

ASOTIN COUNTY BOARD OF COMMISSIONERS

December 9, 2019

Regular Meeting

The Board of Commissioners in and for the County of Asotin, State of Washington, met this date. Present was Brian Shinn, Chairman; Jim Jeffords, Vice Chair and Chris Seubert, Member.

Regular meeting called to order at 9:00 a.m.

(1)

Seubert moved to approve the minutes of December 2, 2019 as written. Jeffords seconded, motion carried.

Open to the Public:

(2)

John Hilderbrand informed the Board, he has had a Corrections Officer give separation notice.

Chris Kemp, COO:

(3)

Kemp presented a resolution amending the operating budget for the period ending December 31, 2019.

Jeffords moved to adopt Resolution No. 19-36 "A Resolution Amending the Operating Budget for the Period Ending December 31, 2019". Seubert seconded, motion carried.

(4)

Kemp presented a resolution authorization a levy shift from County Road to Current Expense for year ending December 31, 2020 for \$600,000.00.

Seubert moved to adopt Resolution No. 19-37 "A Resolution Authorizing a Levy Shift from the County Road Fund to the Current Expense Fund for the Year Ending December 31, 2020". Jeffords seconded, discussion: Jeffords said he still doesn't like to have to do a shift but because of legislation we are put in a position where we need the funds for the general fund. No further discussion, motion carried.

(5)

Kemp presented a resolution directing the Assessor to set levies for Mental Health and Veterans Relief funds. Mental Health in the amount of \$45,780.00 a levy rate of \$0.025 per thousand of assessed value and Veterans Relief fund in the amount of \$20,601.00 a levy rate of \$0.01125 per thousand of assessed value.

Jeffords moved to adopt Resolution No. 19-38 "A Resolution Directing the Assessor to Set Levies for Mental Health and Veterans Relief Funds". Seubert seconded, motion carried.

(6)

Kemp presented a resolution directing the Assessor to set levy for repayment of the Aquatic Center Bond for the year ending December 31, 2020. Kemp informed the Board, the levy taxes for the GO Bond Fund (240,000) equal to \$542,000.00 for 2020.

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Seubert moved to adopt Resolution No. 19-39 "A Resolution Directing the Assessor to Set the Levy for the Repayment of the Aquatic Center Bond for the Year Ending December 31, 2020". Jeffords seconded, motion carried.

(7)

Kemp presented a resolution adopting the County budget for the period ending December 31, 2020.

Jeffords moved to adopt Resolution No. 19-40 "A Resolution Adopting the Asotin County Budget for the Year Ending December 31, 2020". Seubert seconded, discussion: Jeffords commented that this year ending will be at 20% reserve the recommendation of the Government Finance Officers Association (GFOA) but if these numbers holdfast we could be looking at a 15% reserve next year. No further discussion, motion carried.

Mark Heitstuman, WSU Extension Office Director:

(8)

Heitstuman presented for the Chairman's signature the Appendix A - Extension Director position and Appendix B - 4-H Coordinator position funding for the Memorandum of Agreement for 2020. Heitstuman said there is a 1-1/2% increase from 2019, the amount for Director is \$119,120.00 and 4-H Coordinator is \$32,923.00. Heitstuman reminded the Board, the Coordinator funds pays for salary and WSU pays for benefits.

Seubert moved to authorize the Chairman to sign both Appendix. Jeffords seconded, motion carried.

(9)

Heitstuman requested the Board authorize \$3,000.00 for the 2020 Youth Commission funding. Heitstuman said this is \$500.00 more than 2019.

Seubert moved to authorize the \$3,000.00 for the 2020 Youth Commission funding. Jeffords seconded, motion carried.

Jeff Wiemer, Stormwater Coordinator:

(10)

Wiemer presented for the Vice Chair's signature the Department of Ecology (DOE) Agreement No. WQC-2020-AsCoPW-00182 for combined financial assistance for the Port Drive Retrofit Design. Wiemer informed the Board, the design funds are for a total of \$200,000.00 with \$170,000.00 from DOE and \$30,000.00 for County share.

Jeffords moved to authorize the agreement and himself to sign. Seubert seconded, motion carried.

Karst Riggers, Building Official/County Planner:

(11)

Riggers presented Conditional Use Permit 19-28 for Brian Flynn at 2204 13th Street for final approval. Riggers informed the Board this conditional use permit is to construct a 60'x60' accessory structure on 1.39 acres with an existing home and one other accessory structure. Riggers said the proposed accessory structure will replace other two.

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Riggers informed the Board there were a couple letter of concern received that the structure will be for personal use only, not commercial. After discussions the concerns have been satisfied. Riggers said there was no agency requirements. Staff comments are the standard: has to be constructed in accordance with the International Building Codes and commercial business activity within the accessory structure is prohibited.

Riggers said the Planning Commission recommends for final approval.

Seubert moved to follow the Planning Commission recommendation and grant final approval. Jeffords seconded, motion carried.

(12)

Riggers along with Dustin Johnson, Public Works Director discussed the Marina View Drive issue that was brought to Board by a resident, Joyce Keefer at the last meeting.

Riggers explained his "talking points":

- Marina View Drive is a 50' public right-of-way that was deeded to Asotin County back in 1964. However, the road was never improved to a county public road standard
- Currently, the road serves four lots with an existing home on each lot and the undeveloped 3 acre Layton property.
- Current County Road Standards allow only 2 parcels of land to be served on a private driveway (or unimproved county road). Past regulations allowed up to four parcels to be served. This regulation changed back in the mid 90's.
- Improving Marina View Drive has been found to be problematic because of a 15-20' 'pinch point' entering Post Lane. In order to achieve the proper right-of-way width, neighboring property would have to be deeded or acquired by eminent domain.
- Previous discussions with the BOCC regarding the eminent domain led to consensus that the county should not be involved in taking private property for private developers gain. See 6/3/2019 minutes.
- The Layton's also own 3 parcels fronting SR 129 but have had difficulties with the State Department of Transportation in obtaining additional access to further develop the property. The existing accesses could be used for the 3 parcels, but one of the accesses would have to be reconstructed (which may not be feasible due to the terrain).
- In summary, current county development regulations would prohibit further development of the Layton's 3 acre property without improving the 50' right-of-way or a variance granted by the Board of County Commissioners.

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- Right-of-way improvements have always been the responsibility of the developer in Asotin County.

Johnson said there are a couple ways the County can handle: 1) do nothing; 2) evoke eminent domain; 3) the developer contacts the property owner and purchase and 4) the prescriptive use is a County road and take it through the legal process. Shinn clarified prescriptive use could be a use by the Layton attorney. Johnson said the County has no interest to improve the road, it functions fine as it is. If more access was to be put in on Marina View Drive then the road has to be brought up to County standards. Shinn said the County is not interested in taking property from one citizen to give to another. The Layton's need to contact the property owner. Riggers said if the road was brought up to County standards there could be as many accesses as needed.

Jeffords asked if Marina View Drive was a paved road and who maintains it? Riggers said it is a gravel road and the people who access it have been maintaining it. Johnson said since it has been brought to the County's attention of being a County road the County would grade and gravel it but nothing else.

Joe Tanner said he lives on Marina View Drive and has put down at least two loads of gravel and has never seen the County work on it.

Shinn said, Riggers, Johnson and Seubert would be meeting with Keefer on December 10th to discuss further. Shinn commented, if a way could be found to do safely and let another upgrade their own property we want to do that, but the County well not take any ones property to give to another.

(13)

Board discussed authorizing closing the Courthouse and Annex Building at noon on December 24 and December 31 for holiday. Board's discussion was, if an employee wants to leave early they would have to use accrued vacation leave and if they have none it would be time off without pay. Board said, employees are not forced to take time off, if they want to stay and work that is up to their Elected Official/Department Head.

By consensus Board authorized the early closures.

(14)

Seubert discussed the Greater Columbia Behavioral Health (GCBH) first amendment to the Operating Agreement. Seubert said he had sent to Ben Nichols, Prosecuting Attorney (PA) a couple of months ago for review and has not had a response and was told at GCBH meeting it could be signed by the Board without PA signature.

Jeffords moved to sign the First Amended Joint County Authority ASO Interlocal Operating Agreement. Seubert seconded, discussion: Shinn said it is not normal for the Board to sign agreements without the PA signature but if other attorneys are good with it... No further discussion, motion carried.

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(15)

Committee reports.

(16)

Open to the Public: None

(17)

Media

Claims approved and ordered paid:

#001	Current Expense	\$	19,242.75
#106	Law Library	\$	303.71
#107	Veterans Relief	\$	1,913.25
#112	Noxious Weed	\$	577.22
#127	E911	\$	240.23
#129	Community Services	\$	7,792.39
#131	Inmate Monitoring	\$	278.47
#460	Stormwater	\$	7,097.90
#501	ER&R	\$	11,022.34
#502	Central Services	\$	1,144.00

The following voucher (warrant) numbers are approved for payment:

294363 through 294456 for \$49,612.26

The following voucher (warrant) numbers and direct deposit are approved for Payroll:

294230 through 294247 for \$41,213.26 and \$290,251.25 and 294338 through 294360 for \$144,806.39 and 2,578.17

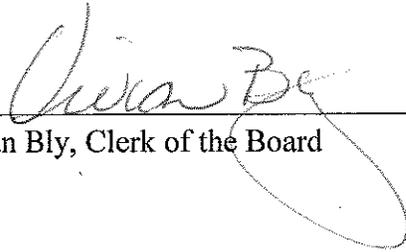
Executive session held at 10:12 a.m. for approximately twenty-seven minutes regarding contract negotiations per RCW 42.30.140(4).

Board reconvened to regular session at 10:39 a.m.

Board adjourned at 10:45 a.m. until their next scheduled meeting at 6:30 p.m., Monday, December 16, 2019.



Brian Shinn, Chairman



Vivian Bly, Clerk of the Board

December 16 23, 2019