, direct recruitment, technology transfer development and specific targeting of manufacturing technology and research and development of companies.

Aggressive recruitment continues. ADO staff is currently working on completing recruitment packages in order to market the county to prospective businesses. The website is being modified to reflect the information in the recruitment packages. Each week 4 new or existing businesses seek assistance through the ADO office as well as cities/towns

The ADO is partnering with:

- Local communities and the Whitman County Association of Realtors to develop an on-going database of available buildings and sites for lease/purchase and preparing for site consultants.
- Palouse Economic Development for business retention and expansion through a grant received from the Department of Community Trade and Economic Development.
- Whitman County Business Development Association and the Community Education Training Center to host and offer a series of business workshops.
- Department of Labor & Industries to identify local markets and industry trends.
- Pullman City Parks & Recreation Senior Center to promote tourism activities in each of the communities.

ADO:

- Is hosting a business survey workshop in May for cities/towns to use for retention and expansion.
- Actively involved in economic development legislation.
- Wrote a curb grant and loan, which they received for a new construction project that will house ISR generating over 34 living wage jobs, over \$400,000 to the local jurisdiction, and over \$2 million in revenue to the State of Washington.
- Conducting the 2004 annual follow-up community profile to determine what changes have occurred in each of the communities.
- Involved in a significant public/private partnership project. More information is forthcoming.
- Administers the local WA-CERT program and acts as an advisor to the Blue Ribbon Advisory Task Force for .08 funds.

- Provides demographics and analysis as requested.
- Creates proposals for prospective clients.
- Assisted the PEDC in drafting the comprehensive economic development strategy.
- Worked to promote the countywide community calendar initiated through the Colfax Chamber of Commerce.
- Coordinator attended various meetings and conferences to promote Whitman County.

The ADO's future is to stay focused in the pursuit of accomplishing all goals and objectives of the Resource Board and to follow the 2003-2005 work plan.

1:30 p.m. - Port of Whitman County Commissioners.

Present: John Love, Dan Boone, Jennifer Snead, and Thinkh Nguyen.

062462 Ms. Snead explained the Town of Lamont contacted her because they have a \$1 million water project that they are pursuing grant and loan funding. In order to receive CDBG funds, they must be ranked in the top 3 on the WA-CERT list. The state has since accepted their WA-CERT application. She previously asked the 6 members of the WA-CERT Ranking Committee if they would be agreeable to reviewing and ranking Lamont's project now, which is the purpose of today's meeting.

The State WA-CERT Team assigns a scoping agent to provide technical assistance to the top 3 ranked projects on the local WA-CERT list. Whitman County actually has 4 because of a tie for third place. Ms. Snead spoke with representatives of the top 3 ranked projects. The City of Palouse has 2 of the top 3; one is for a new municipal water reservoir and the second is for their Public Safety Building, both of which are still ongoing. The Public Safety Building is in the planning stages, but the new municipal water reservoir is further down the line.

Mark Workman and John Sherman with the City of Pullman agreed their project could be removed from the ranking because the South Grand sewer project is almost completed.

The St. John Public Service Center project is still a necessary project to be ranked in the top 3 for funding.

The same ranking used for the previous projects would be used today to rank the Town of Lamont's application. Lamont is seeking funding to prepare plans to construct, locate, and drill a new well, replace approximately 9,535 feet of deteriorated water distribution lines, and construct a new 185,000-gallon water storage reservoir. The total project cost is \$1,000,007.

All four commissioners in attendance scored the project based on the same criteria used to score all other projects. Ms. Snead will tally the information. The county commissioners will sign an amended resolution incorporating the new information.

RESOLUTION NO. 062462
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS
ENDORING AMENDED 2004 WA-CERT PROJECTS

WHEREAS, the Board of Whitman County Commissioners recognizes the important of supporting projects that enhance the economic health, education, welfare and quality of life in Whitman County; and,

WHEREAS, the Board supports the submission of projects for potential funding and/or technical assistance through the auspices of the Washington Community Economic Revitalization Team; and,

WHEREAS, potential applicants were made aware of the opportunities available through the WA-CERT and the process by which projects would be prioritized; and,

WHEREAS, applicants fully participated in the prioritization of all projects; and,

WHEREAS, the projects have been reviewed and prioritized jointly by the Port of Whitman County and Whitman County Commissioners and are listed in order of their priority, as established by the commissioners on November 25, 2003 and an additional project on April 19, 2004.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Whitman County Commissioners shall accept and endorse the below-listed projects for submittal to the Washington Community Economic Revitalization Team (WA-CERT) for potential funding and/or technical assistance.

Rank	Agency	Project
1.	Palouse	New Municipal Water Reservoir
2.	Lamont	Water System Improvement
3. (tie)	Palouse	Public Safety Building
3. (tie)	St. John	St. John Public Service Center
4.	WCHD #3	Assisted Living/Senior Housing Access Road
5.	Colfax	Mill Street Reconstruction Project
6.	Endicott	Water System Comprehensive Plan
7.	Tekoa	Infrastructure Extension to Airport
8.	Farmington	New Fire Station Building
9.	WCHD #3	Assisted Living Project
10.	Colfax	Cedar Street Project Phase 2
11. (tie)	Tekoa	Comprehensive Wastewater System Planning
11. (tie)	Palouse	Fisher's Addition Sanitary Sewer
12.	Palouse	Palouse Community Center
13.	Uniontown	Wastewater Facilities Plan
14.	WCHD #3	Senior Housing Project Development
15.	Farmington	Sewer System Rehabilitation
16.	St. John HS	Field Expansion
17.	Colton	Design Phase Activated Sludge

DATED at Colfax, Washington this 19th day of April 2004.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Les Wigen, Chairman

ATTEST:

Greg Partch, Commissioner

Maribeth Becker, CMC
Clerk of the Board

G. R. Finch, Commissioner

1:45 p.m. - Recess.

2:00 p.m. - Board Business Continued/BOCC Workshop.

Present: Eunice Coker and Joe Reynolds (2:00 p.m.) and Dane Dunford (3:00 p.m.).

D062462A 13. Items discussed included the draft veterans' relief policy and county vehicles. No action taken.

5:00 p.m. - Recess.

D062462B THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **April 20, 2004 at 8:45 a.m.** Les Wigen, Chairman and G.R. "Jerry" Finch, Commissioners and Maribeth Becker, CMC, Clerk of the Board attended. Chairman Partch was not in attendance.

8:45 a.m. - Reconvene/Board Business Continued/BOCC Workshop.

Present: Bev Welch (8:30 a.m.) and Brett Myers, Ron Rockness, Dane Dunford, and Phil Meyer (10:00 a.m.).

D062462C 14. Items discussed included Administrative Services vacancy, Information Services staff, computer status, and sheriff's vehicles. No action taken.

12:00 p.m. - Recess.

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

Present: John Skyles.

062463 Chairman Wigen opened the public hearing for a proposed amendment to the Solid Waste Regulations and requested a staff report.

John Skyles said the purpose for the amendment is to adopt the mandatory state regulations replacing W.A.C. 173-304 with W.A.C. 173-350 concerning demolition waste. This regulation takes effect immediately for all new operations and March 2005 for the 3 existing operations in Whitman County.

Since there were no others in attendance to comment the Chairman closed the hearing.

Motion by Commissioner Finch **seconded** by Commissioner Wigen and **carried** to adopt the revised Solid Waste Handling Regulations, R.C.W. Chapter 70.95 and W.A.C. Chapter 173-350.

RESOLUTION NO. 062463
WHITMAN COUNTY HEALTH DEPARTMENT
SOLID WASTE HANDLING REGULATION

Section 1.00 - Authority and Scope

1.01 Pursuant to Chapter 70.95 RCW, and Chapter 173-350 WAC, the following regulation is adopted for the handling of solid waste and the permitting of solid waste disposal facilities in Whitman County, Washington.

1.02 Solid Waste Handling Standards, Chapter 173-350 WAC and as hereinafter amended is adopted by reference as the solid waste handling regulation for Whitman County.

Section 2.00 - Definitions

2.01 County means Whitman County, State of Washington.

2.02 Health Officer shall mean the Whitman County Health Department Health Officer or their authorized representative.

2.03 Ecology shall refer to the Washington State Department of Ecology.

2.04 Health Department shall refer to the Whitman County Health Department.

Section 3.00 - Procedure for Permits and Applications

3.01 Applications for solid waste facility permits shall be reviewed for completeness, and one completed copy shall be forwarded to Ecology for review and comments. All applications will be reviewed for compliance with the Solid Waste Handling Standards, Chapter 173-350 WAC, all applicable local ordinances and the Whitman County Comprehensive Solid Waste Management Plan.

3.02 Applications for all facilities owned, operated by, or under contract to operate on behalf of any city, county, or other governmental unit and all privately owned facilities which provide services to others in the disposal of solid wastes, including incineration, except for land application sites, shall require County Health Officer approval. All applications in which a variance from the Solid Waste Handling

standards is requested shall also require approval by the County Health Officer.

Section 4.00 - Procedure for Application Approval

- 4.01 A permit shall be issued in the case of new facilities, after inspection of the site, and a finding that the application, the site, and the facility all meet the requirements of 173-350 WAC, other applicable local ordinances, and payment of all applicable permit fees.
- 4.02 If an application fails to meet the requirements of the regulation, it will be disapproved and the applicant will be informed of the decision.
- 4.03 Action to approve or disapprove an application and/or variance will be taken by the County Health Department Environmental Health Director upon review and consideration of a recommendation by Ecology regarding the facility, review of the Health Officer's inspection report, testimony presented by the applicant at a public meeting, if any, other facts as necessary, and conditions set forth in Chapter 173-350 WAC.
- 4.04 Upon approval of all necessary variances, the application for a permit shall be approved or disapproved.

Section 5.00 - Permit Expiration and Renewal

- 5.01 Permits may be issued for up to five years.

Section 6.00 - Solid Waste Handling

Except as provided otherwise in RCW 70.95.305 or 70.95.310, after approval of a County's comprehensive solid waste management plan by Ecology no solid waste handling facility or facilities shall be maintained, established, or modified until the county, city, or other person operating such site has obtained a permit pursuant to RCW 70.95.180 or 70.95.190. Persons or entities that wish to construct and/or operate a solid waste transfer station, drop-box site, landfill, incinerator, composting facility, storage and treatment facility, or other solid waste disposal site shall first obtain a permit from the County Health Department.

Section 7.00 - Beneficial Use Permit Exemptions

Any person may apply to Ecology for exemption from the permitting requirements of the rule for beneficial use of solid waste. Applications for permit exemptions shall be prepared and submitted in accordance with the requirements of subsections (3) and (4) of 173-350-200 WAC.

Section 8.00 - Suspension of Permit

- 8.01 Upon finding that any facility operating with a valid permit has been operated in violation of the Solid Waste Handling Standards, or other applicable laws and regulations, and after a notice of violation has been served to the owner/operator the Health Officer may suspend the

permit. The Health Officer may suspend any permit issued under this regulation for failure to meet any of the following:

- a. Compliance with this regulation;
- b. Adherence to the operation conditions specified in the permit;
and,
- c. Compliance with a notice of violation.

Notwithstanding any other provision of the regulation, whenever the Health Officer finds a violation of this ordinance has created or is creating an unsanitary, dangerous, or other condition which in his/her judgment, constitutes an immediate hazard or threat to human health and the environment, the officer may, without written notice, immediately suspend or terminate operations under the permit.

8.02 The Health Officer may require any violator of this ordinance to immediately correct violations, which, in his/her opinion, are detrimental to public health and the environment. If required corrective action is not commenced or completed within the scope and timeframe specified by the Health Officer, the Health Department may at its own expense, proceed to undertake the necessary corrective action. Such expense shall be charged against the owner of the land where the corrective action occurred and/or the operator of the facility that caused the violation.

Section 9.00 - Violation Penalty

9.01 Any person, firm or corporation found to be in violation of any of the requirements or provisions of this ordinance shall be deemed to have committed a civil infraction and upon a determination that such infraction has been committed shall be subject to a penalty of up to \$1000 per day; provided, however, that violation of WAC 173-350-700(1) (a) shall not be subject to this provision and shall be punished pursuant to state law. Each day a violation of any portion of this ordinance occurs or continues shall be considered a separate violation.

Section 10.00 - Hearing and Appeals

An aggrieved applicant may appeal a denial of a permit or suspension of a permit in accordance with Chapter 70.95.210 RCW.

Section 11.00 - Severability Clause

If any provision of this regulation or its application to any person or circumstance is declared unconstitutional or invalid for any reason, such declaration shall not affect the validity of the remainder of the regulation or its application.

PASSED AND ADOPTED THIS 20TH DAY OF APRIL 2004.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON
ACTING AS THE BOARD OF HEALTH

Les Wigen, Chairman

ATTEST:

Greg Partch, Commissioner

Maribeth Becker, CMC
Clerk of the Board

G. R. Finch, Commissioner

D062463A 2. The next Board of Health is scheduled for April 27th.

062464 A personnel board order for Public Works signed.

2:15 p.m. - Adjournment.

D062464A Commissioner Finch **moved** to adjourn the **April 19** and **20, 2004** 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 26, 2004**. The foregoing action made this **20th** day of **April 2004**.

ss/ G.R. FINCH, Commissioner
ss/ GREG PARTCH, Commissioner

MARIBETH BECKER, CMC
Clerk of the Board

LES WIGEN, CHAIRMAN
Board of County Commissioners