

FERRY COUNTY  
RESOLUTION 2009-26  
AMENDING RESOLUTION NO 2009-06

ESTABLISHING THE FERRY COUNTY RECREATIONAL TRAILS COMMITTEE  
AND ADOPTION OF THE BY-LAWS

WHEREAS, on December 15, 2008 the Ferry County Commissioners entered into a "Line Donation Agreement" between Ferry County and Kettle Falls International Railway, LLC for interim trail use and railbanking; and

WHEREAS, on February 17<sup>th</sup>, 2009 the Board of Ferry County Commissioners established the Ferry County Recreational Trails Committee and By-Laws and are amending Resolution No. 2009-06 to make the Ferry County Recreational Trails Committee a project specific Committee at this time; and

WHEREAS, the Board of Ferry County Commissioners realize the need to have a special advisory committee to provide a balanced representation of the citizen interests and to advise and make recommendations regarding a management plan for use and maintenance of the Rail Corridor.

NOW THEREFORE BE IT RESOLVED by the Board of Ferry County Commissioners that a Ferry County Recreational Trails Committee is hereby established to assist Ferry County in the future planning and management of the rail corridor.

BE IT FURTHER RESOLVED that the attached By-Laws (Exhibit A) be established for the Ferry County Recreational Trails Committee.

APPROVED this 27<sup>th</sup> day of April, 2009.



BOARD OF FERRY COUNTY COMMISSIONERS  
FERRY COUNTY, WASHINGTON

Brad L. Miller  
BRAD L. MILLER, Chairman

Ronald J. Bond  
RONALD "JOE" BOND, Vice Chair

Robert L. Heath  
ROBERT L. "BOB" HEATH, Member

ATTEST:

Debbie Bechtol  
for Debbie Bechtol, Clerk of the Board

**FERRY COUNTY RECREATIONAL TRAIL COMMITTEE  
BY-LAWS**

**EXHIBIT A**

**1. CREATION, LEGAL BASIS, PURPOSE**

The Ferry County Recreational Trails Committee, hereafter referred to as RTC, has been established by the Ferry County Board of Commissioners by resolution. The scope and charge of the Recreational Trails Committee shall be to:

- A. Assist Ferry County in the development of a management plan regarding the use and maintenance of the rail corridor.
- B. Review and comment on proposed recreational management rules, policies or ordinances prior to their adoption and advise the Board of Ferry County Commissioners.

**2. COMPOSITION**

- A. **Members:** The Ferry County Recreational Trails Committee shall be composed of nine (9) volunteer members who are permanent Ferry County residents. The RTC members shall represent a balance of interests among the following groups: three adjacent land owners, one non-motorized, one motorized, one small business owner, one Curlew School Community Association (CSCA) member, one Back Country Horseman member and one Kettle River Advisory Board member. Members shall provide on-going public input, coordination and information exchange between the groups.
- B. **Ex-Officio Members:** The Ferry County Commissioners may appoint non-voting ex-officio members to the RTC who will serve at their discretion.
- C. **Appointment:** Members shall be appointed by the Ferry County Commissioners. Additional members shall be recommended by the RTC and appointed by the Ferry County Commissioners.
- D. **Terms:** Members shall serve a term of two (2) years, which shall expire on December 31<sup>st</sup>, 2010. Appointments and re-appointment shall be subject to confirmation and approval by the Ferry County Board of Commissioners.
- E. **Chair:** A majority of the Board shall elect one of its members as Chair and shall serve a term of one year. The election shall take place at a regular meeting during the last quarter of the year to begin at the first meeting in January of the next year. The

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Chair shall represent, or select from the RTC a designate to represent the RTC at the County Commissioners meeting and other functions as required.

- F. **Vice-Chair:** A majority of the Board shall elect one of its members as Vice-Chair. The term of the Vice-Chair shall be for one (1) year. The election year and term of the Vice-Chair shall begin at the first meeting in January of each year. The Vice-Chair shall carry out duties of Chair in his/her absence.
- G. **Vacancies:** Vacancies shall be filled for the remainder of the term of the vacant position in the manner described in the initial appointment. Chair and Vice-Chair vacancies shall be filled by the election process. Terms will continue to be renewed every January.
- H. **Attendance:** A member of the RTC who misses three (3) consecutive meetings in one calendar year may be removed from the Board by recommendation of the RTC, approved by the Ferry County Board of Commissioners.
- I. **Participation:** If Board members feel there is a Committee Member that is not participating in good faith they can be removed from the Committee. This can be achieved with a recommendation to the Board of Ferry County Commissioners by 2/3 majority of the Committee Members and approval by the Board of County Commissioners.

### 3. **MEETINGS**

- A. **Regular Meetings:** Meetings of the RTC shall be monthly or called when necessary by the Chair, but not less than quarterly. The meetings day's and time is to be determined by the Committee. Such regular meetings shall be held on the set days of each month, or any other day hereafter designated and approved by a majority vote of members present. At least six days prior notice shall be given by phone, e-mail or mail to members.
- B. **Special Meetings:** Special meetings can be called by agreement of a minimum of three (3) members who submit their request to the Chair, who then must arrange to notify all members in person or by telephone/e-mail not less than 48 hours prior to the meeting of the time and place of the special meeting.
- C. **Rules:** The parliamentary rules known as "Roberts Rules of Order" shall apply to and govern the procedures of all meetings of the Board.
- D. **Official Action:** The RTC shall adopt no recommendation, except in a regular or special meeting.

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- E. **Quorum:** A regular meeting shall be called to order only when five (5) or more members are in attendance. Should a quorum not be in attendance within a period of twenty minutes after the announced time for the meeting, a meeting can be held but no action shall be taken.

If a meeting is opened with a quorum, action can be taken if a quorum is lacking as a result of members excusing themselves under the "Appearance of Fairness Doctrine". This allows action to be taken and prevents a minority group's control by excusing themselves so that a vote cannot be taken:

- F. **Minutes / Agendas:** Minutes of all meetings shall be kept by an appointed Committee member (Secretary). Agendas shall be prepared jointly by the Secretary and Chair prior to the regularly scheduled meeting and distributed to the members at the meeting. Meeting minutes shall be approved by a majority vote of the members present.
- G. **Public Access:** All meetings shall be open to the public. Provision shall be made for public comment at the beginning of each meeting, or by the request of the Chair.

#### 4. **RECOMMENDATIONS**

The RTC shall make formal, written recommendations to the Ferry County Commissioners, Ferry County Public Works Department and the Ferry County Planning Department as necessary.

#### 5. **AMENDMENTS**

To the extent that such an amendment would not conflict with any ordinance, any of these By-Laws may be amended or repealed, and new By-Laws may be adopted, by two thirds vote of the entire RTC pending approval of the Board of Ferry County Commissioners.

#### 6. **Duration**

The Duration of the RTC shall be for a two year period (2010) and at that time will be reevaluated by the Board of Ferry County Commissioners and the decision will be made if a longer period is necessary.

#### 7. **Savings Clause**

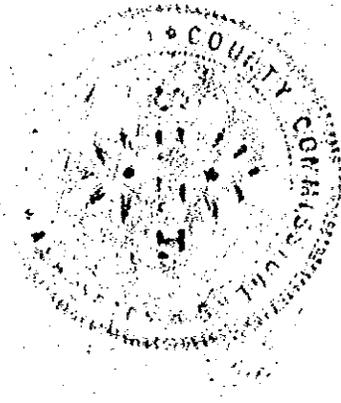
Should any portion of these By-Laws be declared unconstitutional or otherwise contrary to the law, such decision shall not affect the validity of the remaining portion of these By-Laws.

Approved by Resolution No. 2009-26

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Dated this 27<sup>th</sup> day of April, 2009.



BOARD OF FERRY COUNTY COMMISSIONERS

Brad L. Miller  
BRAD L. MILLER, Chairman

Ronald J. Bond  
RONALD "JOE" BOND, Vice Chair

Robert L. Heath  
ROBERT L. "BOB" HEATH, Member

ATTEST:

Teri Kinney  
for Debbie Bechtol, Clerk of the Board