

RECORD OF THE PROCEEDINGS**OKANOGAN COUNTY****FEBRUARY 4, 2019**

The Okanogan County Board of Commissioners met for its regular session on February 4, 2019, with Chairman, Commissioner Jim DeTro; Member, Commissioner Andy Hover, and Laleña Johns, Clerk of the Board, present.

Vice Chair Commissioner Chris Branch called as he would be absent because of damages caused to his personal property due to the wind storm last night.

Review Commissioners' Agenda and Consent Agenda

Joe Poulin and the Clerk of the Board discussed a request from District Court for keys to an interior door through Probation into the Jail lobby. The commissioners directed that the door remain an emergency exit door only, that no more keys be created for use of the door, and that an alarm be installed to prevent use other than emergency use. The commissioners feel using the door for any other reason creates a safety concern. Commissioners asked the Clerk to relay the board's decision on this matter.

Briefing Among Commissioners – Discuss Individual Weekly Meetings & Schedules

Arian Noma, Prosecutor; David Gecas, Deputy Prosecutor, Planning Director Huston

Commissioners asked Prosecutor Arian Noma to come and consider some concerns of the commissioners regarding poor performance of an entity the county is contracted with. Commissioner Hover asked Director Huston which RCW for executive session would be most fitting to discuss the issues. Director Huston noted that none were specific to the particular complaint. There has been no formal action taken, but within the contract there is language about attorney fees and who would be responsible for paying those costs.

Motion Executive Session RCW 42.30.110 (1)(i)

Commissioner Hover moved to go into executive session at 11:05 a.m. for 20 minutes to discuss with legal counsel present, legal matters relating to agency enforcement actions or to discuss potential litigation to which the agency may become a party and invited Prosecutor Arian Noma and Deputy Prosecutor, David Gecas. Motion was seconded, all were in favor, motion carried.

Commissioner DeTro extended executive session at 11:20 for another 10 minutes.

Executive session ended at 11:30 a.m. no decisions were made.

~~CANCELLED Discussion—Uncollected Funds—David Creveling~~

~~Mr. Creveling called and cancelled his meeting.~~

Update – Planning & Development - Perry Huston

Engineer Josh Thomson

Katie Haven arrived with video/audio recorder for Okanogan Watch group.

Long-Term Planning

Director Huston discussed the funding level needed for the Planner II who will be working on the transportation part and the WRIA 49 part. Engineer Thomson stated what funds he had that could contribute for the transportation part. Director Huston discussed which funds would provide for the other parts. He showed a grade 1 position funded at \$55,622.30 and a grade 4 at 62,809.43. He needs the position for back ground work on the Comp Plan Critical Areas, WRIA 49 effort, primitive

roads analysis, all separate but all related and it doesn't matter where we start. With the proper skill set he could move these types of things along. Primitive road analysis will need us to determine density for laying in the appropriate space. Outreach with Oroville in terms of the shared position, was something Commissioner Branch wished to look into. Director Huston said he isn't sure that is needed. We need to drill into the Eastlake corridor and figure some things out in the whole area so we can put the appropriate zone on the ground.

Director Huston explained his staffing levels and which staff does what. He recommended bringing in someone as a Planner II. The scope of work would include transportation, WRIA 49, and emerging issues. Commissioner Hover asked if a step 1 Planner II would cover the necessary work. Engineer Thomson stated there would be around \$30,000 per year through the RTPO. Commissioners believed an additional Planner II would be appropriate. Director Huston will draft the resolution for review. He will see if a Planner II already on staff has the needed skill set if so, then hire an entry level planner to fill that vacant position.

Legislative Update

Director Huston discussed legislative bills being considered by legislators this session. He asked if the commissioner had any direction on those of significant interest. The carbon tax bill and its impacts were discussed. He explained what the legislature intended in the bill and why shipping was excluded from the tax. Commissioner Hover discussed the need for SEPA and when that is actually determined for categorical exclusions.

Director Huston discussed legislation regarding tiny houses. They are trying to make it hard for cities to expand their urban growth areas in GMA planning to increase in potential density. The county doesn't make a distinction between tiny or any other house. He asked if the commissioners thought there should be. They are qualified as a residential structure which requires a kitchen. Commissioner Hover stated the same resources are needed for either type of house whether large or tiny. Tiny houses may not require as large a lot. Director Huston stated the only time hybrid housing as a form of housing is for H2A housing.

Commissioners discussed Marijuana operations and a letter to Frank O'Dell regarding his.

Capital Facility Plan –Update

Director Huston explained the draft resolution to adopt amendments to the Capital Facility Plan and he will draft some tables visual aides more consistent with the 2012 version of the plan.

Director Huston will pin down the significant issues and write the document to frame those out. Historical building trends were gone over the other day so the draft can be done for Planning Commission hearings.

Scoring matrix for planning unit to review on Thursday. The operation procedure approval is close, so he believes it is right on schedule in terms of the decisions to be made.

The grant application is approved and in and waiting for the funding document to come through. If the operation procedures are approved on Thursday that would be great. There is some general feeling this isn't moving along very quickly, but once we get past this part, more progress will be possible.

Motion Tonasket EMS District

Commissioner Hover moved to adjourn as the BOCC and reconvene as the Tonasket EMS District. Motion was seconded all were in favor, motion carried.

Commissioner Hover moved to approve the Voucher certification and authorize the Tonasket EMS District vouchers to be paid in the amount of \$21,755.15. Motion was seconded, all were in favor, motion carried.

Commissioner Hover moved to adjourn as the Tonasket EMS and Reconvene as the BOCC Motion was seconded all were in favor, motion carried.

Director Huston discussed his interaction with LifeLine regarding the Oroville Rural EMS Levy question for 2019 and what public information should be generated beforehand to make the public aware of the levy purpose.

The Housing Authority agreement review schedule was discussed and will likely be fully signed by other parties by next Monday. The property is posed to be annexed to the City of Omak and isn't yet under their authority. It is a permitted activity in our zone.

Motion Letter WSLCB Marijuana Examiner O'Dell

Commissioner Hover moved to approve the letter to WSLCB Marijuana Examiner Frank O'Dell regarding a pending Cannabis Processor license #427654 for marijuana extraction operations at 48 Cape Labelle Road Tonasket. Motion was seconded, all were in favor, motion carried.

Bid specs and the PS&E costs were discussed as those will need to be worked into the Bond issue.

Commissioner Hover discussed a letter he received from Sam Buchert regarding a list of the Fairgrounds arena, track rails, and racehorse barns items needing to be ordered on completed. The vendors' list will be updated with interested vendors.

Would like maintenance to begin removing the arena , but before doing anything the Tribe will need to be consulted and the formal notice sent to the tribe for archeological purposes beforehand.

Director Huston recommended a special form for archeological resources be used for the process. He will provide that with the attachments. Clerk of the Board will contact Dept. of Ag and request a small change in the match of the Grant for the arena to allow in-kind match.

Discussion – Radio Network Improvements Fund – Sheriff Hawley & Mike Worden

Sheriff Hawley, Aaron Culp, Mike Worden, Perry Huston, Wayne Walker, LifeLine

Mike updated the board on the dispatch work committee. He explained who the group represents that will work through the challenges of the structure needs. The group has had two productive meetings and the group is receptive to ideas for long term. It was a relief not running into objections. How do we fund it? Developing talking points for each of the members of the group that describes the problem and provides a resolve. He asked the board to support the two bills: HB 1653 and SB 5272.

Commissioner Hover asked about the sales tax still allowed for communications. Director Huston said 3/10 of 1% dedicated to and shared with cites per capita. 82.14.420 and a house and senate bill that would raise the ceiling from 1/10 to 2/10ths. Mr. Worden asked the board to support the bills.

Mr. Worden discussed the costs for the two project plan options a & b and those costs are around at \$5 million. He discussed the life cycle of computers and his wish to be within that cycle seems to be within reach. The second 1/10 of 1% sales tax could be applied to operational costs. The way costs are covered today versus what the law says will make some uncomfortable to come into line with. If the cost is \$836,000 and we apply the revenue from 1/10 revenue first \$625,000 then the remaining costs could be disbursed per capita to the other agencies and they will feel less impacts.

How does the money coming out of that fund pay or reimburse current expense for our piece of it. Mr. Worden has not yet worked out the details. Creating a new fund would be needed and can be created for demonstration of commitment of the county, but there is a \$2,000 contract and it has language that the county create a fund under that process then leverage the money when we get the sales tax

passed. There would need to be confirmed activity. It would save current expense around \$450,000 and this special fund helps to pay and offset the call volume. Mr. Worden stated his conservative numbers based on the transportation tax.

Mr. Worden explained his wish to avoid one agency having to pay for high call volume spikes, so an average could be used with a three year average.

Sheriff Hawley commented that he is all for the communications project and realizes what happens when the system fails. Commissioner Hover discussed the pitfalls. Commissioner Hover explained the \$450,000 saved dollars should be considered carefully. Director Huston observed dedication of all, as the budget is build there will be the debt service bond, agency fees, and when we go out for another bond issue he suggested some contingency be built into the budget for appropriations through the budget process. You need to build some reserve in order to continue the project bonding needed to complete.

Commissioner Hover thought it would make no difference whether the fund is created now or not because he thought everyone should get behind it first. Director Huston thought laying it out in a resolution would hold more weight to the entities and could lay out more details of the vision. That way we don't have to create the fund right now.

Mr. Walker said he is here to support Mr. Worden's plan. He feels it is a solid plan. It is important to realize, is the fund protecting the monies is a very important piece to the other agencies involved. Everyone spoken to they are all in support of working towards the 1/10 of 1% and could support the 2/10th but they want to make sure there is a clear path for protecting the money to be used as intended. Commissioners acknowledged the county is interested in protecting the funds, because they have learned from past experience it is the better way to do what we need to do. Commissioner Hover said creating the fund doesn't really do that, but a resolution laying it out holds more credence. Mr. Walker completely agreed, and likes the idea of a timetable. There needs to be a clear path the agencies can build upon.

Motion HCA DSHS Agreement for CJTA Funds Panel Evaluations

Commissioner Hover moved to approve the County Program Agreement between Washington State Health Care Authority, HCA Division of Behavioral Health, Agreement No 1863-34847, for county to receive CJTA funds in the amount of \$51,222. Motion was seconded, all were in favor, motion carried.

Before member of the public, Katie Haven left, she requested the county commissioners allow people to call their public comments in via telephone call instead of coming in person. Commissioners were concerned that too many people would be calling in and there would not be enough time for everyone holding the line. Ms. Haven said not many comment now anyway.

Commissioners adjourned at 3:50 p.m. with Commissioner Hover exiting. Commissioner DeTro was here when Larry Gilman, County Assessor, dropped in with information from the 2018 property tax manual showing examples of the levy calculation He left the form with each commissioner. (attached)

Review Meeting Minutes

Commissioners reviewed their meeting minutes from last week.

The board adjourned at 3:50 p.m.