

**Klickitat County  
Board of Commissioners  
Minutes – Meeting of Tuesday, February 14, 2023**

**Morning Workshop Session**

Vice Chairman Jacob Anderson called the meeting to order at 9:30 AM. Commissioners present: Jacob Anderson and Lori Zoller. Dan Christopher is in Washington DC.

**Workshop Session Agenda**

**9:30 AM – Legislative Update: Potts & Associates**

Zac Kennedy provided a legislative update on SB5383 and HB1674 which deal with jaywalking & pedestrian impacts with vehicles, HB1582 prohibits drivers from making a right turn on red in certain areas, HB5303 Public Works assistance fund, HB1445 Law enforcement and local corrections agency misconduct, HB5627 a bill on salaries for County Commissioners and Councilmen, HB1215 and HB1720 concerning protection and restoration of Riparian areas, HB1333 establishing the Domestic Violence extremism commission and a bill creating a Public Infrastructure Bank.

Commissioner Anderson inquired about HB1756, HB5383, HB1674 and HB1445.

**10:00 AM – Public Works/Road Department Update:**

Attendance: Interim Public Works Director Jeff Hunter, Interim County Engineer Seth Scarola, and various County elected officials, employees, and members of the public present, in person and via Zoom.

Director Hunter provided an update on the items on the Consent agenda and explained what a Franchise Agreement is.

Interim Engineer Scarola provided an update on the Construction program and the Road Designs.

Interim Director Hunter provided an update on the East end and West end projects, upcoming facilities work and events.

Commissioner Zoller complimented Public Works on the bathroom remodel at the Dallesport Community Center.

**10:30 AM – Emergency Management Update:**

Attendance: Emergency Management Director Jeff King, Emergency Management Chief of Operations Filiberto Ontiveros, various County elected officials, employees, and members of the public present in person and via Zoom.

Director King provided an update on the Public Safety Radio System maintenance, Radio Site Lease Agreements and the Satus Pass site.

Chief of Operations Ontiveros gave an update on 911 call taking, Public Safety Radio Dispatch staffing, operations and training.

Director King gave an update on user agreements and renewals, the Emergency Management program including the Klickitat County Burn Ban, Training & exercises, program grants and the Emergency Notification System.

Filiberto Ontiveros gave an update on the Next Door hotline collaboration with several health organizations in Oregon and counties including Klickitat.

Director King recognized Izabella Gutierrez as February's Employee of the Month.

Robb Van Cleave requested and received approval to advertise for a vacant position in Public Works, Building and Grounds Operations Specialist, Union position, Grade 36.

**Board Legislative follow up discussion:**

Commissioner Anderson gave an update on the legislature trip to Salem, Oregon, the legislative trip to Olympia, Gorge-ous nights and the White Salmon Valley Parks meeting.

Commissioner Zoller gave an update on meetings with the City of Goldendale, Dallesport Water District, the tour of the Dallesport Wastewater Plant and meeting with the City of The Dalles.

**Motion (M/Zoller, S/Anderson. Passed unanimously).** To recess for lunch at 10:32 AM.

**Commissioner's Business Meeting**

Vice Chairman Jacob Anderson reconvened the meeting at 1:00 PM, opening with the Pledge of Allegiance. Commissioner Anderson and Commissioner Zoller were present. Chairman Christopher is in Washington DC.

**Agenda:**

**Approved (M/Zoller, S/Anderson. Passed unanimously):** Business Agenda as presented.

**Approval of Commissioner Meeting Minutes:**

**Approved (M/Zoller, S/Anderson. Passed unanimously):** the Klickitat County Board of Commissioners Meeting Minutes for January 24, 2023 as presented.

**Citizen Comment:**

Gabriel Gilbert commented on public funds, governments roll in child care and Commissioner attendance to the Child Care Committee.

Auditor Heather Jobe introduced the new Chief Deputy Auditor Elayna James.

Tracy McKune of Lyle inquired about the Burn Ban Ordinance, Klickitat County Interagency Fire Association (KCIFA), Emergency Management user agreements and public disclosure issues.

Sheri Bousquet in Husum commented on Carriger Solar being submitted to EFSEC, the consent agenda and the Franchise Agreement with Blue Bird Solar.

Brian Walsh with Avangrid Renewables commented and explained what a Franchise Agreement is for.

Commissioner Zoller responded to Ms. Gilberts comment about Child Care, Ms. McKune's comment about public disclosure issues and Ms. Bouquets' comment about the EFSEC process.

Commissioner Anderson responded to Ms. Gilberts comment about the Child Care Committee, Ms. McKune's inquiry about the burn ban, KCIFA and the radio system agreements.

Commissioner Anderson responded to Ms. Bousquet in regards to the consent agenda, the Franchise Agreement explaining that it is setting a date and time for a public hearing, Carriger Solar going through EFSEC and thanked Mr. Walsh for providing more information on what the Franchise Agreement is.

**1:30 PM Economic Development/Natural Resources Department Update:**

Attendance: Economic Development/Natural Resources Director Dave McClure, Kathy Moco, Dave Barta and various County elected officials, employees and members of the public present, in person and via Zoom.

Director McClure provided an update on the draft management plan meeting in regards to the WDFW property in the Simcoes, a status review released by WDFW on the Western Gray Squirrel, advertising for the 2023 Salmon Recovery Funding Board grants, the Economic Development position, the Switzler Reservoir Water Storage project and funding, and requested support for HB1717 & SB5379 for innovative Economic Development programs, HB1231 & SB5229 promoting Economic Development through site readiness, HB1267 & SB5613 concerning rural public facilities sales and use tax and congressionally directed spending,

The Board agreed to supported HB1717 & SB5379, HB1231 & SB5229 & HB1267

Director McClure commented on the Broadband Planning Grant program.

A discussion followed in regards to the Carriger Solar application submitted to EFSEC.

**New Business:**

Chief Probation Officer Courtney Cooke requested for verbal Authorization to apply for a Washington State Department of Ecology Community Litter Cleanup Program grant. This is a repeat grant that helps fund the salary for the Litter Crew Supervisor. Vice Chairman Anderson and Commissioner Zoller gave verbal authorization for Ms. Cooke to proceed with the Grant process.

**Consent Agenda:**

**Approved (M/Zoller, S/Anderson. Passed unanimously):** Consent Agenda with 22 items, pulling #3 for further consideration.

- 1) **\*Resolution No.02723** in the matter of calling for bid proposals and scheduling a bid opening to designate the official County Newspaper for advertising of all legal notices and delinquent tax lists as well as all notices to be published by newspapers of general circulation in Klickitat County.
- 2) **\*Cumulative Reserve Fund #125** project list change which is required to reflect approval of a KCPEDA funding request and Agreement (C21922) .
- 3) **(PULLED)** Commission Formation Agreement to Form and Charter the Hood River-White Salmon Bridge Authority. The Agreement addresses the Organization of Agreement, which includes the Charter, Interim Rules Intergovernmental Transition Plan; Establishment of the Hood River-White Salmon Bridge Authority; Applicable Laws and Rules, Board of Directors; And Bi State Bridge Authority Addendum A, which outlines the Klickitat County Board member nomination process.
- 4) **\*Resolution No. 02823** in the matter of adopting a Klickitat County Electronic Signature Policy.
- 5) **\*(C03023)**Independent Contractor Agreement between Alder Creek Pioneer Association and Klickitat County (Economic Development Department) for the purpose of promoting tourism in Klickitat County.
- 6) **\*(C03123)** Independent Contractor Agreement between Maryhill Museum of Art and Klickitat County (Economic Development Department) for the purpose of promoting tourism in Klickitat County.
- 7) **\*(C03223)** Independent Contractor Agreement between Columbia Gorge Chapter of ABATE of Washington and Klickitat County (Economic Development Department) for the purpose of promoting tourism in Klickitat County.
- 8) **\*(C03323)** Independent Contractor Agreement between the Greater Goldendale Area Chamber of Commerce and Klickitat County (Economic Development Department) for the purpose of promoting tourism in Klickitat County.

- 9) **\*(C03423)** Independent Contractor Agreement between Mt. Adams Chamber of Commerce and Klickitat County (Economic Development Department) for the purpose of promoting tourism in Klickitat County.
- 10) \*Letter Appointing Commissioner Lori Zoller to serve as the county's representative on the Klickitat Prevention Coalition.
- 11) **\*(C03523)** Intergovernmental Agreement between Washington State Parks and Recreation Commission and Klickitat County (Sheriff's Office) to enhance the performance of boating safety and education services.
- 12) **\*(C03623)** Amendment #1 to the 2022 Senior Nutrition Services Contract to transfer twenty-five thousand (\$25,000) of funding from HDM to CNS nutrition programs as CNS services were able to resume when they had been restricted due to COVID.
- 13) **\*Resolution No. 02923** in the matter of an amendment to the Klickitat County Senior Services Advisory Board By-laws.
- 14) **\*(C03723)** Economic Development Support Services Agreement between Mt. Adams Chamber of Commerce and Klickitat County (Economic Development Department) for the purpose of providing support to Klickitat County.
- 15) **\*(C03823)** Economic Development Support Services Agreement between Greater Goldendale Area Chamber of Commerce and Klickitat County (Economic Development Department) for the purpose of providing support to Klickitat County.
- 16) **\*(C03923)** Independent Contractor Agreement between Klickitat County Fair Board and Klickitat County (Economic Development Department) for the purpose of promoting tourism in Klickitat County.
- 17) **\*Resolution No. 03023** in the matter of adopting amendment 7 to Appendix 4 of the 10 year Economic Development Strategic Plan.
- 18) \*Notice of Public Hearing for a Franchise Agreement between Klickitat County and Bluebird Solar Power, LLC. To be held Tuesday, March 7, 2023 at 1:30 pm in the Commissioners meeting room.
- 19) **\*(C04023)** Terminate Agreement to Purchase and Stockpile Rock between Klickitat County and McBride Hereford Ranches, Inc.
- 20) **\*(C04123)** Local Agency Supplement Agreement #2 with GN Northern, Inc. for on-call Geotechnical Engineering Services extending the completion date.
- 21) **\*(C04223)** Local Agency Supplemental Agreement #2 with Sargent Engineers, Inc. to provide on-call Structural services. This Supplemental Agreement #2 extends the completion date.
- 22) **\*(C02923)** Retention Agreement with the law firm Foster Garvey to retain Kinnon W. Williams for Legal Representation for the Tax Appeal Filed by Regional Disposal Company.

**Voucher Certification and Payment Approvals:**

**Approved Warrants (M/Zoller, S/Anderson, passed unanimously):** Accounts Payable: (#319750 - 319842) for \$229,892.48 and Payroll Warrants (#235561-235817) for \$506,536.40, Co. Benefit Warrants (#319710 – 319719) for \$33,812.81, Co. Benefit – Electronic Trans #990 for \$284,187.78, for a combined total of \$1,054,429.47 for the date ending February 13, 2023.

**Board Pending:**

Commissioner Zoller inquired about the State Energy Facility Site Evaluation Council (EFSEC) process. Commissioner Anderson commented on the EFSEC meeting tomorrow.

Vice Chairman Anderson announced that the board would be convening into executive session in accordance with RCW 42.30.110(1)(i) to discuss pending litigation for fifteen (15) minutes. Vice Chairman Anderson announce that the board is coming out of Executive Session for RCW 42.30.110(1)(i) and would be convening into executive session in accordance with RCW 42.30.110(1)(d) for ten (10) minutes. No action was taken. The Board adjourned at 2:23.

**\*Board Correspondence for the Record:**

Emailed correspondence received from Raymond Clough in regards to the Wallace Maley Subdivision in Dallesport.

**(2:23 PM) Approved (M/Zoller, S/Anderson. Passed unanimously):** There being no further business before the Board, the meeting was adjourned until 9:00 AM on Thursday, February 16, 2023 for scheduled workshops.

**Call to Order/Roll Call**

Chairman Christopher convened the meeting at 9:00 AM. All three (3) Commissioners were present.

**Workshop Session Agenda:**

Attendance: HR & Administrative Services Director Robb Van Cleave, and Fiscal Manager Jenn Neil.

Chairman Christopher provided an update on his trip to Washington D.C. where he attended the National Association of Counties Legislative Conference.

The Board discussed policies and practices and liability risks and potential litigation that affects all counties.

**Commissioner Lori Zoller: Discussion regarding working order, projects, and land use planning issues.**

Attendance: Director Van Cleave, Fiscal Manager Neil, Dan Gunkel and Eric Beeker.

Commissioner Zoller questioned the Board's role in land use planning, indicating that she sees potential litigation and stated that there has been a lack of oversight and direction given to the Planning Director. Commissioner Zoller invited the Board to discuss and choose land use project priorities, such as updating the Critical Areas Ordinance (CAO), Shoreline Management Plan (SMP) and the Comprehensive Management Plan (CMP). Ms. Zoller suggested that once priorities are set, have the Planning Director provide weekly progress reports.

Commissioner Zoller pointed out big discrepancies in the Plat maps. Eric Beeker stated the Shoreline Management Plan (SMP) is adding an additional 60 miles of streams, 2900 acres would be in setbacks and unusable by property owners. Mr. Gunkel stated that the watershed company consultant lacks knowledge and professionalism.

Discussion followed regarding how to move forward in a positive way.

HR Director Van Cleave updated the Board on efforts to recruit a qualified Senior Planner and/or a Project Coordinator.

The Board asked Code Compliance Officer Jorge Sendejas to give an update on a failed sewer system complaint. Mr. Sendejas stated that he has done nothing because he has not received a signed formal complaint. Chairman Christopher noted that he thought the case had been moving forward and suggested the Board make an executive decision. Public Health Director Quinn advised that she has been working on a health order with the Prosecutor's Office, noting that the health order will need to be reviewed and signed by the Health Officer once hired. Director Quinn stated that if the property owner does not comply, the matter goes back to the Compliance Officer for further action. Chairman Christopher stated that this matter should be a priority case.

Discussion followed regarding the process of issuing a health order, health complaints, and code violations. Chairman Christopher stated after the Health Officer issues the health order, Mr. Sendejas needs to make this a priority and work with the Prosecutor's Office to resolve the issue.

**Fiscal Manager Jenn Neil: Discussion regarding the 2024 Budget, Second Opioid Settlement agreement and whether to opt in, and strategic planning, policies & procedures review/update.**

Attendance: Auditor/Senior Accountant Nicole Barnes, Public Health Director Erinn Quinn, Interim Engineer Seth Scarola, and HR Director Van Cleave.

Fiscal Manager Neil provided a review of 2022 revenues and expenditures, noting that work is still being done with transfers. Ms. Neil stated that all departments/offices ended the year within their budgets. Discussion continued regarding the top revenue sources. Ms. Neil pointed out that revenue from health fees were down, she suggested that all County fees should be evaluated at least every other year.

Fiscal Manager Neil reported that she has developed an entire proposal packet for grant applications, policy, and management.

The Board discussed reoccurring grants, legislative appropriation, and other awards that do not require an application process, and departments that have multiple grants that make up the majority of their budgets, such as Senior Services, Public Health and Public Works.

Commissioner Anderson suggested that Ms. Neil schedule a workshop to present her grant process proposal to elected officials and department heads. The Board agreed.

Discussion followed regarding a policy on the use of County vehicles. Ms. Neil reported there is another opioid settlement agreement that she is reviewing to see if it can be of benefit to the Adult Probation Department.

**Approved (M/Anderson, S/Zoller. Passed unanimously):** Motion to adjourn for lunch at 12:01 PM.

**Planning Director Mo-chi Lindblad: Projects update:**

Director Lindblad reported the Planning Commission will be holding a Shoreline Management Program (SMP) Review/Update Workshop. Director Lindblad noted that the Planning Commission will also be reviewing a Shoreline permit from State Parks and considering a request from Economic Development for a zoning code interpretation whether a data center use is a permitted use under Industrial zoning.

Updates on the Blue Bird solar project SEPA review, a request to rezone property in Trout Lake from extensive agriculture to Rural Center, a Conditional Use permit for a nine (9) space RV park, and two (2) public records requests followed.

Director Lindblad provided a brief update on long range planning, noting that the Comprehensive Management Plan (CMP) was approved in 1977 and has been amended multiple times. Director Lindblad updated the Board on the challenges of finding a qualified Senior Planner or a Project coordinator, there have been applicants, however no one has had a background in land use planning.

Director Lindblad asked the Board to consider moving the CMP focus to the 2<sup>nd</sup> half of 2023, and start the public input process. Ms. Lindblad identified the Planning Department's priorities, which are the solar moratorium, SMP, and Critical Areas Ordinance in the first half 2023. Director Lindblad provided an overview and deadlines for the Department of Ecology grant to assist with the completion of the SMP update.

**Board Pending:** Issues as determined by the Board of Commissioners.

The Board had a brief discussion regarding the room set up for the solar moratorium public hearing. Commissioner Anderson read an email request asking for a comment about a proposed candidate being considered to oversee the jail. Discussion continued regarding 2<sup>nd</sup> amendment sanctuary counties, the constitution and the law.

**Approved (M/Anderson, S/Zoller. Passed unanimously):** There being no further business before the Board, the meeting was adjourned at 2:57 PM.

\*Reference Document on File. The Board of Commissioners' minutes are action minutes. A digital recording is on file as part of the official record and available on file 02-14-2023 Board of County Commissioners Meeting. Please Note: All Commissioner meetings and workshops are open to the public to attend. Meetings are recorded, Workshops are NOT recorded.



Approved: **Dan Christopher**  
Chairman of the Board



3-7-23

Date