

## COMMISSIONERS' PROCEEDINGS

Adams County Courthouse  
Ritzville, Washington  
Regular Meeting

June 24, 2019  
(Monday)

**Call to Order @ 8:30 a.m.**

**Present:**

Chairman John N. Marshall  
Vice-Chairman Roger L. Hartwig  
Commissioner Terrance J. Thompson

Commissioner Marshall was participating in a telephone conference and arrived at 9:25 a.m.

**Collective Bargaining**

The Board held a session closed to the public pursuant to RCW 42.30.140(4)(b) "that portion of a meeting during which the governing body is planning or adopting the strategy or position to be taken by the governing body during the course of any collective bargaining,...". Session began at 9:00 a.m. and ended at 10:00 a.m. Prosecutor Flyckt and Human Resource Manager Perez were present.

[10:03:24 AM](#)

**Public Works**

Public Works Director O'Brien and Engineer Yaeger provided the weekly update on road maintenance; fairgrounds; solid waste; and, facilities noting the chiller for the courthouse air conditioning system is on order.

**John Deere Graders**

Commissioner Hartwig moved, Thompson seconded, to *authorize the Chairman to sign Lease Purchase Agreement between Adams County and John Deere Financial, Johnston, Iowa for three (3) 2019 John Deere 770G Motor Graders for a term of seven (7) years beginning June 24, 2019 and ending June 24, 2026. Motion carried.*

Commissioner Hartwig moved, Thompson seconded, to *authorize the Chairman to sign Advance Lease Payment Invoice, Purchase Order*

*E06373417, between Adams County and John Deere Financial, Johnston, Iowa in the amount of \$764,550.78 stating Pape Machinery will buy back the leased equipment if customer choses for the price of \$525,000 at the end of the lease term. **Motion carried.***

### **Engineering**

Engineer Yaeger provided updates on the McKinney/Thacker Safety Project; the Bench Road and Hwy. 24 Roundabout Project; and, a citizen request to vacate an alley in Cunningham.

### **Hampton-Yeisley Paving Project**

Commissioner Hartwig moved, Thompson seconded, to *approve the Hampton – Yeisley Paving Project Contract and Contract Bond with Central Washington Asphalt, Inc., Moses Lake, Washington.* **Motion carried.**

### **Avista Utilities Substation**

Engineer Yaeger reported Avista Utilities has purchased property, a portion of which is owned by Adams County, to construct a substation. Engineer Yaeger will conduct additional research to determine the correct course of action moving forward.

### **Odessa-County Road Bridge Project**

Engineer Yaeger reported a *draft* Request for Qualifications for the planning and design elements of the Odessa-County Road Bridge project was forwarded to East Columbia Basin Irrigation District (ECBID); Grant County; and, Office of Columbia River (OCR) for review noting ECBID and Grant County responded favorably. A response is expected from OCR this week.

[10:54:10 AM](#)

### **Wastewater Treatment and Water Reuse Facility Project**

The Washington State Department of Commerce grant application for Industrial Wastewater and Treatment Center funds was reviewed during a session with Prosecutor Flyckt. The funds are designated for pre-design of an Industrial Wastewater Treatment Plant and Water Reuse facility in Adams County.

**Recess @ 12:00**

**Reconvene @ 1:00 p.m.**

[1:30:01 PM](#)

### **Adams County Noxious Weed Control Board**

Weed Board Coordinator Eric Bell; Chairman Don Kagele; and Clerk of the Board Sherri Duff met with the Board to discuss the possibility of the Adams County Treasurer collecting outstanding weed liens.

Prosecutor Flyckt and Treasurer Meise were present.

The Weed Board has requested the Adams County Treasurer, as part of an agreement, collect noxious weed liens that have become three full years past due as part of the foreclosure process. Prosecutor Flyckt reported he has reviewed the Agreement and, prior to moving forward, a resolution authoring the same will need to be approved by the Board.

Prosecutor Flyckt will review the proposed resolution prior to presenting to the Board for final approval.

[1:49:41 PM](#)

### **Collective Bargaining**

At 2:55 p.m. the Board called for a fifteen (15) minute closed session pursuant to RCW 42.30.140(4)(b) "that portion of a meeting during which the governing body is planning or adopting the strategy or position to be taken by the governing body during the course of any collective bargaining,...". Session was extended at 3:10 p.m. for an additional fifteen (15) minutes. Session ended at 3:25 p.m.

[3:27:21 PM](#)

### **Declaration of Hazardous Fire Conditions**

Commissioner Thompson moved, Hartwig seconded, to *approve Resolution No. R-034-2019 In the Matter of Declaration of Hazardous Fire Conditions*. Motion carried.

### **McKinney/Thacker Road Safety Project**

Commissioner Hartwig moved, Thompson seconded to *approve Resolution No. R-035-2019 In the Matter of Notice of Call for Bids for McKinney/Thacker Road Safety Project (CRP-187)*. Motion carried. Bid opening is set for July 29, 2019 at 10:00 a.m. in Room 202 of the Adams County Courthouse, Ritzville.

### **Adams County Development Council**

Commissioner Hartwig moved, Thompson seconded, to *approve Addendum No. 13 between Adams County and the Adams County*

Development Council extending the terms and conditions of the original Agreement (May 12, 2008) for a period beginning July 1, 2019 and ending June 30, 2020. **Motion carried.**

**Wastewater Treatment and Water Reuse Facility Project**

Commissioner Hartwig moved, Thompson seconded, to *authorize the Chairman to sign State of Washington Department of Commerce Grant Application in the amount of \$1,212,500 for the purpose of pre-design for an Adams County Industrial Wastewater Treatment Plant and Water Reuse Facility in Adams County.* **Motion carried.**

**Consent Agenda**

Commissioner Thompson moved, Hartwig seconded, to *approve the Consent Agenda.* **Motion carried.**

Preliminary minutes of June 17 and 19, 2019

Vouchers audited and certified by the Adams County Auditor as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090 and recorded on a listing, which was made available to the Board. These vouchers were listed as follows:

<u>Fund</u>	<u>Control Number</u>	<u>Amount</u>
001	2115 – 2155	\$ 65,647.53
104	2156 – 2168	\$ 15,811.45
123	2169	\$ 48.00
502	2170 – 2171	\$ 726.75
108	000998 – 001001	\$ 3,006.28
115	001002 – 001008	\$240,928.60
401	001009 – 001012	\$ 30,633.61
501	001013 – 001018	\$ 1,847.05
590	001019 – 001048	\$ 82,593.96
	TOTAL	\$441,243.23

[3:35:43 PM](#)

**Permanent Minutes Signed**

June 10 and 12, 2019

**Correspondence Received**

License Services, Washington State Liquor and Cannabis Board re: Special Occasion License #090793 Othello Rodeo Association, September 11, 2019

License Services, Washington State Liquor and Cannabis Board re:  
Special Occasion License #090793 Othello Rodeo Association,  
September 13 & 14, 2019

Thomas J. Kinlen, Ph. D., State of Washington Department of  
Social and Health Services re: End of 5551 Panel Evaluation Program

**Adjournment @ 4:00 p.m.**

Submitted:  
s/Patricia J. Phillips, CMC  
Clerk of the Board

Edited and Approved:

BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON  
s/John N. Marshall, Chairman  
s/Roger L. Hartwig, Vice-Chairman  
s/Terrance J. Thompson, Commissioner

**RESOLUTION NO. R-034-2019  
ORDER OF BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON**

**IN THE MATTER OF DECLARATION OF HAZARDOUS FIRE CONDITIONS**

**WHEREAS**, Adams County is experiencing weather conditions that are contributing to unusual fire conditions, and the potential for large and catastrophic fires exists that may be a threat to life and cause damage or destruction to homes, businesses, orchards/farmlands and natural resources.

**WHEREAS**, the potential for damage to homes and businesses, orchards/farmland and natural resources is high.

**WHEREAS**, upon consultation with the Adams County Fire Marshal; Fire Districts; the Department of Natural Resources (DNR); Department of Ecology (DOE); and, with the National Weather Service having recently issued a fire weather watch for Adams, Douglas and Grant Counties, it is hereby declared that hazardous situations exist between June and September.

**NOW THEREFORE BE IT RESOLVED AS FOLLOWS:**

**Section #1:** It is hereby declared that a hazardous situation exists and that actions involving various county and other local agencies must be taken to help alleviate threats and damages.

**Section #2:** Due to hazardous fire conditions existing in Adams County there is established a burn ban by the Commissioners on outdoor burning of combustible materials in the county.

Combustible materials may include, but are not limited to, outdoor burning of yard waste and non-emergent agricultural burning.

**Section #3:** The Adams County burn restriction does not affect fires at State or Federal campgrounds in approved devices (check for state or federal bans); agricultural burning such as the burning of field crop residue and orchard tear out residue; and, weed abatement by state or federal irrigation districts, provided the burning is permitted and conducted in accordance with the Washington Department of Ecology. (For more information on agricultural burning, contact the Adams County Fire Marshal's office, local Adams County Fire Districts and the Department of Ecology directly.)

**Section #4: Exempt Recreational Fires:**

The use of gas or charcoal fired barbecues is allowed:

The Adams County Commissioners, Adams County Fire Marshal and/or the Fire District Chief may allow a recreational fire exemption during times when outdoor burning fires are prohibited providing:

This exemption will only apply to those improved private recreational areas located within Adams County.

Recreational fires shall not be conducted within twenty five (25) feet of a structure or combustible material. Conditions which could cause a fire to spread within twenty five (25) feet of a structure or combustible material shall be eliminated prior to ignition. Recreational fires shall be no larger than three feet in diameter and shall not be associated with any debris, yard, or garden clean-up.

**Attendance:**

Open burning, camp fires, or recreational fires shall be constantly attended until the fire is completely extinguished. The attendant shall have some form of fire-extinguishing equipment such as a shovel and dirt, sand, class A fire extinguisher, water barrel, garden hose, or water truck sufficient to extinguish the fire and available for immediate use.

**Section #5: Definitions:**

**Open Burning:** The burning of materials wherein the products of combustion are emitted directly into the ambient air without passing through a stack or chimney from an enclosed chamber. Open burning does not include road flares, smudge pots and similar devices associated with safety or occupational uses typically considered open flames or recreational fires. For the purpose of this definition, a chamber shall be regarded as enclosed when, during the time combustion occurs, only apertures, ducts, stacks, flues or chimneys necessary to provide combustion air and permit the escape of exhaust gas are open.

**Recreational Fire:** An outdoor fire burning material, other than rubbish, where the fuel being burned is not contained in an incinerator; outdoor fireplace; or barbecue grill and is contained within a three (3) feet or less diameter concrete or steel ring no less than eight (8) inches in height and has a total fuel area of three (3) feet or less in diameter and two (2) feet or less in height for pleasure, religious, ceremonial, cooking, warmth or similar purposes.

**Section #6:** The Adams County Fire Marshal may grant campgrounds or special events an exemption to a burn ban upon application to the Adams County Fire Marshal and the payment of a processing fee in the amount of sixty-five dollars (\$65.00) per hour with a minimum of one (1) hour. Any exemption shall contain such conditions as the Fire Marshal and Fire District deem necessary to mitigate the concerns for extreme fire hazard. Such exemptions and conditions shall be in writing and included in the exemption permit issued by the Fire Marshal's Office. A copy of the permit shall be prominently posted at the burning site. An exemption permit issued by the Fire Marshal shall satisfy the requirements for the Fire District where the property is located.

**Section #7: Violations:**

The performance of any act prohibited by this resolution shall be considered a violation subject to the provisions of Adams County Code Title 1.16 "**General Penalty**".

1.16.010 Designated.

A. Any person violating the provisions of or failing to comply with the mandatory requirements of any ordinance of Adams County is guilty of a misdemeanor. Except in cases where a different punishment is prescribed by ordinance, any person convicted of a misdemeanor under the ordinances of Adams County shall be punished by a fine not to exceed one thousand dollars or by imprisonment not to exceed ninety days, or by both such fine and imprisonment.

B. A person is guilty of a separate offense for each and every day that a violation of any provision of the ordinances of Adams County is committed, continued or permitted by the person, and he may be punished accordingly. (Ord. O-2-91 § 1)

**Section #8:** This burn ban is effective July 1, 2019 and will continue to be enforced until official notice is made rescinding the burn ban by the Board of Commissioners for Adams County, Washington.

**Dated** this 24<sup>th</sup> day of June, 2019.

BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON  
s/John N. Marshall, Chairman  
s/Roger L. Hartwig, Vice Chairman  
s/Terrance J. Thompson, Commissioner

ATTEST:  
s/Patricia J. Phillips, CMC  
Clerk of the Board

**RESOLUTION NO. R-035-2019**

**NOTICE TO CONTRACTORS**  
**County of Adams**  
**Department of Public Works**  
**Ritzville, Washington**

**Sealed bids will be received** by Adams County at the office of the Board of County Commissioners located in the courthouse at 210 W. Broadway, Ritzville, Washington 99169, **until 10:00 a.m., Monday, July 29, 2019** and will be opened and publicly read on **July 29, 2019** at 10:00 a.m. for the following construction improvements:

**McKinney/Thacker Road Safety Project (CRP-187), M.P 2.01 to M.P 3.55 and M.P 0.00 to M.P 0.10, Bench Rd. to 500' N. of Thacker Road Int., by the reconstruction of the roadway by grading, shoulder widening, culvert replacement, resurfacing the road with crushed surfacing and an Asphalt wearing surface and other work, all in accordance with the attached Contract Plans, these Contract Provisions, and the Standard Specifications.**

All bid proposals shall be accompanied by a bid proposal deposit in cash, certified check, cashier's check or surety bond in amount equal to five percent (5%) of the amount of such bid proposal. Should the successful bidder fail to enter into such contract and furnish satisfactory performance bond within the time stated in the specifications, the bid proposal deposit shall be forfeited to the County of Adams. All checks and bonds shall be made payable to the Adams County Treasurer.

The Board of Adams County Commissioners reserves the right to reject any or all bids, to waive informalities or irregularities in the bids or in the bidding, if the best interest of Adams County will be served, or to accept

the bid, which in their opinion best serves the interest of Adams County.

Maps, plans, specifications, and proposals may be obtained from the office of the Department of Public Works, 210 W. Alder, Ritzville, Washington, 99169; phone (509) 659-3276.

Informational copies of maps, plans and specifications are on file for inspection in the office of the Adams County Engineer in Ritzville, Washington, and the chapter office of the Associated General Contractors of America in Spokane, Washington.

Adams County, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises as defined at 49 CFR Part 26 will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, national origin, or sex in consideration for an award.

**DATED** this 24<sup>th</sup> day of June, 2019.

BOARD OF COUNTY COMMISSIONERS  
ADAMS COUNTY, WASHINGTON  
s/John N. Marshall, Chairman  
s/Roger L. Hartwig, Vice-Chairman  
s/Terrance J. Thompson, Commissioner

ATTEST:  
s/Patricia J. Phillips, CMC  
Clerk of the Board