



BOARD of CLALLAM COUNTY COMMISSIONERS

MINUTES for the week of September 16-20, 2024

1c
SEP 24 2024

WORK SESSION – 9 a.m.

The work session convened at 9 a.m., Monday, September 16, 2024. Present were Commissioners French, Ozias and Johnson and Administrator Mielke.

Items of discussion per the agenda published August 29 were:

- Calendar/Correspondence
- Resolution appointing Jason Viada and Brian Smith to the Animals Solutions Advisory Committee
- Discussion and next steps regarding Flaura's Acres community septic system
- Agreement with KnoxWorks LLC for updating the Clallam County Homelessness Crisis Response & Housing Plan
- Agreement with Kitsap County for emergency vehicle operations course training
- Agreement with Washington State Administrative Office of the Courts for the CASA/Volunteer Guardian Ad Litem Program
- Agreement with Washington State Administrative Office of the Courts for Becca Programs and Services
- Pre-application questionnaire with Port of Port Angeles for Port of Port Angeles Community Partner Program - Clallam County Logging Show
- Pre-application questionnaire with Weyerhaeuser Company for Weyerhaeuser Giving Fund - Clallam County Fair Logging Show
- Pre-application questionnaire with Weyerhaeuser Company for T-Mobile Hometown Grant - Clallam County Fair First Aid/Mother's Lounge
- Agreement with Recreation and Conservation Office for Trail Equipment & Salt Creek Restroom Repair Projects
- Briefing and request a call for hearing to be held on Tuesday, October 8, 2024 at 10:30 a.m. regarding an Ordinance amending Clallam County Code Chapter 11.04, Speed Limits on County Roads
- Update on the Olympic Adventure Trail Whiskey Creek Crossing Replacement Project
- Consideration of .1% Sales and Use Tax for a Clallam County Cultural Access Program
- Pre-application questionnaire with Department of Agriculture for food assistance
- Agreement amendment 1 with Cornerstone PEC of Clallam Bay/Seki for American Rescue Plan Act Funds ARPA
- County Administrator annual review process

Meeting concluded at 11:58 a.m.

REGULAR MEETING OF THE BOARD OF CLALLAM COUNTY COMMISSIONERS

Chair French called the meeting to order at 10 a.m., Tuesday, September 17, 2024. Also present were Commissioners Ozias and Johnson and Administrator Mielke.

REQUEST FOR MODIFICATIONS/APPROVAL OF AGENDA

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

CONSENT AGENDA

- 1a Approval of vouchers for the week of September 9
- 1b Approval of minutes for the week of September 9
- 1c Resolution appointing Dann May to the Planning Commission
- 1d Resolution appointing Deborah Landes to the Port Crescent Pioneer Cemetery Advisory Board
- 1e Proclamation Recognizing Clallam County Juvenile and Family Services

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

REPORTS AND PRESENTATIONS

- CRJ Recognized Clallam County Juvenile and Family Services
 - Jody Jacobsen, Director of Juvenile and Family Services provided comment
- CMO commented on Behavioral Health Advisory Board, Olympic Coast National Marine Sanctuary, Initiative 2117
- CRJ commented on old growth and mature land
- CMF commented on Recompete

CONTRACTS AND AGREEMENTS

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

ACTION TAKEN: CRJm to approve, CMOs, mc

- 2b Agreement with Department of Ecology for Beaver Coexistence Project

ACTION TAKEN: CRJm to approve, CMOs, mc

PUBLIC COMMENT

- Ed Bowen, Clallam Bay, commented on virtual system, item 2b, Recompete events
- John Worthington, Sequim, commented on Department of Ecology
- Eric Fehrmann, Sequim, commented on item 2b, priorities

HEARINGS

- 3a Resolution adopting amendments to Policy 450 Use of County Vehicles, and Personal Vehicles on County Business

- ATM, provided a staff report

ACTION TAKEN: CMOm to open the public hearing, CRJs, mc

- No one provided testimony

ACTION TAKEN: CMOm to close the public hearing, CRJs, mc

ACTION TAKEN: CRJm to adopt, CMOs, mc

- 3b Resolution for vacation of a County Right of Way a portion of Arthur Avenue

- ATM, provided a staff report

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

- No one provided testimony

ACTION TAKEN: CMOm to close the public hearing, CRJs, mc

ACTION TAKEN: CRJm to adopt, CMOs, mc

PUBLIC COMMENT

- Jeff Tozzer, Sequim, commented on Towne Road, Clallam County Cultural Access Program
- Ed Bowen, Clallam Bay, commented on Initiative 2117, speed limit ordinance
- Denise Lapio, Sequim, commented on illegal immigrants, child slave labor and trafficking, armed Venezuelan gangs
- Larry Campbell, Sequim, requested a meeting with Commissioner French
- David Herbelin, Clallam County, Clallam County Cultural Access Program
- John Worthington, Sequim, commented on speed limit ordinance
- Steve Raider-Ginsburg, Port Angeles, commented on Clallam County Cultural Access Program

Meeting concluded at 11:53 a.m. and continued to 9 a.m., Monday, September 23.

EXECUTIVE SESSION

The Board convened in open session at 3 p.m. to discuss litigation. Present were Commissioners Ozias, French and Johnson, Administrator Mielke, and Prosecuting Attorney Office Boughton and Nichols.

ACTION TAKEN: CMOM to recess to executive session for 30 minutes, CRJs, mc

The Board recessed into executive session at 3:02 p.m.

The Board convened in open session at 3:30 p.m. and extended for 5 minutes

The Board convened in open session at 3:33 p.m.

ACTION TAKEN: CMOM to authorize the Prosecuting Attorney's Office to draft the appropriate legal papers on behalf of the County and Prosecuting Attorney's Office, CRJs, mc

Meeting concluded at 3:34 p.m.

The Board of Commissioners attended WSAC Virtual Update, Board of Health Meeting, Coffee with Colleen, Clallam Transit Meeting, Timber Counties Caucus Meeting, and Juvenile Services Open House during the week of September 16.

PASSED AND ADOPTED this 24th day of September 2024.

BOARD OF CLALLAM COUNTY COMMISSIONERS

Mike French, Chair

Randy Johnson

Mark Ozias

ATTEST:

Rachel Weed, Deputy Clerk
for Loni Gores, MMC, Clerk of the Board

KEY TO ABBREVIATIONS:

ATM Administrator Todd Mielke
CMO Commissioner Mark Ozias
CRJ Commissioner Randy Johnson
CMF Commissioner Mike French

m moved
mc motion carried
seconded



BOCC Mail Correspondences Received from other Jurisdictions

WALL RAISING CEREMONY

**SATURDAY,
SEPT. 28 @ 10 AM**

Join Us!

- For a construction milestone
- Meet our Family Partners
- Sign a stud!

 **Ketchum Veteran
Cottages**

1127 Hazel Street
Port Angeles, WA 98363

HabitatClallam.org



Special Thanks To:

Habitat Clallam Staff, Volunteers,
Donors, Board of Directors,
Advisory Council and the
Community.

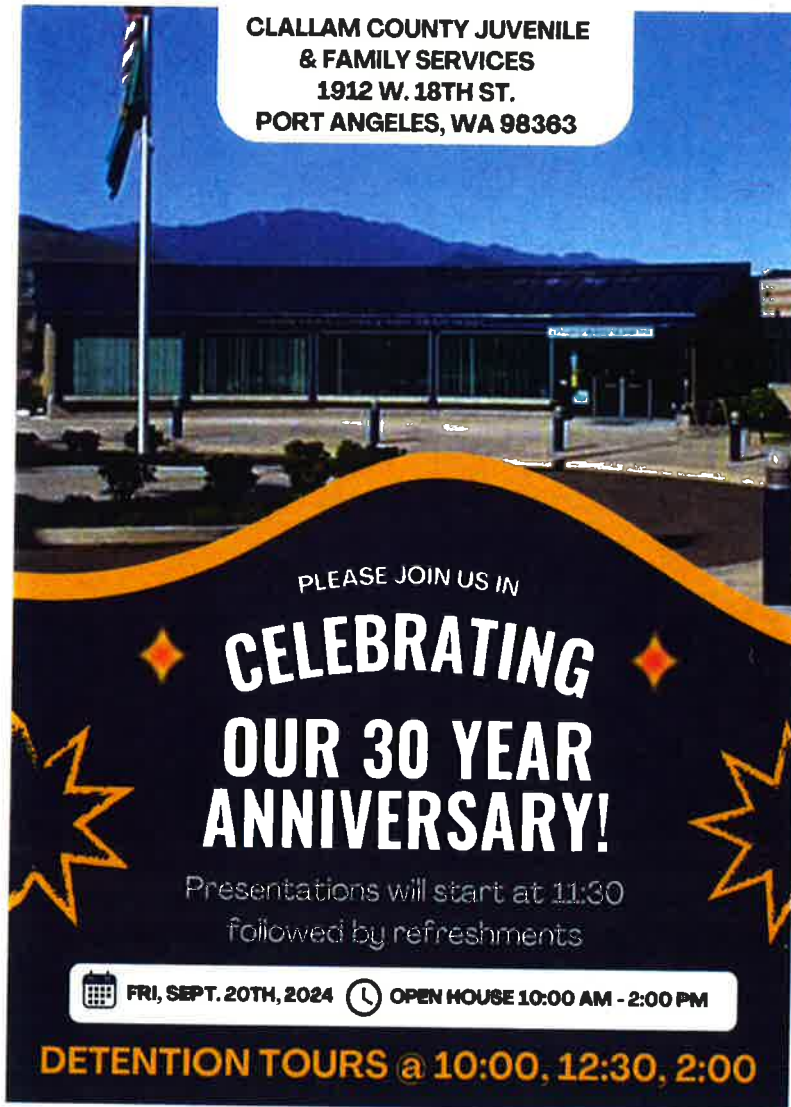


**Post 4760
Sequim**



Habitat for Humanity®
of Clallam County

CLALLAM COUNTY JUVENILE
& FAMILY SERVICES
1912 W. 18TH ST.
PORT ANGELES, WA 98363



PLEASE JOIN US IN

CELEBRATING OUR 30 YEAR ANNIVERSARY!

Presentations will start at 11:30
followed by refreshments

 FRI, SEPT. 20TH, 2024  OPEN HOUSE 10:00 AM - 2:00 PM

DETENTION TOURS @ 10:00, 12:30, 2:00

RSVP BY: 9/13/24  360-565-2621  juvenile@clallamcountywa.gov

RECEIVED
CLALLAM CO. COMMISSIONERS

SEP 09 2024

1...2...3...A...



United States Department of the Interior
BUREAU OF INDIAN AFFAIRS
OLYMPIC PENINSULA AGENCY
2707 COLBY AVENUE
SUITE 1101
EVERETT, WA 98201

RECEIVED
CLALLAM CO. COMMISSIONERS

SEP 11 2024

1...2...3...A...

IN REPLY REFER TO:
Real Estate Services
TR-4609-P5

Case Number: 56251

NOTICE OF NON-GAMING LAND ACQUISITION APPLICATION

Pursuant to the Code of Federal Regulations, Title 25, INDIANS, 151.11 Off-Reservation, notice is given of the application filed by the JAMESTOWN S'KLALLAM TRIBE to have real property accepted "in trust" for said applicant by the United States of America. The determination whether to acquire this property "in trust" will be made in the exercise of discretionary authority which is vested in the Secretary of the Interior, or his authorized representative, U.S. Department of the Interior. To assist us in the exercise of that discretion, we invite your comments on the proposed acquisition. In order for the Secretary to assess the impact of the removal of the subject property from the tax rolls, and if applicable to your organization, we also request that you provide the following information:

- (1) If known, the annual amount of property taxes currently levied on the subject property allocated to your organization;
- (2) Any special assessments, and amounts thereof, that are currently assessed against the property in support of your organization;
- (3) Any governmental services that are currently provided to the property by your organization; and
- (4) If subject to zoning, how the intended use is consistent, or inconsistent, with the zoning.

We provide the following information regarding this application:

Applicant:

JAMESTOWN S'KLALLAM TRIBE

Legal Land Description/Site Location:

See "Exhibit A" for legal descriptions.

NOLAQ01



Office Codes: P.P.06.129 AD Number: 4200432164 Case: 56251

Project Description/Proposed Land Use:

The property will be used for office space, storage of equipment, and supplies.

As indicated above, the purpose for seeking your comments regarding the proposed trust land acquisition is to obtain sufficient data that would enable an analysis of the potential impact on local/state government, which may result from the removal of the subject property from the tax roll and local jurisdiction.

This notice does not constitute, or replace, a notice that might be issued for the purpose of compliance with the National Environmental Policy Act (NEPA) of 1969.

Your written comments should be addressed to the Bureau of Indian Affairs office listed at the top of this notice. Any comments received within thirty days of your receipt of this notice will be considered and made a part of our record. You may be granted one thirty day extension of time to furnish comments, provided you submit a written justification requesting such an extension within thirty days of receipt of this letter. Additionally, copies of all comments will be provided to the applicant for a response. You will be notified of the decision to approve or deny the application.

If any party receiving the enclosed notice is aware of additional governmental entities that may be affected by the subject acquisition, please forward a copy to said party.

A copy of the application, excluding any documentation exempted under the Freedom of Information Act (FOIA), is available for review at the above address. A request to make an appointment to review the application, or questions regarding the application, may be directed to the OLYMPIC PENINSULA AGENCY Office attention: CYNTHIA RALSTON, REALTY SPECIALIST, (360) 355-2929.

Sincerely,



Digitally signed

by JANINE VAN

DUSEN

Date: 2024.09.06

08:35:33 -07'00'

SUPERINTENDENT

Enclosure(s)

NOLA001



Office Codes: P1P06129 AD Number: 4200432164 Case: 56251

CC:

BY CERTIFIED MAIL:

CLALLAM COUNTY COMMISSIONERS

CLALLAM COUNTY

223 EAST FOURTH STREET, SUITE 4

PORT ANGELES, WA 98362

Certified Mail ID: 7020 0640 0002 1121 4789

CLALLAM COUNTY ASSESSOR CHIEF DEPUTY ASSESSOR

223 E 4TH STREET

SUITE 2

PORT ANGELES, WA 98362

Certified Mail ID: 7020 0640 0002 1121 4796

STATE OF WASHINGTON GOVERNOR'S OFFICE OF INDIAN AFFAIRS

1110 CAPITAL WAY SOUTH

SUITE 225

OLYMPIA, WA 98501

Certified Mail ID: 7020 0640 0002 1121 4802

BY FIRST CLASS MAIL:

JAMESTOWN S'KLALLAM TRIBE

1033 OLD BLYN HIGHWAY

SEQUIM, WA 98382-7670

7020 0640 0002 1121 4772

NOLA001



Office Codes: P,P-06,129 AD Number: 4200432164 Case: 56251

Case Number: 56251
Applicant Name: JAMESTOWN
S'KLALLAM TRIBE

LEGAL DESCRIPTION EXHIBIT A

Tract ID:

Tract Name: CARLSBORG I PROPERTY

<u>Land Area</u>	<u>Land Area Name</u>	<u>Tract Number</u>	<u>LTRO</u>	<u>Region</u>	<u>Agency</u>	<u>Resources</u>
129	JAMESTOWN KLALLAM (CLALLAM)		PORTLAND, OR	NORTHWEST REGIONAL OFFICE	OLYMPIC PENINSULA AGENCY	Both (Mineral and Surface)

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>State</u>	<u>County</u>	<u>Meridian</u>	<u>Legal Description</u>	<u>Acres</u>
15	030.00N	004.00W	WASHINGTON	CLALLAM	Willamette		1.860

DESCRIPTION: Clallam County Tax Parcel: 043015449030
METES AND BOUNDS: LOT 1 OF SCHWAN'S SHORT PLAT, AS PER SHORT PLAT RECORDED MARCH 21, 1996 IN VOLUME 27 OF SHORT PLATS, PAGE 80, UNDER CLALLAM COUNTY AUDITOR'S FILE NO. 736482, AND AS PER AMENDED SHORT PLAT RECORDED IN VOLUME 30 OF SHORT PLATS, PAGE 42, UNDER AUDITOR'S FILE NO. 2003 1104265, BEING A SHORT PLAT OF PARCEL 11 OF CARLSBORG INDUSTRIAL PARK SURVEY RECORDED IN VOLUME 21 OF SURVEYS, PAGE 53, BEING A PORTION OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 30 NORTH, RANGE 4 WEST, W.M., CLALLAM COUNTY, WASHINGTON. SITUATE IN CLALLAM COUNTY, STATE OF WASHINGTON.

WDAEA01



Office Codes: P.P.06.129 AD Number: 4200432164 Case: 56251

**THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR CLALLAM COUNTY**

JUDGES

**Brent Basden
Lauren Erickson
Simon Barnhart**



**Clallam County Courthouse
223 East Fourth Street, Ste 8
Port Angeles, WA 93862-
3015**

COMMISSIONER

Elizabeth Stanley

360-504-1386 or 360-417-2486

RECEIVED

CLALLAM CO. COMMISSIONERS

September 10, 2024

SEP 10 2024

Re: 2025 Budget
Proposal for 7% reduction

1...2...3...A...

Greetings:

We write in response to the County's request that Superior Court propose how 7% of its budget would be reduced.

First, under the theory of unintended consequences, this analysis is not easy. For example, we could suggest that we save money by eliminating the family therapeutic court (LIFT Court). However, the County's ability to collect the 1/10 of 1% sales tax that funds many demands within the county depends upon the existence of the court.

We could eliminate the drug courts. We are not required to have them. They are generally accepted as cost-saving programs. That savings may be even greater in the context of reduction of caseloads for public defenders (i.e., removing an option to resolve a case may keep the case active for longer, thus creating a bigger demand on public defender resources).

Second, the request received from the County shows that our anticipated budget for 2025 is \$1,718,547. A 7% reduction would entail cuts in the amount of \$120,298. Our records indicate that our requested budget for 2025 is \$1,679,069. A 7% reduction would be cuts in the amount of \$117,534. This response utilizes the smaller number, although it does not make much of a difference.

Third, our budget includes various line items that are grant funded and do not impact the County's general fund. For 2025, grant funds pay for \$213,831 of expenditures. If this amount is subtracted, our remaining budget is \$1,504,716. A 7% reduction would mean cuts of \$105,330.

Fourth, our budget includes expenditures which are not Superior Court expenditures. Our budget includes an expense of \$73,560 for the digital recording systems which are used in all seven courtrooms. Only four of those courtrooms pertain to Superior Court. We would

suggest that the District Courts begin paying their portion of this expense. That is about 46% of this budget line, and so we would cut \$33,837 from our budget in that way. Clearly that does not save the county any money. However, superior court is not willing to reduce other items in our budget so that we can continue to pay for items that do not benefit Superior Court.

Fifth, the contemplated cuts could be achieved by a reduction in budget lines where there is great variation year to year. Indigent Defense Services are an example. We have previously agreed to reductions in this line item at the county's request and have handled excess demands via budget emergencies. The number could be reduced again, understanding that we do not have discretion in these expenditures, and would come back with a budget emergency if needed.

Sixth, the contemplated cuts could be achieved by a reduction in employees. In this regard, a few specific observations may be helpful.

We have not filled the budgeted position of an assistant to the drug court and family therapeutic court coordinators. Salary and benefits for this position is around \$17,105. The county could elect to eliminate this position.

We currently send \$45,000 per year to Pro Bono for purposes of having a full-time court facilitator. The County could elect to eliminate this position. Doing so would have an enormous impact upon those with essentially no economic means to access the courts to get the relief needed for their families.

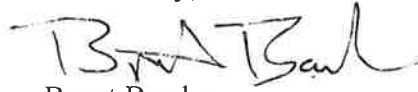
On two occasions, we have suggested eliminating one of the therapeutic court coordinator positions. The LIFT Court position costs \$118,864 a year. The Adult/Juvenile Drug Court position costs \$101,466 per year. Presumably the Mental Health Court Coordinator in District Court costs about \$118,864. We are familiar with the caseloads of LIFT Court, Drug Court, and Juvenile Drug Court. We are unfamiliar with the caseloads in Mental Health Court. Regardless, based upon caseloads in each of these courts, it would be possible to allocate the coordinators' positions between the Superior Court and District Court. If some salary is being paid by grant funding, it is likely that could continue by a reworking of job descriptions.

Historically District Court has not seen the combining of positions as an available option. No discussions have occurred to see if that is still the case.

Seventh, we have previously made significant cuts to our budget. For example, we have reduced our budget for extra help to \$20,000. In 2019, this budget line was \$103,332. Not having coverage impacts our operations. For example, when the Court Commissioner is unavailable, it is often the case that one of the judges will absorb those cases as opposed to bringing in pro tem help. When cases get shifted to Superior Court through the actions of others, we absorb those costs and have done so without requesting extra funding.

This particular reduction exacerbates a terrible flaw that exists in the judicial needs analysis. Many judges around the state have additional staff, such as law clerks, which assist them in handling the assigned cases. You can do your own survey, but after paying for the judges, the counties that added judges this year assumed annual costs well more than \$100,000 for such things as law clerks, bailiffs, court reporters, etc. assigned to each judge. Our County does not incur this expense.

Sincerely,

A handwritten signature in black ink, appearing to read "Brent Basden", written in a cursive style.

Brent Basden

J U D G E

Cc: Judge Erickson
Judge Barnhart
Commissioner Stanley