

COMMISSIONERS' PROCEEDINGS

Adams County Courthouse
Ritzville, Washington
Regular Meeting

February 21, 2017

(Tuesday due to Presidents' Day Holiday on Monday)

Call to Order @ 8:30 a.m.

Present:

Chairman Roger L. Hartwig
Vice-Chairman Jeffrey W. Stevens
Commissioner John N. Marshall

[10:01:31 AM](#)

Public Works

Engineer Yaeger provided an update on maintenance activities, noting crews have been responding to road issues. Damages to Cunningham Road and Lind-Warden Road were reviewed. Several gravel roads remain closed in the county due to excessive moisture.

Updates were also provided on solid waste activities and facilities maintenance.

Superior Court Security

Engineer Yaeger reported a quote for a door, including installation, in the Superior Court Administrator's office has been received at a total cost of \$2,240. The contractor is requesting a deposit of \$1,120 as down payment when on site later this week. The Board by **consensus authorized a hand pay of \$1,120** out of Trial Court Improvement Fund #119.

Johnson Road Project #1

Commissioner Stevens moved, Marshall seconded, to *approve Pay Estimate #5 and Final for Johnson Road Project #1 (CRP-176) to N. A. Degerstrom, Inc., Spokane Valley, Washington, in the amount of \$2,500.*
Motion carried.

Adams County Fairgrounds

Facilities Manager Sackmann reviewed an estimate for repairs to the Commercial Building at the Adams County Fairgrounds from Straight A Contracting, Othello, in the amount of \$11,933.16, including sales tax. **Board consensus authorized the Public Works Department to move forward with the estimate received from Straight A Contracting, Othello, for repairs to the Commercial Building.** (The estimate includes framing and sheeting the entire upper perimeter of the building; priming and painting the upper and lower walls from floor to ceiling; and, masking as needed; scissor lift rental and miscellaneous. The estimate does not include permit fees.)

[10:32:17 AM](#)

[10:34:05 AM](#)

Initiative 502 Moratorium Renewal

It being the time and place set for the public hearing to consider a renewal of the moratorium imposed by Resolution No. R-025-2016, Chairman Hartwig called the public hearing to order at 10:34 a.m.

Prosecutor Flyckt provided an overview of the purpose of the public hearing.

The Adams County Planning Commission proposed recommendations for minor changes to the moratorium to address issues related to residences and proximity to adjacent active farms.

Public comment was received from:

Bob Carlson, Adams County Planning Commission
Tom Buggia
Mark Fancher
Doug Robbins
Michael Andersen

There being no further comments, Chairman Hartwig closed the public hearing at 10:59 a.m.

[10:59:17 AM](#)

[11:49:55 AM](#)

Chicago Title Company Lease Agreement

Commissioner Stevens moved, Marshall seconded, to *authorize the Chairman to sign Lease Agreement, Amendment #7, between Adams County and Chicago Title Company of Washington for an office lease effective March 1, 2017 to February 28, 2018 in the amount of \$515.00 per month.* **Motion carried.**

Resolution No. R-009-2017

Commissioner Marshall moved, Stevens seconded, to *approve Resolution No. R-009-2017 Declaring a State of Emergency, effective February 15, 2017. Motion carried. This declaration shall remain in effect until rescinded by the Board of Commissioners upon abatement of the adverse weather conditions.*

Resolution No. R-008-2017

Chairman Marshall moved, Stevens seconded, to *approve Resolution No. R-008-2017 In the Matter of Renewing a Moratorium on the Establishment of Marijuana Producers, Marijuana Processors, and Marijuana Retailers in the Unincorporated County of Adams, Providing for a Public Hearing, and Providing the Moratorium, Unless Extended, Shall Sunset Within Six (6) Months of the Effective Date of Adoption. Motion carried.*

Consent Agenda

Commissioner Stevens moved, Marshall seconded, to *approve the Consent Agenda. Motion carried.*

Preliminary minutes of February 6 and 8, 2017

Preliminary minutes of February 13 and 15, 2017

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	170467 – 170512	\$ 56,012.38
103	170513 – 170514	\$ 511.55
104	170515 – 170525	\$ 8,312.15
106	170526 – 170530	\$ 1,955.98
116	170531	\$ 15.47
117	170532 – 170535	\$ 1,746.04
122	170535A – 170539	\$ 18,766.07
123	170540	\$ 162.00
166	170541 – 170547	\$ 1,381.47
502	170548 – 170550	\$ 733.77
108	000867	\$ 161.00

115	000868 – 000880	\$180,720.34
115	Hand Pays	\$ 25.00
401	000881 – 000891	\$ 21,506.17
501	000892 – 000898	\$ 4,267.59
590	000899 – 000914	\$ 66,681.04
	TOTAL	\$362,958.02

[11:54:27 AM](#)

Building and Planning

The Board accepted the written resignation of Building and Planning Director Loren Wiltse, effective March 11, 2017.

Correspondence Received

Donald Burks re: marijuana production and processing plan

Adjournment @ 12:15 p.m.

Submitted:

Patricia J. Phillips
Clerk of the Board

Edited and Approved:

BOARD OF COUNTY COMMISSIONERS
ADAMS COUNTY, WASHINGTON
Roger L. Hartwig, Chairman
Jeffrey W. Stevens, Vice-Chairman
John N. Marshall, Commissioner

RESOLUTION NO. R- 008-2017

**ORDER OF BOARD OF COUNTY COMMISSIONERS
ADAMS COUNTY, WASHINGTON**

IN THE MATTER OF RENEWING A MORATORIUM ON THE ESTABLISHMENT OF MARIJUANA PRODUCERS, MARIJUANA PROCESSORS, AND MARIJUANA RETAILERS IN THE UNINCORPORATED COUNTY OF ADAMS, PROVIDING FOR A PUBLIC HEARING, AND PROVIDING THE MORATORIUM, UNLESS EXTENDED,

SHALL SUNSET WITHIN SIX (6) MONTHS OF THE EFFECTIVE DATE OF ADOPTION

WHEREAS, on August 22, 2016, pursuant to the provisions of RCW 36.70.795 and RCW 36.70A.390, The Adams County Board of Commissioners adopted Resolution No. R-025-2016, placing a moratorium on the establishment of marijuana producers, marijuana processors, and marijuana retailers in the unincorporated County of Adams;

WHEREAS, said moratorium shall expire on February 22, 2017 unless renewed or otherwise extended as provided in RCW 36.70.795 and RCW 36.70A.390;

WHEREAS, additional research and analysis is necessary to determine the impact of marijuana production, processing, and retailing uses in Adams County, and the level and types of regulations which may be necessary to address impacts;

WHEREAS, the Adams County Board of Commissioners determines it is necessary to renew said moratorium to limit the location of licensed recreational and medical marijuana retail sales, production, and processing, and implementation of SB 5052 and HB 2136 in the interest of the protection of public safety and health, and in the interest of providing additional time to evaluate the best alternative for the community.

THEREFORE BE IT HEREBY RESOLVED as follows by the Adams County Board of Commissioners:

1. Pursuant to the provisions of RCW 36.70.795 and RCW 36.70A.390, Adams County does hereby adopt a six (6) month moratorium extension prohibiting the establishment or siting of licensed recreational and medical marijuana retail outlets, production, and processing, and on the implementation of SB 5052 and HB 2136, which shall expire unless renewed or otherwise extended as provided in RCW 36.70.795 and RCW 36.70A.390.
2. Marijuana producers, marijuana processors, marijuana retailers, and retail outlets are hereby designated as prohibited uses within residentially zoned areas, areas within one (1) mile of a residentially zoned area, and areas within two (2) miles of an incorporated community boundary within the unincorporated areas of Adams County. A map illustrating such boundaries is attached hereto and incorporated herein as Exhibit A.
3. Marijuana extraction processes are hereby prohibited in unincorporated Adams County except in areas zoned industrial, which are not otherwise prohibited.
4. Pursuant to the provisions of RCW 36.70.795 and RCW 36.70A.390, a duly advertised public hearing was conducted on Tuesday, February 21, 2017 at 10:30 a.m. in Room 202 of the Adams County Courthouse, 210 W. Broadway, Ritzville, Washington.
5. Unless amended or renewed pursuant to RCW 36.70.795 and RCW 36.70A.390, this extended moratorium shall sunset in six months.
6. Should any portion hereof be found unlawful, unconstitutional or in any way nullified or overturned, the remainder hereof shall remain in full force and effect.

DATED this 21st day of February, 2017.

BOARD OF COUNTY COMMISSIONERS
ADAMS COUNTY, WASHINGTON
s/Roger L. Hartwig, Chairman
s/Jeffrey W. Stevens, Vice Chairman
s/John N. Marshall, Commissioner

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

RESOLUTION NO. R-009-2017

**ORDER OF BOARD OF COUNTY COMMISSIONERS
ADAMS COUNTY, WASHINGTON**

WHEREAS, the Board of County Commissioners of Adams County having convened in Regular Session, in their office at the Adams County Courthouse this 21st day of February, 2017, with all members present; and

WHEREAS, significant weather related issues such as rapid thawing of snow combine with increased rainfall in Adams County has caused extensive damage throughout the County as a result of severe flooding; and

WHEREAS, the Board has determined that emergency conditions have existed since February 15, 2017;

NOW, THEREFORE BE IT HEREBY RESOLVED that the Adams County Board of Commissioners hereby declares a state of emergency effective February 15, 2017, which shall remain in effect until rescinded by the Board of Commissioners upon abatement of the adverse weather conditions.

DATED this 21st day of February, 2017.

BOARD OF COUNTY COMMISSIONERS
ADAMS COUNTY, WASHINGTON
s/Roger L. Hartwig, Chairman
s/Jeffrey W. Stevens, Vice Chairman
s/John N. Marshall, Commissioner

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