



16
FEB 27 2024

BOARD of CLALLAM COUNTY COMMISSIONERS

MINUTES for the week of February 19 – 23, 2024

WORK SESSION – 9 a.m.

The work session convened at 9 a.m., Tuesday, February 20, 2024. Present were Commissioners French, Johnson and Ozias, and Administrator Mielke.

Items of discussion per the agenda published February 15 were:

- Calendar/Correspondence
- Resolution reappointing Lindsey Schromen-Wawrin to the Homelessness Task Force
- Resolution appointing/reappointing Kathleen Sirguy, Teresa Beckstrom, Melanie Greer, LaDona Wilson, and Carol Johnson to the Fair Advisory Board
- Agreement with Department of Commerce - Economic Development Administration EDA for Recompete
- Agreement with Clallam County Economic Development EDC for Recompete
- Agreement with Jefferson County for Recompete
- Agreement with Peninsula College for Recompete
- Agreement with Washington State University WSU
- Review and next steps for request for proposals for Comprehensive Plan Update

Meeting concluded at 9:46 a.m.

REGULAR MEETING OF THE BOARD OF CLALLAM COUNTY COMMISSIONERS

Chair French called the meeting to order at 10 a.m., Tuesday, February 20, 2024. Also present were Commissioners Johnson and Ozias and Administrator Mielke.

REQUEST FOR MODIFICATIONS/APPROVAL OF AGENDA

ACTION TAKEN: CRJm to adopt the agenda as presented, CMOs, mc

PUBLIC COMMENT

- John Worthington, Sequim, commented on 2i
- Ed Bowen, Clallam Bay, commented on 1f and 2e

CONSENT AGENDA

- 1a Approval of vouchers for the week of February 12
- 1b Approval of payroll for the period ending January 31
- 1c Approval of minutes for the week of February 12
- 1d Letter of support for Port Angeles Mobility Planning Application
- 1e Resolution appointing Cara Pankey to the Clallam Bay / Sekiu Community Action Team
- 1f Resolution establishing a Revenue Advisory Committee
- 1g Resolution establishing a new change till in the Fair Office
- 1h Resolution closing the Fair Office petty cash fund
- 1i Resolution re-establishing and modifying revolving, petty cash, and change funds for Health and Human Services Departments

ACTION TAKEN: CRJm to adopt the consent agenda as presented, CMOs, mc

REPORTS AND PRESENTATIONS

- CRJ commented on National Association of Counties Legislative Conference,
- CMO commented on Olympic Tourism Master Plan, Rayonier site
- CMF commented on Washington State Department of Transportation update, Peninsula Regional Transportation Planning Organization Meeting

HEARING(S)

- H1 Resolution declaring property surplus and authorizing sale
- ATM, briefed the Board

ACTION TAKEN: CRJm to open the public hearing, CMOs, mc

- The following provided testimony:
 - Kenneth Reandeau, Port Angeles

ACTION TAKEN: CRJm to close the public hearing and adopt, CMOs, mc

CONTRACTS AND AGREEMENTS

- 2a Agreement with Olympic Peninsula Visitor Bureau for Hotel/Motel Tax Funds/\$800,000

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2b Agreement with North Olympic Library System for the Poet Laureate project

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2c Agreement with Washington State Auditor's Office for data sharing

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2d Agreement amendment 1 with Peninsula Housing Authority for American Rescue Plan Act Funds

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2e Agreement with Jefferson County Noxious Weed Control Board for weed control services

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2f Agreement amendment 16 with Department of Health for Nutrition Programs

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2g Agreement with Department of Social and Health Services for Developmental Disabilities

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2h Agreement with Department of Commerce - Economic Development Administration EDA for Recompete

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2i Agreement with Clallam County Economic Development for Recompete

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2j Agreement with Jefferson County for Recompete

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2k Agreement with Peninsula College for Recompete

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2l Agreement with Washington State University WSU

ACTION TAKEN: CRJm to approve, CMOs, mc

BIDS AND AWARDS

- 3a Bid opening – Carlsborg Repaving Project

<u>CONTRACTOR</u>	<u>AMOUNT</u>
Lakeside Industries, Inc.	\$900,315
Nordland Construction NW	\$1,081,710

ACTION TAKEN: CRJm to forward the bids to the Road/Public Works Department for review and recommendation to the Board of Commissioners, CMOs, mc

PUBLIC WORKS

4a Notice to call for bids to be received no later than Tuesday, March 5, 2024 at 10:30 a.m. for 2024 Crushing Contract

ACTION TAKEN: CRJm to issue notice, CMOs, mc

4b Request for qualifications to be received no later than Friday, March 29, 2024 by 3 p.m. for professional engineering services for the Olympic Discovery Trail ODT Calawah River bridge design and other work

ACTION TAKEN: CRJm to issue notice, CMOs, mc

PUBLIC COMMENT

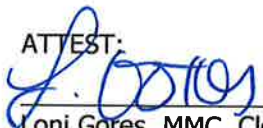
- Dave Kelm, Sequim, commented on Towne Road
- Larry Diggs, Sequim, commented on Towne Road
- Cynthia Kelm, Sequim, commented on Towne Road
- Rae Heselbach, Sequim, commented on Towne Road
- Jamie Porter, Sequim, commented on Towne Road
- Margaret Walthall, Sequim, commented on Towne Road
- Ed Bowen, Clallam Bay, commented on 1f, Comprehensive Plan, Forest Hydrology Presentation, roundabouts
- Derrick Eberle, Sequim, commented on Towne Road
- John Worthington, Sequim, commented Elwha, Jimmy Come Lately Road
- Pepai Whipple, Sequim, commented on Towne Road
- Roy Morris, Sekiu, commented on Towne Road
- Paul Hansen, Sequim, commented on Towne Road (attached)
- Mark Klinke, Sequim, commented on process to allow public participation
- Gale Baker, Sequim, commented on Towne Road (attached)
- Diane Schanz Miller, Sequim, commented on Towne Road
- Rebecca Horst, Sequim, commented on Towne Road
- Katie Singletary, Sequim, commented on Towne Road
- Josie, Sequim, commented on Towne Road
- Karin Cummings, Sequim, commented on Towne Road, property taxes, county laptops
- Denise Lapiro, Sequim, commented on acronyms, Towne Road
- Karen Hubert, Sequim, commented on wildlife destroying property and crops, Towne Road
- Bri Eberle, Sequim, commented on Towne Road
- Jeff Tozzer, Sequim, commented on Towne Road
- Thomas Ash, Sequim, commented on Towne Road
- Kate Hauk, Sequim, commented on Towne Road

Meeting concluded at 12:04 p.m. and continued to 9 a.m., Monday, February 26, 2024.

The Board of Commissioners attended Board of Health, Coffee with Colleen, Clallam Transit System Meeting, and WSAC Legislative update during the week of February 19.

PASSED AND ADOPTED this 27th day of February 2024.

ATTEST:


Loni Gores, MMC, Clerk of the Board



BOARD OF CLALLAM COUNTY COMMISSIONERS

Excused
Mike French, Chair

Randy Johnson

Mark Ozias

Towne Rd Levee

Points:

Public Comment
Paul Hansen
2/20/24

Wetland Habitat Experience-

The area traversed by the dike offers a unique opportunity to experience the beautiful wetland system and its flora and fauna as it develops through time. The dike route currently allows the public to observe and feel the wetland environment with its birds, mammals, reptiles and insects undisturbed by noise and rush of road traffic

Disturbance and Damage to This Environment-

The paving and opening the dike to daily traffic would cause significant disturbance the wildlife there, as well as to the natural tranquility of the area, thereby degrading the whole asset.

Pollution from the asphalt, vehicle fluids, and tire and break residue.

Road kill of birds, animals and amphibians. Roadkill has a significant effect on wildlife, especially amphibians. *

Benefits vs Costs of Opening To Traffic-

Benefits:

Distance from the dike entrance onto Sequim Dungeness Way along Towne Rd. to the intersection of Towne rd. and Willcox Rd is approximately 2.1 miles

Distance from those points along Sequim Dungeness- Willcox Rd is 3.8 miles

Difference = 1.7 miles.

Time Differences:

Towne Road- 2.1 miles @ 25 mph = 5 minutes

Sequim Dungeness Way- Woodcock- 3.8 miles @ 45 mph average = 5 minutes

Sequim Dungeness Way- Woodcock- 3.8 miles @ 50 mph average = 4 min 33 seconds

The time difference nothing! (or almost nothing if one speeds)

Cost To Taxpayers:

\$4- \$5 million.

**Sierra Clube Article: <https://www.sierraclub.org/massachusetts/blog/2019/03/reducing-impacts-roads-wildlife>

Paul Hansen
340 Frost Rd
Sequim, WA

Towne Rd Levee

Proposal to Surface Approximately One Mile of the Towne Rd Levee With Chip Seal

I read with some surprise and alarm recently in the Peninsula Daily News that the county plans to surface the levee section with chip seal.

As part of the levee construction process, an excess of \$1 million was spent removing and transporting part of the old road bed, which was contaminated with hydrocarbons. And now it is proposed to surface a mile of the levee that goes through this fragile and valuable wetland with a material loaded with a similar material, which will be washed from the surface of the roadway into this same aquatic habitat.

I understand that the binding agent in chip seal is an asphalt emulsion, a substance that is categorized on two Safety Data Sheets that I viewed as 'Harmful to aquatic organisms' and "Expected to have a low rate of biodegradation'. *

One of the primary purposes of the levee relocation is to provide habitat for salmon as they migrate to the ocean. It is inconceivable that a toxic substance would be introduced into this intentionally created nursery environment.

Please leave the gravel surface as is, and simply limit the traffic to emergency and non motorized vehicles and pedestrians.

Thank you for the opportunity to have input on this important issue.

Paul V Hansen

340 Frost Rd.
Sequim, WA

*Marathon Safety Data Sheet:

[https://www.marathonpetroleum.com/content/documents/Operations/MPC SDS Sheets/Marathon Petroleum Anionic Emulsified Asphalt/Marathon Petroleum Anionic Emulsified Asphalt SDS.pdf](https://www.marathonpetroleum.com/content/documents/Operations/MPC_SDS_Sheets/Marathon_Petroleum_Anionic_Emulsified_Asphalt/Marathon_Petroleum_Anionic_Emulsified_Asphalt_SDS.pdf)

*Asphalt Emulsion Industries, LLC Safety Data Sheet: [https://irp-](https://irp-cdn.multiscreensite.com/3148f10b/files/uploaded/ASPHALT_EMULSION_SDS-1%281%29.pdf)

[cdn.multiscreensite.com/3148f10b/files/uploaded/ASPHALT EMULSION SDS-1 %281%29.pdf](https://irp-cdn.multiscreensite.com/3148f10b/files/uploaded/ASPHALT_EMULSION_SDS-1%281%29.pdf)

Gores, Loni

Public comment
Paul Hansen

From: Gayle Baker <gaylebaker7458@gmail.com>
Sent: Tuesday, February 20, 2024 11:36 AM
To: Gores, Loni
Subject: Comment to Commissioners 02.20.24
Attachments: Comment to Commissioners 0220.24.pdf

2/20/24

You don't often get email from gaylebaker7458@gmail.com. [Learn why this is important](#)

Thank you for placing this in to public record

Comment to Commissioners

February 20, 2024

I have a copy of a letter sent to our Commissioners from the Jamestown S’Klallam Tribe dated January 30, 2024. The letter seeks to delay the opening of vehicular traffic until “...the demand/benefits analysis of recreational use are better understood...” The Tribe “...stands ready to assist Clallam County with data gathering.” AND “Pending Clallam County’s request and direction, ...will purchase, install, and monitor a pedestrian counter along the levee.” But first the Tribe wants the “no pedestrian access” signs removed (not that that has stopped anyone from walking on the levee to date).

What comes to mind here is the idiom: “the fox guarding the hen house.” Put more plainly this idiom translates as putting somebody in charge of a job when they have a conflict of interest—as is the case here. Jamestown S’Klallam Tribe’s offer to supply, monitor and provide a report of foot traffic is way over the top. I can think of numerous ways to skew that count to benefit a higher count, for instance; a person or two walking back and forth over or through the counter. Or messing with the data. Or skewing the algorithm to trend higher (like that’s not being done with the voting machines). Is this just another tactic to further delay building the road? Why does the Tribe want the work delayed as long as two and half years, if possible? Would the land revert to the Tribe if the road isn’t built per the contract?

Hopefully you commissioners see through the Tribe’s offer for what it is, a means to justify an end and a direct conflict of interest. The Tribe is scrambling to protect what they thought was a “done deal,” even though this done deal was always supposed to include a fully functional Towne Road, paved and open to traffic. How coincident that the Tribe is the one responsible for breaching the levee which in turn closed the road. Personally, I don’t believe in coincidences.

Commissioner Ozias, you are right smack dab in the middle of everything that has gone wrong with this project, including your promises to Derrik Eberly that he would get his gate: “I promise I will stay on top of it and make sure we get the gate done.” That email between Ozias and Eberly was dated July 19, 2023, and followed a slew of emails on the subject of the gate beginning in May and continuing into late August 2023.

In one of those emails dated May 31, 2023, Derrick Eberly complains to Joe Donisi, Linda Capps, and Cathy Lear about the inconvenience of the manual gate: “It’s a time expenditure we encounter daily to pass through them (the gates), and the openers would really help.” The back and forth between Eberly, Ozias, Cathy Leer and no less than six other county employees is a terrible waste of county resources to satisfy the want of one landowner. All these employees are paid their salaries with my taxes—our taxes and Eberle has these county employees jumping through hoops over a period of several months, just to accommodate this one landowner’s desire to have taxpayer funded, solar or hard-wired gates (with lights) installed so he and his wife won’t be inconvenienced.

Who is Derrick Eberly that he deserves this special consideration—an automatic gate at his driveway no less and for his convenience the closure of a road that has existed for over a hundred years—at the expense of taxpayers and in violation of the grant contract? We already know the power of the Jamestown S’Klallam Tribe and their generous campaign donations to both Ozias and Director Emory, but what power does Eberle have? A deal with the Tribe for a land swap if the road doesn’t get built? Just speculating because not much else makes sense. It’s a head scratcher, for sure.

Gayle Baker
Sequim, WA