

Okanogan County Board of County Commissioners
Monday, 5/8/17 AM/PM

Present:

Jim DeTro (JD) - BOCC
Chris Branch (CB) - BOCCI
Andy Hover (AH) - BOCC
Josh Thomson (JT) - County Engineer
Gary - Roads (Public Works)
Tanya Craig (TC) - Human Resources
Maurice Goodall (MG) - Emergency Management
Perry Huston (PH) - Planning and Development/Administrative Officer
Char Schumacher (CH) - Senior Planner
Dan Higbee - Building Dept
Lanie Johns (LJ) - Clerk of Board (and trainee)
Mike Worden - Discussing Disaster Relief

Summary: Roads, slides, bridges,

9:05 - Public Works: Road closures and problem areas:

(Extensive list of roads and details on slides, bridges, etc. Went pretty fast, this does not include everything.)

JT and Gary: A few new ones. Lime Belt road muddy, local traffic only. Not new. Loup Loup Canyon not new (projects pictures on the screen of many very bad roads, mud flows, etc. Gary Loup Loup canyon has major problems. Could be a lengthy closure. Talked with a guy who went in Ruby side. 4 ft of snow on top, but could be 2 feet, whatever.

Windy Hill no major changes.
Salmon Ck road is new.

Gary - Salmon Ck road - closed at 10.3, then all the way to Conconully. Basically can re-open after today. What happened - the creek running about 70cfs there and increased to 800 down stream. Upstream there are some trees, etc - out of channel and then went down Prover road. Shows pictures. Washed out bridge abutment. Crossed again;. We dug a branch deeper to get back into creek and made a small dam to divert back to the creek. Got it back in, put in a culvert. Should get it cleared out.

Old couple live up the road. Showed garlic farm under water. Still an issue. We have put in so many pipes. 800 cfs. More than the creek channel can hold.

MG - from there on down, it's ok.

Gary - Last problem area, not much bad below that.

AH - We will keep hounding. We are probably in a 10 year cycle.

Gary - 3rd or 4th time the garlic farm has been flooded.

AH - What is the long-term problem? Keeps happening. Sustainable the way it is happening? Rhetorical question. If I'm going to complain about 153 not having big enough culverts, and we are having the same issues on our own roads, like Beaver Creek I think we need to think longer term.

Gary - Will have to work with WDFW. Our latest concerns - we are talking about a larger pipe, but....

Josh - if you (???)

AH - If we do it based on hydraulics and we adjust cost to that, and if we are going from to 12 ft arch and it is a 790,000 difference, we will ask for 70,000. (From WDFW?) A 12 ft arch good for us...they need to pony up the difference.

Mile post 9.5 off Salmon creek - Maurice shows slide with questions about the size of a culvert in the river. Josh looking into it.

Gary - Salmon Ck should be open today, not knowing the flows last Sat and Sunday. We left it closed for then. Main focus for Saturday was to save bridge abutment.

South Fish lake road. Drops down there, comes back to Sinlahekin - completely washed out. Road to boat lunch washed out. The are is over the road on the south end. Have to diverge to keep fish in the lake. I've seen this in years past, but a rare event. Shows pictures. Shows video of Sinlahekin road. Some people went around barriers then they couldn't get out. He told them he'd get them to that day, but would not come back on Sunday. They chose to leave that day.

Sinlahekin closed from Conconully to Loomis. Multiple issues, worst at Blue Lake 12.2. Completely lost road, culverts up in the air. Big flow Fri night/Sat.

Brandon, maintenance - He went out with Connie and Justin (WDFW) at Sinlahekin. Everything looked at was fixes to infrastructures, not ours. Gary Wills was there. Our take - we will do everything we can for roads, but it's on WDFW to fix the infrastructure.

JD - Problem is that (names the people) they just put 2 million \$\$ into fixing it. They wanted to go volunteer. Had excavators, etc. Justin said no. I called Jim Brown who sent Connie Iten up there and Brandon went up. They are volunteering to do it. Have not heard much back. Gary has not heard back, Randon Basin on the conversation. Talks about losing 1/2 mile of county road.

AH - That's what happened in Upper Beaver Creek. Gary says it's the Salmon Recovery group with WDFW. We lost a lot of road on Upper Beaver Ck Ck due to ..

Josh - Several imbalances due to dam They completely blocked the channel. No water coming through. Will be a problem again. Chris Johnson hired a contractor who cleared out part of the log jam. It became a full dam across the channel. Took a 90 degreeby noon we had lost only about 2 ft of our paved road. By 6 at night, we had about 2 ft left.

Gary - further down, lost 1/2 of the lane.

AH - How much is a mile of asphalt?\$333,000.

Josh - chip seal is couple of (thousand?) dollars.

AH - Wants Pub Wks to create a special project.

Branch - Asks about Salmon Recovery.

Gary - We want Salmon Recovery group to hire a contractor to fix our road. He was really on edge Friday when I was there, thinking we would hold him accountable.

AH - Talks about 100 year floods.

Josh - the dam is actually higher than the road. Not hard to tell what was going to happen there.

CB - Saying he doesn't have the full picture at this point. Wants to hear both sides of the story first.

JD - From what we know, I agree with Andy.

CB - This is a little bit of information. Need to know more. Need to talk with the people involved.

JT - Chris (Johnson?) said I already talked with engineer, and no way the dam would have done this. I don't agree.

CB - Is this just north of Balky Hill road, where it comes out of the canyon?

JT - Just below the snow plow turn around, where the new fish screen is. Full of sediment.

AH - My suggestion is to make a separate project and then we will know what it costs initially. In agreement with you to get a contractor.

Gary - We are stretched thin and trying to get into maintenance. One of the first statements from Chris (Johnson?) is that we did not engineer this. (All agree that it should have been left alone OR engineered.) Then that is their fault. He also said he wanted to zig zag pipes. If the channel had been left alone, we wouldn't even be seeing this issue. Johnson asks how we would know all the debris would get caught on the logs we put in there? Talks about another area with problems (*didn't catch it.*) Dallas reported it.

JT - There is a riprap channel. If it went 100 yards further up, wouldn't be a problem then, if they want to leave some of the debris. (not clear what area.) Would be a better solution than 6 ft culverts.

N. end Omak Lake open. More finish work to be done....lists quite a few roads (too fast to record.)

Squaw Creek - had problems crossing road. By 9 AM after work, the water had dropped 1 ft.. Not an issue right now. But the land above is moving every day. If anything, we'll continue to wash the silty material away unless a catastrophic quick slide....The trees below the road are holding it. We need to let it dry up before we can work on it, maybe September. Will need to keep an eye on it . We are managing to keep the road open for the 2 houses above.

Paradise Rd - damage, but road passable. Aeneas had to be closed again after Thurs night thunderstorm. Still too much water to see damage. 2 places are of concern because they can't go out the USFS end. Last time, took a couple of days after the event. Crews did go in and out another pipe, but it didn't work.

(Mentions another location) - open by end of day today. Has been passable through weekend.

CB - Exact location?

Gary - Closed down low. At about 2.5 , culvert with water coming down. (Shows picture.) Washed under the road, and we lost it. On steep cutback. Names off several other roads and mileages that will be taken care of soon.

N Fk Siwash, 4.5 miles - a remote primitive road. There are houses but they are not cut off. Looking into it.

(? Stream road) - still muddy, can't go int yet without tearing it up .

AH - relates a public comment that came in re this.

AH - You heard about the issue where it splits, andall nod.

Gary - Loomis -Oroville road: mudslide, 7 mile mark. Slide came down last night. Probably open now.

End of Ritz Road - Big flow, too much for piece. washed out the road.

Spritz road - minor, to be fixed within the week.

AH - Checking that all expenses are being tracked. After April 13th is not within the window of the FEMA proposed declaration. Hoping they will extend the window but do not know at this point.

Maurice - Talks about the dates.

Josh - the culvert washouts that are happening now need to be tied back into that...or new rain-storm.

Gary - Tree hung up on Tonasket Bridge - give a couple of days to see if it dislodges, then go in if it is collecting more debris.

Rock Pits for Purchase

DeTro - "I brought these guys up to speed ." Gary went on a tour and looked at 4 pits, Chesaw Oroville, (?), and Malott. There is an opportunity to purchase those. I have talked since to the owner and he says he gave us a price that is reasonable. He is willing to take 1/2 now and split the other half over next 2 years.

AH - We are in need of pits?

Gary - trying to find shoulder material, but this is more for crushing for road maintenance. Longevity - current pits 0 if available now, not even 20 years down the road we will need some. The Oroville pit would function for 100 years. We are trying to get prices for materials vs glacial pit site. Shooting it will cost a little more. I believe the material is better. Trying to figure out cost per yard to manufacture material from this site. I would say ...

CB - You can use for a variety of things, granite, retro -

Josh- Just about over. Not big enough rock.

Gary - All the pits have CUP's currently. Nice. Omak pit only one permitted. But not spending the \$\$ right now for permits because he is not using. If I were looking or prioritizing that here is a pit we could do without, the Omak would be the one. Need to work in Green acres.As a necessity, Oroville is priority #1 (will service both Tonasket and (?), plus a long-term new shop there. Scales, power. water already there. Sand piles could be there.) Tonasket shop would be tough to move. Ineffective for rapid response.

Josh - wants to see the numbers in re cost.

CB - Points out rip rap could be obtained also.

Gary - Mallot pit - shot rock there is massive. Too big for most things.

JD - points out some of the rock for Loup coming from there.

AH - This is a good opportunity.

JD - Chesaw - 2 wells up there. We have to go to valley floor to get water.

Gary - can get both shot rock and glacial. I wasn't impressed with the glacial material. Not the best.

JD - brings up Kinross Road.

Josh - Still have the need...talks about shale type rock in another location, fills needs the others don't with sahel, etc.

Gary - We are at point that we need to think 10-20 years forward for pits that will serve Brewster and Methow. Shouldering plus the crushing side of things. Over last 20-30 years, our resources are drying up and we will need to spend money.

CB - Clarifies that cost needs to be investigated, and priorities laid out.

Gary - Has asked for prices...DeTro reads off the prices the landowner wants.

Gary - so 375 for Oroville? he told me 270....back and both debate on prices. To me the Omak pit was not as critical - talks about advantages of the various pits.

AH - Asks for 15 min Exec Session with Tanya Craig re contract negotiations.

Maurice - shows slides of Loup road with water on road on bridge. Water escaped 150 feet toward creek. Gave folks sandbags (shows picture of trailer park, houses that were damaged. Same surge as Conconully. Not clear where the area is. All private property, but they thought we should be assisting them. Explained it was private property.

CV - Points out this was build on the alluvial area of Tonasket creek. Will continue to be a problem.

Maurice shows the property owned by Colvilles.

Maurice shows pictures. The private folks were pretty hot.

DeTro - Interesting scenario - all neighborhood people in Conconully got together and fixed it but here were new people over it - expect us to fix it.

AH - that is the problem....we are responsible for the right of way, but if we have water coming down from wherever, it is not our responsibility.

Pictures - CB explains an area that flooded a year or two after it was built. Not a good place to build. Bound to happen,. That's where the stream wants to go.

9:50 - (Closed) Executive session. Contract Negotiations (Union) AH - 15 minutes.

10:05 - All three return.

Veterans' Services close- down in Tonasket

JD - Talks of problems for vets who cannot hear well. It turned into not a very good situation. (*Referring to a recent public meeting on veterans' services, covered in the Chronicle.*)

CB - They were primed before they got there.

DT - What it amounts to: The hospital doesn't recoup costs on ...they wanted 8601 and they got 68 or 69. that is the reason the hospital wants to shut down. other reasons there are shut-downs all over the nation is they are trying to get rid of the (?) in the VA. They did not get the idea of the Choice program. Everyone was just up in arms about closing. They will have 852 in its own hospital, but the hospital gets that \$\$ every single month regardless if those folks come in. Eric is going to get the hospital to sit down andanyway - they are going to try and re-negotiate the letters I just got ...He's the guy(*didn't catch this*) It is not all cast in stone.

CB - what is Martins doing in there?

DT - Letter is signed by him Basically what it says, Eric told me - I talked to the hospital. They are still willing to sit down and discuss this to see if there is another avenue. It's too ...too bad the meeting got off on the wrong foot. A misunderstanding.

CB - Sometimes good to have an opportunity to do your griping and then move on. So the Viet Nam era, etc are moving through the system now. What will their usage be when they are 70, 80 years old?

AG - Mentions other people involved.

CB - Marcus - He jumps right in the middle of everything before fully informed. He was looking for something to do.

DT - This is what it says (reads from minutes of meeting?) They told those guys too that they are making good faith effort that it will be uninterrupted service. If you have an apt 30-40 days out, they still have their appointment.

USFS Letters re Grazing

AH - How did meeting with Spears go?

DT - Not so well. They backed up on Haeberle's, whose nephew did a good job with powerpoint. Had 2 points on Haeberle's utilized

AH - So USFS were monitoring on DNR land?

DT - Same thing happened with Jerry Schulz. 2 monitoring sites off of his allotment on Salmon Meadows Campground. Happening all over. People getting letters for overgrazing when they didn't have any cattle on the permit.

DT - Agent couldn't tell them what color ear tags, or anything - but said he saw cows on the area. But the rancher had no cows out there - still got letter for overgrazing.

Told Jerry Schulz that he was noncompliant, but they were Jones's cows - white. Charolais. We are staying it is gross negligence in their part.

Like Spears, his own allotment is 30-120 miles down to Outlaw corrals on Cougar. (*Draws for other BOCC as to the arrangements*) They were all either right beside the road, a salt ground, or water development. This is where they were monitoring for grazing. Will Kellar got the manual and told them they were out of compliance on their own management policies. They didn't monitor anywhere else on the permit. But Reidy said we can't go out now. After Kellar, I, and Spears... if you are in compliance this year, we will put a letter in your file this year saying that the problem has been rectified.

Another range tech is coming soon. USF says they will go out WITH the permit holder. The people doing the monitoring this year will be the range tech..... one of the 2 USFS employees

will be permanent employees. Kind of strange. When Newhouse tries to call the USFS supervisor and the guy will not return the call for over a week, that is (shakes head.)

AH - talks about people having an issue with a permittee. I'm going to go out and take a look. We were talking about the fact that USFS has given out 25 letters. That seems weird to me. If it had been 5 or 6.....

DT - At Grizzly meeting said all the rest are going to get a letter next year.

CD - Only thing I can say is that if they have been talking over the years, maybe they are going back to past years and saying we are going to catch up.

AH - That's to the way you manage.

DT - Someone told (someone in authority.) them they were outside of own property, outside of your own manual, and the monitoring method is unacceptable.

CB - If agenda like USFS is locally doing own projects (*I didn't get it.*)

DT - Keller has a lot of experience, and he is telling them.

CB - Under WDFW , several professionals would have to go so that only one person is not making the judgment call.

DT - Range tech and permittee together are supposed to both agree.

CB - If you have DNR and USFS close to each other, why not....

DT - With Haeberle - Schulz and them met with NRSCS, USFS, and DNR - he was questioning where USFS got the info. He says that everything on DNR land is perfect.

AH - This is because DNR has to nor everything. And uses is more mult-use, and more and more directed toward recreation.

Budget and LTAC

LJ - Presents the transaction report, which lists all of the vouchers. All details on right hand side for all the expenses. On left hand side are the funds numbers, showing dept that has paid for them.

AH - LTAC - New meeting this Friday. Going to start the new process ...having a workshop meeting, then workshop to help people streamline the application process. Go through it, showing them what we want. They made a recommendation to extend the DMO's contract for a year. I agree with because the DMO should be a multi-year contract so they can.

DT - If they didn't at this juncture , if the DMO contract does not get rolled over..they have posters, all kinds of stuff in motion - would have done more damage....

LJ - an issue of extending into 2018 because we still need an application for 2018 amount

AH - We can roll over the contract, but still need a simplified application for \$\$ But instead of a full request for a DMO, it gets simplified down to a 2-page application.

LJ - Yes, nice and compact.

AH - In 2018, we should go out for a 3-year contract. Keep the process correct and fair, and tri-section into this.

CB - DMO needs predictability. I told tourism council that I'd get out of the business. Just volunteers. ...(*can't follow. Hard to hear.*) I would have said we are not going to do this anymore and why doesn't the county create their own tourism...

AH - Did you ...Intellectual property?

LJ - They wanted to know if the county was ok with providing an nonexclusive right to intellectual property...

DT - There is a conflict there. KOMW has been using...are they saying they won it? No, they don't.

CB - Not sure about KOMW music - did they ask to use it (*can't follow.*)

AH - That has been an ongoing deal - the whole contact thing. LTAC's role in the contract..... They actually DO NOT have a role in the contract. They recommend the \$\$ to the county. We are the ones who have to deal with the contract lawfully, and a good framework to provide for all applicants. E-mails from LTAC members - they are not too happy with the contract, etc. But that is not their role. But I would love to extend the current DMO's contract without going out with an RFQ...but they should submit an application for funding like they always have, for 2018. In May of 2018, we would go you for full-blown RFQ and anyone who wants to apply for the DMO for a 3- year contract.

CB -I second the motion (after thought.) This is for me for the time being type of a thing.

AH - Absolutely. Right now, we are in submittals. We don't want them to need to do a RFQ.

Passed.

CB - We need to spend some time getting this into our minds ant think about it. If you are a DMO contestant, you can be a for-profit organization. Some of them do good work. I think about this - pedictability, longevity. if you switch around, your product will go downhill. If you have a nonprofit creating itself.. change is good, but if the nonprofit was created to do this work, there is no reason for it to exist. Why would a bunch of volunteers want to compete for the DMO unless it is a territorial issue rather than meeting goals?

AH - So it is the marketing organization for the county. In my opinion, every so often, it 3 years, 5 years, or so, people need to evaluate what they are doing.

CB - I get that. Might not be bad at all. This organization was formed of folks doing business in Okanogan county, and others. If you are in a mode to compete, I'd think you would be a for-profit organization.

AH - We have around 170,000 last year. There is money that is being...people are being paid for some of the service.

CB - But volunteers are volunteers - not getting paid for everything. There are systems that are coming through...just throwing this out...discussion...another is that I know of some good for-profit organizations that could step in to apply for DMO. They have a profit motive, which might be better. If they compete for that DMO., so are saying what we want.

CB - But OCTC contracts with Earth and Sky, which IS for-profit. You say the OCTC is volunteer - how much of the leg work are they doing as opposed to the contractors, who are being paid?

AH - Wants them to put forth an effort to show what they (*are changing?*)

CB - I just want to say it could be a FOR PROFIT organization. (*Names an organization - can't hear - a Canadian organization.*) They can come in and say they want to be the DMO. Earth and Sky is one of those...but.

LJ - Only nonprofits are allowed....some confusion between AH, CB, LJ -

CB - says there is something wrong with this situation. The nonprofits come in , and then they hire someone else to do the work. They pass through the nonprofit to the for-profits. If nonprofits can only apply...(*No one is sure.*) We should look not it even more. The thing that concerns me is that this is a nonprofit, volunteers, but eventually it gets to be that there are more and more demands for a volunteer.....just a pass-through. Why not have for-profit?

LJ - Reads an RCW. ... a complex description of something (LTAC?)

AH - I agree we need to look at it more. I was talking with Albert. Re the DMO - different ways to focus money into the tourism. The marketing organization is the vehicle to distribute the \$\$ in a certain way. So OCTC hires Earth and Sky to do publishing, etc. They could employ someone to do a market ing study. And then they'd have to contact with someone else. While it is great that why volunteer, still need a benchmark. If I went out a and found a guy to do a market study and he is my brother in law, etc....ORWe went out and did a request for 5 different companies to make us a bid for (?) analysis. We went to this contractor and it was so much. Total difference in accountability. That's what I mean when you go to the 3 years.....

CB - Realistic benchmarks are necessary. I call it a gauge. We are looking at the auger to see what has changed.

AH - there is some stuff - can you quantify the heads and beds?

CB - You can quantify how much \$\$ comes in for tourism.

AH - You are right. Not now , tourism is a sector they will keep track of , so we can track it.

LTAC - Lodging Tax

Conversation goes to Lodging Tax.

CB In this system, in state of WA, they have to report this stuff. If everyone claims all the tourists, they are being counted twice. Our system is flawed It is creating this accountability, but it is not accurate. We are plugging away, trying to account for it. We are asking....are they being accountable, is this what is supposed to be? I can say they have done whatever they could....ever since my 20 years of involvement, there is this concept that the Methow Valley is vaped for tourism.

AH - when I hear that, I say (*in the committee meetings*) we put a lot more \$\$ into the lodging tax. They say, we can get a bigger return on investments put in here (gestures.) Municipalities are collecting lodging tax. In the Methow, we are all in the county. So the lodging tax should be viewed as one to better Okanogan County's tourism in general..

CB- Yes. Whether or not you are being fair with north county, that's another story. That's where the rub comes.

AH - I will say - there has always been a rub with the Fairgrounds getting the money. I went down the list, and 3 of the applicants who received LTAC ASC money were using the fairgrounds for their use. If the LTAC....then the fairgrounds are supporting these venture. You have to put in \$\$ for the infrastructure that is supporting people.

CB - RV park. Are people coming for fair and staying in motels?

AH - that is in a municipality. They are coming and staying in motels...our RV park is the thing we can....

CB - If they are staying in motels in cities and they are full, you have to go somewhere else. It goes back and forth. All that rub that keeps going on.....Oroville I worked for 20 years. Everyone says that's the end of the line, but it's the beginning of the line from Canada. But otherwise, at the end of the line. Selling the Methow - if you show pictures of the Methow and advertise Okanogan County, it's fine with me. The reason a lot of people came here because of that. If they are coming and staying...we have to be really careful of the interests" ..One of our most productive people is from Coulee Dam. (*Goes too fast to follow.*) DMO stuff - I worked in tourism council for 15 years before I even knew what a DMO was. If someone comes over from a non-profit just because they come in from an area of the county, we have trouble.

AH - Continuity is great, but we need benchmark.

CV - let's be sure they are measurable.

LJ - MRSC website - allowable uses - one exception that was made in HB 1253 - sunset clause, which also listed some listed uses unchanged. Sum total of cranes except spending lodge tax,

etc..owned by nonprofit organization. As a result, can still find funds on tourism promotion, etc. For operating expenses, tourism related facilities owns or operated by non—profits. Cities and counties not specifically mentioned. DO NOT say the only nonprofits can (?)

CB - DMO's.... for example, the Tourism council - all they do is promotion...

Note taker lost track of this complex conversation.

CB - The reason all the accountability stuff came up, is that there were interest that wanted to take all the lodging tax themselves and do all this themselves. There are some pretty sophisticated DMO's. You have a system today that may or may not be validated. If tourism Council is s volunteer group and DMO's are committing for \$\$ - names some options.

LJ agrees.

CB - sometimes it makes me wonder if the Tourism Council system we use is now outdated? When these changes took place, people that were volunteering were wondering "what's with all this?" Do I want to spend my time doing this or not? They are not getting paid anything . I have no problem with accountability.

LJ - But there has to be an application.

AH - Funding may change . Their ask might change. LTAC has talked about county-wide tourism evaluation. To create a county-wide tourism Plan

CB - should have been done a long time ago.

AH - Need a contractor. The DMO could ask for the the \$\$ to get a contractor to do the plan. So with the annual operation amt, they could ask for anotherto do this.

CB - Let's let it rest here - think about their motivation. A nonprofit like OCTC. Does this organization already have staff? Think about those concepts . When the system we now have became confusing...why are we volunteering to do this? Take the board members and see what they do for a living. What is there motivation to come here and do this???

AH..I understand now.....

CB/AH agree to think about it.

E-mail regarding legislature

CB - Did you get email from Mike (?) it was cc'd . I thought he was ok with what he was doing....Did you catch that, Jim? Mike's communication through the legislature? Some conversation re his reason for being here. Read- speaking to our lobbyists. From him to???(CB still looking for message.) I think it's because I am on the legislatvie steering commitee. (*Still looking for e-mail message.*)

JD - Wow. That's not good.

AH - What was that?

JD - We originally got 8.5 million for emergency communications after fires. We used half of the funds, but...reading fast..... if they do that, this will upset the whole apple cart he (Maurice?) has in the works. BOCC all discussing an e-mail they are looking at.

CB - We can put a little more of a (?) in there, talking with Zach and Jim (*lobbyists.*) They said there would not be much going on for a little while.

Misc. affairs

11:07 - All looking through e-mail. Muffled comments.

11:08 - DeTro leaves.

AH leaves 11:10

Branch reading e-mail.

Lanie still here. Trainee leaves. Comes in and out.

AH - talks about hauling fertilizer with Branch, and length of trip. location of AH farm. Are you going to the WSAC's general meeting at Sun Mtn. lodge?

AH - didn't know about it.

CB - 2 1/2 days.

CB - I may make it over there for some of it.

AH - I live right below, shouldn't need a place to stay. How did you know?

CB - I think I got a notice. May 10-12. I'll send you this message.

AH and CB reading e-mails, etc.

CB - They have a board vacancy. they vacated VP position. I would imagine someone from this side would go to that.

AH - asks about Shelley someone (Short?)

CB - She got some other position near and dear to her heart. These folks know each other so well, they expect people to know what is going on. She was a good rep from this region.

AH - confers with Lanie.

Upper Columbia, Salmon Recovery

AH - discusses reimbursement for attending Upper Columbia activities, transportation, etc. Branch signing his agreement. I only stayed one night at Salmon Recovery. It was for applicants for salmon recovery. Was able to talk with Connie while I was there about passage of Whitestone Creek. from culvert to arch will be about 70,000. I asked her to re-engineer because it's not high priority, just trout. She said she would.

CB - Some of the roads damage stuff. We should actually, for our own purposes, we should ID projects around here that have recovery element, and then come in with proposals.

AH - that is exactly what I thought. The only thing is ...I don't know who would do it. An organization like Trout Unlimited will put together a proposal and take it to the Upper Columbia staff. Goes through vetting process with the group that's up here.. Don't know who..

CB - that is the issue that comes up. Like the streams we look at today....talks for two creeks. Tonasket CK as well who will apply for funding? 4-5 funding possibilities. Oroville - looked at bridges, etc.

AH - am definitely not anti-project. I know a contractor in the Methow, and they are making a lot of money being able to sustain large business. But the caveat is..(conversaion ends)

Lanie interrupts. What are your calendars like this week?

This week's schedule:

AH - Will be over here and negotiaton meeting with Tanya, Ben, and ? Fair Advisory committee too. Friday here all day for ? application.

LJ - isn't that the 19th?

AH you are correct. I will still be here on Friday - we have a solid date contact negotiation call day Friday.

CB - the afternoon aging/health care. in Wenatchee 2 hours there, two back. Wed - Chelan ? district. Will be back through on Wed afternoon. WSAC Board of Directors - will try to catch some of that Wed, Thurs, Fri. starts at 5 on Wednesday. All day Thurs, and Friday.

JD- Wed, 17th Olympia. This week, meeting with individuals Marijuana stuff. will be up in that area.

AH - I was thinking about this. The state can , not sure how it works. Huston and I discussing. The state could ...??

(PH approaches) permit fees...we have to ask the state to allow for an additional tax revenue re a permit fees?

PH - all taxing authorities up to state except ___ Licenses, permit fees

TC - all you can change is enough to cover costs. You can (names a number of things) There is a ceiling. Fee for marijuana license - you have to create one...

AH - growing license.

PH - All you can change is the fees required for that process.

CB - Which is a permit.

AH - We don't have authority, but we can petition the state?

PH - yes.

AH - We only generate \$12,000 per year for the things we put up with. Growing only.

PH - That is the portion of the fee that the state collects, returned to the counties.

CB - it's for retail, not growing.

PH - not , I believe the sales tax on retail is folded into the rest of the retail.

CB - ask for info on growing/permitting operations.

11:15 -Mike Worden, Disaster Recovery Funds, enters.

11:35 - Mike Worden - Disaster Relief

After '14 fire, county got that biennium office is closing, so use of those funds is the issue. In Feb, I wrote letter saying I need more time re the '15 fire, contacting, set up ,etc. I told them I had 950,000 unused funds. In Senate budget...in House budget.....interesting thing is that the Senate dude is the one that has passed for 1.8 million and gone forward. That wouldwhat-ever number adds up 1.8 or 950, that is a new contract. Not bad news.

PH - interjects: Mike and I chatted and I suggested he get the contract info for the lobbyist.

Mike - I got the appropriate contact. 10 protect he funds that we need. cc'd Chris Branch. Working on that, the balance we have correctly: 1. A bid going out now on snow cat, which will maintain maintenance window. State contract lots are vacant.... 2 state bids on trailer. Other things that will establish our ability to maintain.

Returning to project costs: I anticipate there will be funds beyond what the project looked at. I'd like to point this toward designing a _____center - and actual architectural plan.

AH - Central Services has talked about...we have several different things....

PH - attempts to insert....., but Worden speaks.

MW - I need space. No real good space. Original idea has been for a dispatch, IT, EOC auditorium space.

PH - previous board made a bubble chart laying out those spaces and operations that would lend themselves to this.

MW - Don't go far, we were pretty busy, kind of wildly guessing.. Re buildings for purpose - should I be making decisions on my own, or coordinating with someone?

PH - Bubble chart is where you start. (Question:

AH - The other thing too - if you find counties that are similar to us, or municipalities, find out amounts of funding, e tc. so you have the idea of the space others have...

MW - Kitsap county, names another county - know a lot of this. Other counties - the research has been going on. I don't want to just follow what the architect says. Have been doing this all along.

I think we need a center. Am I right? or am I just getting big ideas?

PH - It involves my GIS department, (*names out other things too*), a spot for Mike. (*Huston seems to be in charge.*) Security, technical support important items. Central Services always riding the edge on equipment pool. There was that baseline of work that Mike had done. May want to run the new commissioners through it. Grants are notoriously difficult to find. Gives advice as to how to find funding.

Mike - Looks like an opportunity - next tamer piece is designing that facility and firming that up, then looking for funding. Update on funds - we will see what happens with budget

CB - Is that defined?

MW - I sent letter to lobbyists and referenced the page the current language is on in the draft budget -

AH - (*Mentions something that could be found out when CB goes "over there" - presumably to Olympia.*)

PH - Talks about reconciling the budget.

MW - If we do not get the larger number, will just get the project. Isn't a lot of space for other stuff.

MW - This all takes time, squeezing it in. June 30th - final report to state, end of July. Brief review of the process. Trying to jam in as much as we can.

11:45 - PH, MW leave. CB leaves. Meeting appears to end.

1:35 PLANNING UPDATE - PERRY HUSTON.

OCC Title 20 -Update.

Huston presentation of his proposed “Plan B,” an Interim Control Ordinance, as initiated during May 1st Planning Update before Commissioners. Tunk Valley appears as a Water Availability Study Area. HUC terminology appears (Hydrologic Unit Code.) Moratoriums vs. Interim Control Ordinance are addressed.

(Explanation: Huston launches into a review of a document he has prepared for commissioners, referred to as both a “Plan B” and a “White Paper” for Commissioners’ consideration during 5/1/17 BOCC meeting. However, see Hover/Huston interaction in bold below - the fact that it is called an “Interim Control Ordinance” now during the current meeting, pretty much presumes that it will be adopted.) The text is projected on the large screen, read through fairly quickly with questions from Commissioners. Audience does not have copy.)

Moratorium vs. Interim Control Ordinance

PH: There are areas where there is either info or lack of info showing problems with water availability. One area is upper/lower Tunk Creek. Trying to frame the potential - essentially a kind of low-grading land _____. (*Loud noise interfered with hearing.*)

Rather than a moratorium that is problematic -moratoria do not work well - interim controls are easier to administer. (*Huston opinion*) Gives you the platform that launches into whether you do or do not go into an application.

AH - Are we talking subdivisions or not?

PH - In this case, we have addressed that, but there will later be opportunities to “taylor” that.

PH - Whatcom’s Hirst was essentially a planning case. Huston quotes from what appears to be County Code and state statutes, by number only:

19.27.097 Section 2 - “shall NOT apply.”

58.17.110 - Requires that Beardslee or I have to determine. It is the banner under which we are determining that water physically and legally available for subdivision /building permits.

WRIA 49 Upper and lower Tunk Creek as a Water Availability Study Area

HUC (*Hydrologic Unit Code*) 12

Well logs -Lower Tunk Creek 20 on file, Upper Tunk Creek - 137 logs

PH - Don't know which are being used or whatever.

AH - 1976 - The year Instream flow rules were adopted for Both 48 and 49. Wells that are pre-existing 1976 are senior to the instream flow.

PH - permit exempt wells do not require water right, but first in time, first in right. You have a right to what was put to beneficial use as a senior water right to later rights.

Total Parcels in Upper and lower Tunk Creek HUC (Hydrologic Unit Code) #12

Total parcels:

685 parcels

601 private .

57 state

17 tribal

1 county

9 federal

Minimum requirement district - in Colville Reservation

AH - if they (Reservation) have a more restrictive zoning requirement than our minimum requirement, does theirs trump ours?

PH - not trump, but we take it into account.

Developed/Undeveloped/Size

176 private developed parcels (some level of devel)

425 Privately Undeveloped parcels (no devel)

207 Over 20A

7 parcels with Conservation Easements.

Water usage equivalents -

Huston gave amounts from Wikipedia

RCW 90.44.050: gives gallons per day.

230 gallons per day average for house and stock (Aspect Study, per Huston)

Huston advice: If commissioners were inclined, advises to adopt an interim control rather than a moratorium. Moratorium stops everything you want to stop until you decide.

RCW 36.70.795 Steps: Moratorium, Interim zoning controls, Public hearing -with limitation on length

AH - Moratorium stops until you know what you want. **Interim zoning controls - seems like you are going one step further, going to interim control with the assumption that you are going to adopt it.**

PH - Interim control presupposes that you have an idea as to what the “final Instrument” will look like.

CB - Sometimes it will be more restrictive, just because you are being conservative.

PH - Once Comp Plan was adopted, did interim zoning. In that case, the interim proposal was the one that went out.

OCC 17A.400 Overlays- Water Availability Study Areas.

What I've done is create a new code section in the place of Title 17A.500

This section will cross tie to the Subdivision code - Title 16.040.100

A. 17A.400.120 Special Provisions.

Have suggested we follow the boundaries of...cover letter.

Info regarding water supply is all tied to permit event wells. not getting into the world of water rights. That is still water conservancy board.

B. Boundaries - the boundary of a water availability study area adopted pursuant to this chapter. In areas where you want to put in the interim control, you follow the watershed boundary. Huston states he sees this as being defensible.

“I chose the language for certain reason - no application will be accepted within an overlay zone except for:

- 1) Public purpose segregations for which no potable water supply is required.
- 2) Divisions made by (?) provisions, or the laws in accordance with RCW 58.17.040
- 3) Divisions made for purposes of separating land on which a residential structure(s) currently exists to allow the recording of covenants, conditions, and restriction or a conservation easement which prevents the construction of new residences on the parcel created through the land vision process.
- 4) Divisions made where potable water supplies apply will be provided by a water right approved for such purposes by the department of Ecology and/or the Okanogon County Water Conservancy Board.

(Clarified to note taker later - anyone can apply, saying they are going to buy a water right. They could then have 5 years to do so. I did not ask about extensions of the 5 years.)

AH - Going through this - we have talked about water banking/water trust. Is there any relevance to adding any

PH - # 4 could be expanded to include water banks, etc.

AH and CB - doesn't hurt to add that language. (*Sounded as if BOCC had decided to possibly even approve today.*)

AH , PH - Theoretically person in Tunk could buy a water right originating somewhere else in the WRIA.

CB - The overlay for water availability - we would hope that you have the actual information.

PH - I don't see a down side for creating water bank language.

CB, AH both seem to agree.

PH - The overlay can go away once you establish more data.

D. Building permits

1) Does not propose to use a permit exempt well as defined in RCW 20.44.050 as source of potable water

CB - The purpose of this is to not establish more exempt lots?

PH - hesitates, then says " that would be the effect."

AH - these are all in 5's and 20's?

PH - No, we didn't analyze what we can do on parcels, what zoning certain parcels lie in, etc.

AH - Could anything have already been done in less than 5 acres?

Char (planning staff) - This area was previously in the minimum requirement district, so there could be quite a few.

PH - If you did planned development you could do additional lots.

CB - provision for mobile home parks, etc. are ok ?

PH - yes - I would have to double check the code. We want to get away from the binding site plan, so ...I'm flying with a hood on now and have to double check

E. 2-year Review. Shall expire 2 years after the date of adoption unless reviewed by ordinance or legislature, authority of Ok County.

AH - Is this 2 sub basins? Talking about Upper and Lower Tunk.

PH - HUC - Hydrologic Unicode. Everything in County is in HUC 12.

AH - Since we are going into 2 sub basins, Upper and lower Tunk, Where are we going to get the studies? Employ a consultant?

CB: Do not create any new lots before you know. Otherwise, everyone tries to subdivide.

CB - Aren't these basins closed?

PH - The wording is tricky for closed basin. As opposed to the method, which lays out the closed basins. You could assume in 49 they are either all closed or none are closed. We have been saying that if well logs show hydrologic continuity, probably have to consider denying application.

You have some other tools - could get into groundwater management areas. Could be something you consider. Could look at groundwater management areas, come up with \$\$ to do studies. Could readjust zoning. A number of approaches you could adopt after doing an overlay. Branch's point if you adopt interim controls, you could create more lots. AH and CB frowning.

The molasses and sulphur. if you conclude that some level of building permit activity could be supported, could work with Ecy so that they would not go through the Title 20 process.

There you have it, Commissioners. What would you like to do?

CB - My interest is this: If you have a basin that is closed, you will find out with your building permits. You will be having these popping up. You have to deal with it, but do you want to really create more lots? You have one application in the Tunk Basin?

PH - We have approved two, one in particular. (*Unclear what the meaning of this is.*)

CS (Char Schumacher, Senior Planner) - Says only one was approved. The Short Plat that went to a hearing was out of Riverside.

CB - In that case, anyway - a closed basin - you counted lots, etc. when you get in a situation where you are deciding to lower the threshold of 5,000 to some other level, I'm concerned. You have some large fires in that area .

PH - Yes, enforcement will emerge as an effort.

CB - In view of the fact that we are just understanding this - why would you want to create more lots in this situation?

PH - The final decision would rest with you.

CB - The zoning was done before Hirst.

AH - The goal is to try to establish if there is either enough water to supply the current amount of lots or to establish that there is not enough water for current amount of lots - or if there is enough to support even more lots. So this is like a test be. We are going to restrict it to a small amount of area to conserve resources.

CB - Part of it is this: If you are not sure what you are going to get out of it, why would you want to create more lots?

AH - If we are going to do this, there has to be a plan in place. We have this 2 year time slot. In the two years we have to have something t show. We have established there is not enough water - or that we found that hypothetically.....

CB - Let me put it this way - this is not the door to (*Inaudible.*) I think that if you have an interim control in place, isn't it under the control of state statutes? So in 6 months you have to do it again.

PH - Within 60 days you have to have a decision. As part of that, ink order to put any kind of permanent control in, you have to remand to Planning Commission.

CB - When you use the M word, if start renewing every 6 months, yo have a roaming moratorium, which is frowned upon.

PH - There have been a number of cases, successfully litigated, where the cities keep rolling them over and over and they go to court and lose. Ion this case, yo do interim control and then roll into the review process. The first 6 months....you have 6 months to work all that out. You can extend it, if you are in review process.

AH - You have 6 months to come up with your control? I'm trying to figure out why we are doing this....we are trying to figure out water availability . How does that get done?

PH - Here, we are adopting the text that allows you to develop a water availability study. In my opinion, each water availability study area will have different considerations. Changing zoning may or may not help, deciding on size of lots. in terms of determining water availability, that's different. There is not even an in stream flow rule in WIRA 49.

AH - Say we adopted a text. Are we adopting the Interim Controls at the same time?

PH - What I have shown you is the authority. Then you have a subsequent action.....

CB - I look at it in this odd sort of way: right now we have a water study going on. Right now. Based on every exempt application that comes in. You will run into something different every time. As we progress, and say this basin is closed, but we are going to do exempt wells....

AH - There can be flaws in these things. And I will use my own creek that runs through Wolf Ck. The minimum instream flow in Wolf is 8CFS. I know from a fish biologist that bfs surpasses what the fish need. But that is the minimum in stream flow so Wolf Ck is closed to further appropriations. But how do we say it is scientifically impacting the flow? We were talking 2 weeks ago where the county and 2 hydrologists that were in conflict with each other in Snohomish. I want to make sure. I see the merits to this 100% .But I want to be sure we are not doing the same thing as airway heights - the rolling moratorium.

CB - They drilled really big wells and affected others. The issue with 2 hydrologists(states something about disagreement with all the hydrologists in this world.)

ted Tunk, and we do not have an idea of the impact of those. The expectation

AH - I don't want it to be that we are going to do it and let the chips fall where they may.

CB - That is not my business, letting the chips fall where they may. What I am saying if we are not certain in this basin and we have a big application, let's not create any more lots until we know. continue with what we are doing now. Look at each application. If there is this much uncertainty, back off big. There are a plenty of exempt lots created in Tunk, and we do not have an idea of the impact of those. The expectation now is that if you guy a lot, you cannot expect that you are going to have water.

JD - Same as with the marijuana growers. They think they are vested when they buy property.

CB - I'm going to hope the marijuana thing isn't the sameall chuckle.

JD - Tonasket homestead - Same prime example. I could have told them when they applied for subdivision that there is no water there. My cousin's family have owned it for 5 generations. A developer came in and subdivided.

CB - To Detro: If you were the Commissioner making the decision and you knew there was no water - if you knew that, I am going to guess that you would not approve.

JD - There is so much ambiguity and it is so complex. Campbell Gwinn, First - Goals to stifle development. We have our own example here at the courthouse of what hydrologists say (*referring the failure to find water for courthouse heating project.*)

AH - I will go on record as saying that water is a finite resource. you will at some point run out.

JD - Water isn't where you want it to be, water is where you find it.

AH (To DeTRo) What do you think?

JD - the concept is something we need to think about.

AH - We are not thinking about permanent regulation.

CB - The downside?

JD - Right now, we have a lot of stuff on our plate that needs to be addressed, and if we go into the same situation with floods that we did with fires, we may be shoved into a hole because we can't get it done.

CB - If we don't do what we are supposed to do in the short time we have? If we are going down the freeway too fast, in the off ramps? Not sure, If this was close to the end of the term, we'd be saying we'll get us out of office and...when faced with substantial questions about water being available and we have a USFS study and a closed basin - I say, maybe we should take a look at that.

PH - Two options: Adopt text. Escape route is that actual designation to the study area. You could adopt the study area. That is your tool. If at some point you realize we are not getting anywhere, you repeal the ordinance adopting the study area.

JD - Do we at any point in this whole discussion bring in the Water Conservancy Board?

PH - They do not deal with permit exempt wells. They are in the front line for water rights and will be a central player in water banking. I've said this before, but we are not going to get anything out of Olympia. All efforts are attempting to teach permits with exempt wells, etc. That is not what changed the dynamic in Kittitas. It was when senior water rights holders jumped into the arena. The debate about water had been going on since 1977. What changed was when the water rights owners said you are affecting my water. Olympia is not addressing anything that will cure that. The legislature will not pick it up. One thing that brought this up now is the concerns of a senior water rights holder.

If you wish to move ahead, direct me to adopt two ordinances - putting this into Title 20, then adopting the Water Study Area. Set date for a public hearing, etc.

Timeline: First thing is a public hearing.

CB - The motion was to adopt the overlay. We already have a process.

PH - I can write an ordinance.

-

CB - This is at risk. I move that.....

DT - The motion is to direct him to prepare enabling documents. I will come back tomorrow morning. (Note taker unclear as to whether Branch is making the motion or Huston or DeTro is dictating the motion.)

CB - Moves that Perry adopt the enabling documents and present it . (Note taker unclear as to what transpired to change the motion from adoption of overlay as Branch proposed to enabling documents for the process.)

Seconded and passed.

(CB?) _And on the issue of someone coming in here....what will drive that action in Tunk Basin? It will drive this action.)

AH - I wanted to make sure that everything was spelled out and this would be a plan.

PH - I will prepare the documents and have them on your desk when I arrive in the morning.

NOTE: THE THREE DOCUMENTS REFERRED TO ABOVE ARE INCLUDED SEPARATELY:

*OCC 17A.400.Overlays.WaterAvailabilityStudyArea

*Ordinance.Interim17A400.WaterAvailabilityArea (Without Tunk)

*Ordinance.WaterAvailabilityArea.UpperLowerTunk.050817 (3)

Remainder of issues:

Time does not permit the posting of notes from the below issues. They may be posted at a later time. For now, here are summaries:

Fair grounds - Rental agreements needed; insurance discussed for rentals, especially if alcohol is involved; portable bleachers considered as a possible option, due to finances and impending deadline for completion under current grant (end of June.)

Cannabis: Concluding summary

PHPH - There has still been no CUP created. all of the problems are with the pre-existing ones. Mostly in proximity to a rural residential enclave. Some in the middle of nowhere, and no problems. some had no problems to begin with, but as the readjust they are too close to certain

homes, etc. also, now they are operating on permit exempt wells. Is it even consistent with in stream flow rule? Processing/extracting licensing discussed.

Chris Johnson: (*Mr. Johnson appeared regarding the flooding event on Upper Beaver Creek. He gives another viewpoint of the events from what was presented this morning, in which much blame for the event was laid at the feet of Salmon recovery.*)

Johnson - Upper Beaver Creek - over 70% of watershed burned. On Thursday thunder storm. 5-7 inches of rain. chai ran to historic levels. Log jams to and thru the 2/13 project for baby irrigators. Caused stream to jump banks and large section of county road taken out.

Our group, Salmon recovery moved the creek over on Marianchi property to take pressure off county road. Will go out tomorrow or next day on log jam. Surveys with drone and on foot, 4-5 log jams above that that will affect. We could just take up sticks and stones at one location, but there will be ongoing problems. We are working to help our own project. But we need a lot of coordination. Talking power line, etc.

History: This was fully engineered to 100 year flood. In 2013, designed property. BAER flood of 2-13 is no longer a 100 year flood. We were all confident, stamped signed, provided to county, all done right. Fire, just like other creeks - all bets are off. Now, project 4 years old, no funding, not sure what to do. Disheartening when the road crew said "Looks like you have just bought yourself a road. Not helpful. Josh Thomson, however, was very communicative and helpful when he came out, what could be done with their equipment.

We worked collaboratively in good faith.

AH - My personal opinion is that we need to find the funding (you need to) either with help of Yakamas, Upper Salmon Recovery. Have contacted,,, (names off a bunch of agencies.) We are doing what we can.

DT - Only problem I see iswe have to consider the consensus of the whole county. I don't think taxpayers from other part of the county are going to be happy with bill for s salmon restoration in Methow. If I pull out the log, the county road will not last. Not because of our project.

Johnson: The log jams piled up on our project. There were two other log jams above there. Multiple places where the same thing happened. It was a barbed wire fence that diverted water with the debris that piled up. That's what caused it to break the county road.

CB - I reserved jumping in earlier (*this AM*) , because I didn't get two sides of the story. I would like to understand more about what's going on there.

JD - In fact, we have exec session now.

We need to meet later, talk about what Salmon Recovery board can do.

Johnson - we have already asked. Frazier Creek - we even put in hundreds of thousands of dollars even though it had nothing to do with salmon.

CB - I would conclude that we have a lot to learn about funding problems, etc. Troubling matter. I am not willing to throw the blame. Out there yet until I understand it fully. There are a lot of folks out there that don't like salmon projects. Makes it easier to blame salmon project.

Chris Johnson - I have survey, drone, other resources to help look at this issue and the next projects coming down, etc. Lets work together on this.

Nightly Rentals.

PH I circulated this and another in December. we are getting some push-back in terms of revisions to 17 amortization clause. If carried out to its end , it means about 12 nightly rentals will go out of business in 2021. Had a hard time with it, commissioners, others had a hard time with it. Not too many scattered about the county. Most in Veranda Beach outside the Methow. Ruling discussion about amortization. We have been threatened with litigation.

AH - 46 permits. 12 fall under sunset clause. 2021 would be first year they could litigate.

AH - Randy Moore petition -

Because they opened steelhead fishing in Miller hole, he believes that when people fish there, it causes people not to be able to catch steelhead where he is, and he can't get customers. The petition is to Jim Brown. He is relying on WDFW to come up and give a presentation about what they are doing. AH not advocating for either way, doesn't have all the info. Detro said there are too many variables as reasons he may not be having customers.

AH - Would be nice. talked with Jim Brown - if he will come up and explain about open seasons, why they need fishermen to retain hatchery fish. They need to keep them. They are putting in hatchery fish so people can fish. They want natives fish to spawn, but the people who are throwing back hatchery fish because WDFW cannot get them out and leave more native fish.

BOCC edits minutes.

End

