

BOCC Minutes - 08/05/19

082001 **THE BOARD OF WHITMAN COUNTY COMMISSIONERS** met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, August 5, 2019** at **9:00 a.m.** Chairman Arthur D Swannack, Dean Kinzer and Michael Largent, Commissioners, and Connie Ellis, Deputy Clerk of the Board attended.

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

Present: Denis Tracy, Brett Meyers, Gary Petrovich, Sandy Jamison (9:00 a.m.), Brandy Dean (9:10 a.m.) and Bill Spence (10:00 a.m.)

082002 **1.** The following items were discussed but no action was taken.

- Pullman District Court
- Criminal Justice Services Contract
- Veterans' Officer RFP
- HB 1406
- Snake River Dam
- Revised Evaluation Form
- Department of Ecology Letter
- Election Day
- Code Updates
- State Overtime Rules
- CAC Subrecipient Agreement
- Mobile Health Clinic
- ADA
- Hugh Huntley Barn Demolition
- Auditor's Office Paint/Carpet
- Evacuation Routes
- 2019 CIP List

10:00 a.m. - Recess.

10:15 a.m. - Flag Salute.

Present: Bill Spence, Gary Petrovich, Garth Meyer (9:00 a.m.), Corey Eisele (10:20 a.m.).

D082002A **2.** **Pledge of Allegiance.**

Consent Agenda:

082003 **3.** Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to accept the consent agenda as presented.

082004 **4.** Treasurer's Wire Transfers and Check Report in the amount of **\$131,292.07**, and General Claims/Veterans' Relief warrants numbered **344234-344300** for **\$177,397.87** approved.

082005 **5.** July 29, 2019 minutes approved.

082006-082009 **6.** Personnel change orders approved.

082010 **7.** Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to sign interlocal agreement for adjudicating Town of Endicott city code violations.

082011 **8.** Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve the county program agreement amendment with the Developmental Disabilities Administration County Services (DSHS agreement number 1963-58922).

082012 **9.** Negotiation authority for Emergency Management/Coroner departments lease was tabled.

082013 **10.** Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve recommended mobile medical clinic prioritization of communities.

082014 **11.** Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to require all employees employed by department heads to attend the November 7th sexual harassment training and strongly recommend elected officials attend as well as their employees.

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082015 12. The Timekeeping RFP was tabled to August 19.

082016 13. Commissioner Largent **moved** Commissioner Swannack **seconded** the motion and it **carried** to authorize Whitman County to join Washington State Association of Counties' as a plaintiff in initiating litigation arising out of the unfunded mandate to install and operate additional ballot boxes imposed by legislature in 2017 via SB-5472.

082017 14. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to sign a subrecipient agreement with Community Action Center when completed and reviewed by Prosecutor.

082018 15. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to appoint David Swannack to the Board of Adjustment for unexpired term expiring December 31, 2020.

082019 16. No action taken regarding the County Veteran's Service Officer Program.

082020 17. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to grant \$1,000,000 in Public Facilities (.09) funds to the Port of Whitman for their Fiber-to-the-Home and Rural Fiber Extension to Transmitters Sites project.

082021 18. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to grant \$600,000 in Public Facilities (.09) funds to the Pullman/Moscow Regional Airport for their Runway Realignment project.

082022 19. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to authorize the publishing of a notice of hearing for revisions to the WC Citizens' Commission on Salaries for Elected Officials Code 2.02.

082023 20. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to authorize the publishing of a notice of hearing for revisions to the WC Credit Card Code 3.14.

082024 21. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to authorize the publishing of a notice of hearing for revisions to the WC Claims/Procurement Code 3.12.

082025 22. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to authorize the publishing of a notice of hearing for new WC Claims Code 3.10.

082026 23. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to authorize the publishing of a notice of hearing for budget amendment #3 to the 2019 WC Budget.

082027 24. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to authorize the publishing of a notice of hearing for the marijuana moratorium.

082028 25. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve the revised Capital Improvement Planning Program rankings for 2019 and to authorize the revised noted projects on the attached letter for 2019.

082029 26. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to adopt a resolution in support of not breaching Snake River Dams and/or significantly lowering the pools behind such dams.

RESOLUTION NO. 082029

BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

A RESOLUTION RELATING TO WHITMAN COUNTY'S REAFFIRMATION OF RESOLUTION 053231 AGAINST BREACHING THE DAMS ON SNAKE RIVER AND/OR THE LOWERING OF THE POOLS BEHIND SAID DAMS.

WHEREAS, the Snake River dams are vital to Whitman County and Southeastern Washington; and,

WHEREAS, breaching the dams, and/or lowering the pools behind the dams would have a devastating effect on the Southeast Washington State economies of river-dependent cities and ports; and,

WHEREAS, Whitman County Commissioners signed Resolution 053231 on June 1, 1998 against breaching said dams and/or significantly lowering the pools behind said dams; and,

NOW, THEREFORE, IT IS HEREBY RESOLVED that the below-signed Whitman County Commissioners reaffirm the decision by former Whitman County Commissioners dated June 1, 1998 voicing objection to breaching of the Snake River Dams and/or significantly lowering the pools behind said dams.

Dated this 5th day of August 2019.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Arthur D Swannack, Chairman

ATTEST:

Dean Kinzer, Commissioner

Connie Ellis
Deputy Clerk of the Board

Michael Largent, Commissioner

CORRESPONDENCE:

D082029A 27. The following correspondence was received:

082030 27A. Findings and conclusions for the 2020 salary adjustments from the Whitman County Citizens' Commission on Salaries for Elected Officials was received.

082031 27B. An executed copy of a contract to provide police services in Albion, Washington was received.

082032 27C. An executed copy of Whitman County Sheriff Office/Colfax Police Department contract for police coverage was received.

082032A 27D. An executed copy of Whitman County Sheriff Office/Colfax Police Department contract for incarceration services was received.

082033 27E. An executed copy of contract to provide police services in Rosalia, Washington was received.

082034 27F. An executed copy of contract to provide police services in Tekoa, Washington was received.

082035 27G. An executed copy of contract #17486 to provide law enforcement service to Washington State University was received.

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082036 28. Commissioners' pending list reviewed.
10:40 a.m. - Recess.

11:00 a.m. - Reconvene/Board Business Continued.

11:00 a.m. - Public Works.

Present: Brandon Kruger, Dean Cornelison, and Garth Meyer.

082037 28A. The following Public Works related issues approved/updated:

ACTION ITEMS:

082038 29. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to approve the board order authorizing publishing the notice to call for bids for Almota Road Phase IV when funding authorization is received from Washington State Department of Transportation.

D082038A 30. No action taken.

DIVISION UPDATES:

D082038B 31. The following division updates provided by Public Works staff.

Solid Waste Division:

D082038C 31A. Dean Cornelison reported the Moderate Risk Waste draft plan was received last week. Brandon Johnson will forward it electronically to the Commissioners.

Engineering Division:

D082038D 31B. The rumble strip project was scheduled to begin today, however the contractor did not show up. The project will take approximately three weeks to complete. It will be a fairly mobile operation making wait times minimal during harvest traffic.

D082038E 31C. No new report on Almota Phase IV project as the department is waiting on funding authorization from Washington State Department of Transportation.

Maintenance Division:

D082038F 31D. A demonstration will occur on Wednesday, August 7, to apply mastic material on roads. The crew will be comparing the machines to the one they used last fall. After the demonstration a rental will be secured.

D082038G 31E. The crews were busy trimming trees last week. They will be off roads before harvest traffic.

D082038H 31F. Bonnie Bridge is open to traffic and will be graded tomorrow.

D082038I 32. Approved documents signed.

11:10 a.m. - Recess.

3:00 p.m. - Reconvene/Board Business Continued/BOCC Workshop (Port of Whitman).

Present: Gary Petrovich, Tom Kammerzell, Christine Meyer, Kara Riebold and Brenda Stav (3:00 p.m.), and John Love (3:25 p.m.).

082039 33-35. The following items were discussed but no action was taken.

- Joint Port/County Related Issues
- Economic Development Strategy
- Rural Area Broadband

3:40 p.m. - Recess.

D082039A THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Tuesday, August 6, 2019 at 3:30 p.m.** Dean Kinzer and Michael Largent Commissioners and Connie Ellis, Deputy Clerk of the Board attended.

3:30 p.m. - Reconvene/Board Business Continued.

Present: Jeff Guyett, Gary Petrovich and Garrett Cabeza (3:30 p.m.).

082040 36. Jeff Guyett, Executive Director for Community Action Center, stated he has been watching SHB-1406 very closely. He believes in keeping dollars "spent in Whitman County...in Whitman County". With Washington State University, the great need for student housing is driving housing costs up. He reported Whitman County is currently the third least affordable housing county in Washington State. In Pullman, over 60% are paying 30% above the median. Community Action Center is attempting to create more affordable housing for working families. Recently 56 affordable housing apartments were built and will be available this next month. The focus will be on the homeless and extremely low income families. Jeff Guyett said SHB-1406 makes good sense for Whitman County if we want to be in a position to create more affordable housing.

Jeff Guyett spoke with Pullman's Mayor, Glenn Johnson, to see if Pullman would have any interest. Commissioner Largent added cities must implement qualifying local tax which counties do not. Gary Petrovich reminded commissioners if the county does not pass this legislation, cities will not have the option. Jeff Guyett stated it would be in everyone's best interest if the county were to adopt this legislation.

Commissioner Kinzer expressed his concern stating, after watching the webinar, the State does not even have definitions yet. Jeff Guyett agreed. Commissioner Largent added the county does not have the infrastructure to implement this legislation and asked if Community Action Center would be willing to coordinate those funds. Mr. Guyett stated the needs assessment is in final draft form. There is much support across the state. Whitman County can echo other programs. Commissioner Largent stated a concern was possible hidden traps may not have been identified yet. There is the danger legislature could require a local match. If so, is there the capacity to withdraw? The intent of Whitman County is not to create additional taxation. Commissioner Largent asked if they passed a Resolution of Intent, would Jeff Guyett be willing to help with the next step of adopting legislation to authorize or impose maximum capacity of the affordable sales tax credit. Jeff Guyett responded he did not know if he had a template for the legislation piece yet, but he would assist the county. Jeff Guyett relayed Chairman Swannack's concern to protect the rights of landlords. He added if rental assistance were a piece, it would only be a small piece and not primary. Commissioner Largent asked Jeff Guyett if he would be willing to visit with Pullman City Manager, Adam Lincoln. Mr. Guyett replied he would while keeping entire Whitman County in mind. He recommended taking action "sooner rather than later".

082041 37. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to pass a resolution of intent supporting SHB 1406 as presented.

RESOLUTION NO. 082041
BEFORE THE BOARD OF WHITMAN COUNTY COMMISSIONERS

A RESOLUTION OF THE COUNTY BOARD OF COMMISSIONERS OF WHITMAN COUNTY DECLARING THE INTENT OF THE COMMISSION TO ADOPT LEGISLATION TO AUTHORIZE A SALES AND USE TAX FOR AFFORDABLE AND SUPPORTIVE HOUSING IN ACCORDANCE WITH SUBSTITUTE HOUSE BILL 1406 (CHAPTER 338, LAWS OF 2019), AND OTHER MATTERS RELATED THERETO.

WHEREAS, in the 2019 Regular Session, the Washington State Legislature approved, and the Governor signed, Substitute House Bill 1406 (Chapter 338, Laws of 2019) ("SHB 1406"); and,

WHEREAS, SHB 1406 authorizes the governing body of a city of county to impose a local sales and use tax for the acquisition, construction or rehabilitation of affordable housing or facilities providing supportive housing, [and] for the operations and maintenance costs of

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affordable or supportive house, [FOR COUNTIES of 400,000 or less, or CITIES of 100,000 or less: or, if eligible, for providing rental assistance to tenants]; and, WHEREAS, the tax will be credited against state sales taxes collected within Whitman County and, therefore, will not result in higher sales and use taxes within Whitman County and will represent an additional source of funding to address housing needs in Whitman County; and,

WHEREAS, the tax must be used to assist persons whose income is at or below sixty percent of the Whitman County median income; and,

WHEREAS, Whitman County has an increasing demand for housing with limited affordable housing available and has determined that imposing the sales and use tax to address this need will benefit its citizens; and,

WHEREAS, in order for a city or county to impose the tax, within six months of the effective date of SHB 1406, or January 28, 2020, the governing body must adopt a resolution of intent to authorize the maximum capacity of the tax, and within twelve months of the effective date of SHB 1406, or July 28, 2020, must adopt legislation to authorize the maximum capacity of the tax; and,

WHEREAS, this resolution constitutes the resolution of intent required by SHB 1406; and,

WHEREAS, the Whitman County Board of Commissioners now desires to declare its intent to impose a local sales and use tax as authorized by SHB 1406 as set forth herein;

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

Section 1. Resolution of Intent. The Whitman County Board of Commissioners declares its intent to adopt legislation to authorize the maximum capacity of the sales and use tax authorized by SHB 1406 within one year of the effective date of SHB 1406, or by July 28, 2020.

Section 2. Further Authority; Ratification. All Whitman County officials, their agents, and representatives are hereby authorized and directed to undertake all action necessary or desirable from time to time to carry out the terms of, and complete the actions contemplated by, this resolution. All acts taken pursuant to the authority of this resolution but prior to its effective date are hereby ratified.

Section 3. August 6, 2019. This resolution shall take effect immediately upon its passage and adoption.

Dated this 6th day of AUGUST 2019.

BOARD OF COUNTY COMMISSIONERS
OF WHITMAN COUNTY, WASHINGTON

Arthur D Swannack, Chairman

Dean Kinzer, Commissioner

ATTEST:

Connie Ellis
Deputy Clerk of the Board

Michael Largent, Commissioner

4:00 p.m.-Recess.

D082041A THE BOARD OF WHITMAN COUNTY COMMISSIONERS met in their Chambers in the Whitman County Courthouse, Colfax, Washington for **Monday, August 12, 2019** at **9:00 a.m.** Chairman Arthur D Swannack, Dean Kinzer and Michael Largent Commissioners and Connie Ellis, Deputy Clerk of the Board attended.

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

082042 38. Approved consent agenda items signed.

082043 39. Treasurers Wire Transfers and Check Report in the amount of **\$332,094.71**, Payroll warrants numbered **344309-344323** for **\$636,310.08** and General/Veterans' Relief/Payroll warrants numbered **344329-344483** for **\$282,938.13** approved.

082044-082048 40. Personnel change orders.

D082048A 40A. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to amend the agenda to include adding Item 40B, clarification of funding between Whitman County and WSU Extension.

082049 40B. Commissioner Largent **moved** Commissioner Kinzer **seconded** the motion and **carried** to authorize Chairman to sign letter clarifying funding sources between Whitman County and WSU Extension.

9:05 a.m. - BOCC Workshop.

Present: Mark Storey, Lance Bishop, Jessica Jensema, Denis Tracy, Gary Petrovich, Bill Tensfeld and Bailey Wiedmer (9:05 a.m.), Matt Karwatsky (10:15 a.m.)

082050 41. The following items were discussed but no action was taken.

- Pullman District Court
- Weed Department
- Selway Holdings, LLC.
- Website Redevelopment
- Evaluation Form
- WCIF/Insurance Rates
- Letter of Support/Franklin County
- SHB 1406
- 2019-20 Budget/Interest Earnings
- New World Billing Module
- TimeClock Plus
- CBGD Contract
- 2020 Budget Deadline
- Fair Grandstands
- County Wireless
- IT-Potential Admin Staff
- SAO-Cost Allocations
- County Journal Entries

11:30 a.m. - Adjournment.

D082050A Commissioner Largent **moved** to adjourn the August 5, 2019 meeting. Motion **seconded** by Commissioner Kinzer and **carried**. The Board will meet in regular session, in their Chambers', in the Whitman County Courthouse, Colfax, Washington, on **August 19, 2019**. The foregoing action made this **12th** day of **August 2019**.

ss/ DEAN KINZER, COMMISSIONER
ss/ MICHAEL LARGENT, COMMISSIONER

CONNIE ELLIS
Deputy Clerk of the Board

ARTHUR D SWANNACK, CHAIRMAN
Board of County Commissioners