

My name is Barry Ellis. I am here today to address a situation which was not dealt with appropriately by Jefferson County Health Dept.

My former girlfriend and myself took occupancy of a residence owned by Bent and Joanne Meyer located at 1507 31st Street in Port Townsend in late April of 2011. During my fourteen months at this residence, I experienced internal bleeding, two emergency surgeries, numerous medical procedures, an attempted suicide by my former girlfriend and my fiancée required medical attention right after moving in with me.

In April 2012, neighbors of ours, Denise Early and Paula Martin (Guardian ad Litem Jefferson County), told us that the owners had cleaned up remnants of a meth lab two weeks before I moved into this home. I then contacted Bent Meyer, the owner of the residence and he refused to address the situation but did tell me to move out immediately. When I asked for permission to have the premises tested for meth residue, I was locked out of the residence without a court order.

I had contacted Marjorie Boyd at the Jefferson County Health Dept. and to my surprise, she stated there was nothing she could do except if the Port Townsend Police Dept. notified her or the owner. I had also contacted Sgt. Green at the Port Townsend Police Dept., and in essence was told, this was a civil matter.

Before I was locked out of this residence, I removed items from the house and had them tested for meth residue and forwarded the results to Marjorie Boyd at the Jefferson County Health Dept., which were between two and twenty six times the legal limit (See exhibit A/B/C), and was again told there was nothing she could do.

I then contacted Sgt. Kaare at the Port Townsend Police Dept. and he initiated a hazmat investigation report # 2013-00000872 (See exhibit D/E). In doing so, Sgt. Kaare spoke with the Jefferson County Health Dept., and was told not to open a case on this matter and in response Sgt. Kaare told them "I'm covering our ass on this one", and opened a case number on it. Through a public disclosure request, I asked who Sgt. Kaare spoke with at Jefferson County Health Dept., but he could not recall (see exhibit F). I also spoke with Ms. Armstrong at the Dept. of Ecology, and she also forwarded the lab results to Jefferson County Health Dept. I received letters from Mr. Jarrod Keefer, Marjorie Boyd and Christy Fiedler which I want to discuss now.

In short, the letter from Ms. Fiedler reads:

We do not have the authority to respond to this type of complaint except when it is referred to us from a law enforcement agency or the property owner. If we are requested by either law enforcement or a property owner to investigate a property for potential or known contamination, then we would carry out duties as outlined in RCW 64.44 and WAC 246-205 (See exhibit G).

In short, the letter from Mr. Keefer reads:

Jefferson County Public Health Dept. received the above referenced report from the City of Port Townsend Police Dept. on February 6, 2013. As we stated in our letter on November 2nd, upon referral or request by law enforcement and/or the property owner, we will post and inspect the site. We have yet to receive, from law enforcement or the property owner, a notification of potential contamination at that address due to the manufacture of illegal drugs (See exhibit H).

Exhibits D&E were the notifications of potential and verified contamination given to Jefferson County Health Dept. in February 2013 by the Port Townsend Police Dept. and by the Washington State Dept. of Ecology.

In a letter drafted by Mr. Keefer that was received through a public disclosure request (See exhibit I), Mr. Keefer refers to me as Mr. Dundee which is corrected in an email from David Alvarez (See exhibit J). The letter goes on to state that “the police report does not confirm that the site is an illegal drug manufacturing lab”. Our jurisdiction is limited to the illegal manufacture of drugs. I am now going to read the RCW, WAC and Jefferson County ordinance. Nowhere in these laws will you read or hear the term “illegal drug manufacturing lab”.

R.C.W.

64.44.010 states: **Contamination means polluted by hazardous chemicals so that the property is unfit for human habitation.** (See exhibit K)

64.44.020 states: **Whenever a law enforcement agency becomes aware that property has been contaminated by hazardous chemicals,** that agency shall report the contamination to the local health officer. The local health officer shall cause a posting of a written warning on the premises within one working day. (See exhibit L)

W.A.C.

246.205.520 states: Within one working day of notification from a law enforcement agency of **potential contamination,** the local health officer shall post a written warning on the premises. (See exhibit M)

246-205-010 states: Illegal drug manufacturing or storage site means any property where a person illegally manufactures or stores a controlled substance or a law enforcement **agency or the property owner believes a person illegally manufactured or stored a controlled substance.** Notice the past tense. No meth lab required. (See exhibit N)

246-205-010 goes on to state that a **property owner is a leasee.** (See exhibit O)

Jefferson County Ordinance

Section 2 Applicability: This regulation shall apply to any site defined as an illegal drug manufacturing or **storage site** as per W.A.C. 246-205-010. This regulation also **applies to any property that is contaminated.** (See exhibit P)

Section 3G states: **Owner is any occupant of property.** (See exhibit Q)

The items that need to be addressed are that the R.C.W., W.A.C. and the Jefferson County Ordinance all state that “**storage site/any property that is contaminated or potential contamination**” requires Jefferson County Health Department to take action. The site does not have to be a drug manufacturing lab as indicated in Mr. Keefer's letters, as seen in **exhibit N**, but he and Ms. Feidler do indicate that potential contamination is recognized as requiring a response from the Jefferson County Health Dept., but has not been enforced. The other matter being that in the W.A.C. and the Jefferson County Ordinance, an **owner is described as a leasee or occupant.** As a leasee and occupant, I was refused assistance by the Jefferson County Health Dept. To date, Jefferson County Health Dept. has failed to post this site or report it to the State Board of Health, both of which are requirements.

In a recent public disclosure request (See exhibit R), I asked to review all materials pertaining to **meth lab busts** performed by the Jefferson County Sheriff's Office between 2000-present. I received a response from David Alvarez stating “This office asked the City of Port Townsend to retrieve any reports relating to the following identifiers. 1411 12th Street / 1507 31st Street / Debra Tvrdik. Obviously the City of Port Townsend indicates 1507 31st Street as an identifier to meth lab bust.

I am now asking the Jefferson County Health Dept. to post a warning on this house in accordance with the law and force the owner to clean up this residence before he hurts anyone else. You have been notified by the Port Townsend Police Dept., the Dept. of Ecology and myself of these lab results. Another family has gotten sick because of your inactions and renegade interpretation of the RCW, WAC and Jefferson County Ordinances.

Under RCW 70.05, I am requesting the Washington State Board of Health to investigate this matter.

Thank you for your time on this matter.

Barry Ellis

EXHIBIT A



Case Report Summary

Print Date/Time: 03/04/2013 15:40
Login ID: kpownall
Case Number: 2013-00000872
13-0872 Environmental Studies

Port Townsend Police Dept
ORI Number: WA0160100

A Best Environmental LLC A Best Const Job Number 4789
Pre-Test Sampling Report
1507 31st St
Port Townsend 98368

Sample Number	Sample Area	Sample Points	Area Sampled cm2	Results µg/100 cm2
PTA-1	Fan and Grate	4	100	2.570
PTA-2	Trim	4	100	0.191
PTA-3	Blank	4	100	ND

Note: "ND" indicates that the results value is less than the reporting level of the analytical lab, referred to as "Non-Detect". Cleanup Standard is 0.10 ug/100cm2.

Identification of analytical lab

Analytical Chemistry, Inc.
Mia Sazon
4611 S 134th Pl # 200
Tukwila WA 98168
Date Tested 10/4/2012
Sampler Larry Stone

Phone: (206) 622-8353
Fax: (206) 622-4623



EXHIBIT B



Case Report Summary

Print Date/Time: 03/04/2013 15:40
Login ID: kpownall
Case Number: 2013-00000872
13-0872 Environmental Studies

Port Townsend Police Dept
ORI Number: WA0160100

PTPD 13-0872

A Best Environmental, LLC
16630 S.E. Lillian Way
Portland, OR 97236
(503) 492-2885
Fax (503) 492-9615

A Best Const
Record Number
4789

From **Larry Stone**
Attention **Barry Ellis**
Date **10/24/2012** Time **8:39:14 PM**
Case Number
Property Address **1507 31st St**
City State Zip **Port Townsend 98368**
Mail to address:

Barry, here are the test results for the samples we took off of the material you brought to us.

Sample 1 was a four-point composite sample off of the vent and grate. The results were about 26 times the State of Washington Cleanup Levels of 0.1. Sample 2 was a four-point composite sample that tested the trim and floor board. That sample was about twice the State of Washington Cleanup Level.

Let me know if you have any questions.

Thanks,

Larry Stone

EXHIBIT D



Case Report Summary

Print Date/Time: 03/04/2013 15:40

Login ID: kpownall

Case Number: 2013-00000872

Port Townsend Police Dept

ORI Number:

WA0160100

PT Case, Officer: jkaare, Supervisor: jgreenspane, Merged By: ao

Handwritten notes:
has results
2/24/13

 PORT TOWNSEND POLICE DEPARTMENT 1925 Blaine St. Suite 100 Port Townsend, WA 98365 (360) 385-2322	Initial Case Report
	Case Report # 2013-00000872

NARRATIVE

Case No.: 13-0872
 Date: 02/04/2013
 Officer: J. Kaare
 Case Status: Agency Assist
 Routing: Jefferson County Public Health Dept.

On 2/4/13 at about 1530, Barry Ellis came to the PD to find out what could be done to clean up a home that he had rented at 1507 31st St. He said that he and his former girlfriend had rented the home in April of 2011 and shortly after began having health problems that could not be diagnosed. His former girlfriend also began having problems, eventually leading to her attempting suicide. See Ellis' detailed statement.

Ellis said that he had a person video tape him removing some items from the home to have tested at a laboratory in Portland, OR, at A Best Environmental, LLC. Ellis videotaped the items being removed so that he could prove a chain of custody on the items he removed for testing. The attached report, dated 10/24/2012, indicates that the levels of contamination on one item is 26 times greater, and the other item is two times greater than allowed by Washington State cleanup levels of 0.1 micrograms/100 square cm.

I called the lab and spoke with the person who did the tests and verified the results with him. The Lab is under contract to perform clandestine lab cleanup in Pierce County and they have experience in over 500 lab cleanups. He was also very familiar with the Washington State laws pertaining to contaminated properties and recommended that the Police Department notify the County Health Dept. as soon as practicable to inform them of a contaminated property within their jurisdiction.

REPORTING OFFICER JOSEPH KAARE	APPROVING SUPERVISOR
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Case Report Summary



Print Date/Time: 10/29/2013 17:19
 Login ID: ajfox
 Case Number: 2013-00000872
 PT Case, Officer: jkaare, Supervisor: jgreenspane, Merged By: ao

Port Townsend Police Dept
 ORI Number: WA0160100

		PORT TOWNSEND POLICE DEPARTMENT 1925 Blaine St Suite 100 Port Townsend, WA 98368 (360) 386-2322	Initial Case Report Case Report # 2013-00000872	
EVENT	OCCURRED INCIDENT Hazmat Investigation		DATE/TIME REPORTED 2/4/2013 16:30	
	LOCATION OF OCCURRENCE 1507 31st ST		OCCURRED DATE/TIME 4/9/2011 00:00	
	Port Townsend, WA <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Victim Confidentiality <input type="checkbox"/> In Car Video <input type="checkbox"/> Evidence <input type="checkbox"/> Photos		OCCURRED THROUGH 10/24/2012 20:40	
OFFENSES	STATUTE / DESCRIPTION		Counts	Attempt/Commit
	90X OTHER AGENCY ASSIST		1	Commit
SUBJECT	SUBJECT TYPE Reporting Person		NAME ELLIS, BARRY DEAN	
	ADDRESS 37404 BAY ST NE HANSVILLE, WA 98340-8804		DOB / AGE RANGE 04/27/1957	
	RACE White		SEX Male	HEIGHT 6 03
SUBJECT	SUBJECT TYPE Legal Owner		NAME MEYER, BRENT MATTHEW	
	ADDRESS 3504 NE 204TH ST SEATTLE, WA 98155		DOB / AGE RANGE 05/31/1946	
	RACE White		SEX Male	HEIGHT 5 06
VEHICLE	PROPERTY CODE <input type="checkbox"/> Burned <input type="checkbox"/> Counterfeit / Forged <input type="checkbox"/> Destroyed / Damaged / Vandalized <input type="checkbox"/> Recovered <input type="checkbox"/> Seized <input type="checkbox"/> Stolen <input type="checkbox"/> Unknown			
	TYPE / MAKE / MODEL		YEAR	COLOR
	PLATE	STATE	VIN	VALUE
PROPERTY	DESCRIPTION			
	PROPERTY CODE <input type="checkbox"/> Burned <input type="checkbox"/> Counterfeit / Forged <input type="checkbox"/> Destroyed / Damaged / Vandalized <input type="checkbox"/> Recovered <input type="checkbox"/> Seized <input type="checkbox"/> Stolen <input type="checkbox"/> Unknown			
	SERIAL NUMBER	QTY/UNIT OF MEASURE	VALUE	COLOR
ITEM TYPE and DESCRIPTION				

CASE DISPOSITION	ASSOCIATED CASES 2013- 2013-2013-	REPORTING DISTRICT Hastings
REPORTING OFFICER JOSEPH KAARE	APPROVING SUPERVISOR	



10/10/13

Case Report Summary



Print Date/Time: 02/04/2013 15:40
Login ID: Spowall
Case Number: 2013 00000572

Port Townsh: J Police Dept
ORI Number: WA0100100

Case

Case Number: 113 0000372
Location: 1507 WEST ST
941 Inverness, WA
98243
Reporting Officer ID: 763-KZakof

Incident Type: Harassment
Occurred From: 04/09/2011 14:00
Occurred Thru: 10/29/2012 10:00
Disposition: Open (Priority in Narrows)
Disposition Date: 01/05/2013
Reported Date: 01/04/2013 09:30 Monday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
		9A02	OTHER AGENCY ASSIST	OTHER AGENCY ASSIST	

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Offender	1	MEYER BRENE MATTHEW	5003 NE COATHILL SPACER, WA 98105		White	Male	05/21/1979
Offender	1	ABRANT ENVIRONMENTAL LLC	16303 LILLIAN WAY PORTLAND, OR 97204	(503)972-7999			
Reporting Person	1	L. G. BARKY DEAN	7404 RAY DR NE HARVILL, WA 98103	(206)881-1111	White	Male	04/27/1967

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
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Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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Vehicles

No.	Role	Vehicle Type	Year	Make	Model	Color	License Plate	State
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Case Report Summary



Print Date/Time: 10/29/2013 17:19

Login ID: ajfox

Case Number: 2013-00000872

PT Case, Officer: jkaare, Supervisor: jgreenspane, Merged By: ao

Port Townsend Police Dept

ORI Number:

WA0160100

		PORT TOWNSEND POLICE DEPARTMENT 1925 Blaine St. Suite 100 Port Townsend, WA 98368 (360) 385-2322		Initial Case Report Case Report # 2013-00000872		
ADDITIONAL SUBJECTS						
SUBJECT	SUBJECT TYPE	NAME			DOB / AGE RANGE	
	Other	A BEST ENVIRONMENTAL LLC,				
	ADDRESS	16630 SE LILLIAN WAY PORTLAND, OR 97236			PRIMARY PHONE (503)492-2885 SECONDARY PHONE	
	RACE	SEX	HEIGHT	WEIGHT	HAIR	EYE
	DL/ID NUMBER	STATE	EMAIL ADDRESS			
SUBJECT	SUBJECT TYPE	NAME			DOB / AGE RANGE	
	ADDRESS				PRIMARY PHONE SECONDARY PHONE	
	RACE	SEX	HEIGHT	WEIGHT	HAIR	EYE
	DL/ID NUMBER	STATE	EMAIL ADDRESS			
	SUBJECT TYPE	NAME			DOB / AGE RANGE	
SUBJECT	ADDRESS				PRIMARY PHONE SECONDARY PHONE	
	RACE	SEX	HEIGHT	WEIGHT	HAIR	EYE
	DL/ID NUMBER	STATE	EMAIL ADDRESS			
	SUBJECT TYPE	NAME			DOB / AGE RANGE	
	SUBJECT	ADDRESS				PRIMARY PHONE SECONDARY PHONE
RACE		SEX	HEIGHT	WEIGHT	HAIR	EYE
DL/ID NUMBER		STATE	EMAIL ADDRESS			
SUBJECT TYPE		NAME			DOB / AGE RANGE	
SUBJECT		ADDRESS				PRIMARY PHONE SECONDARY PHONE
	RACE	SEX	HEIGHT	WEIGHT	HAIR	EYE
	DL/ID NUMBER	STATE	EMAIL ADDRESS			

REPORTING OFFICER JOSEPH KAARE	APPROVING SUPERVISOR
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Case Report Summary



Print Date/Time: 10/29/2013 17:19
Login ID: ajfox
Case Number: 2013-00000872

Port Townsend Police Dept
ORI Number: WA0160100

PT Case, Officer: jkaare, **Supervisor:** jgreenspane, **Merged By:** ao

 PORT TOWNSEND POLICE DEPARTMENT 1925 Blaine St. Suite 100 Port Townsend, WA 98368 (360) 385-2322	Initial Case Report
	Case Report # 2013-00000872
NARRATIVE	

Case No.: 13-0872
Date: 02/04/2013
Officer: J. Kaare
Case Status: Agency Assist
Routing: Jefferson County Public Health Dept.

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Ellis said that he had a person video tape him removing some items from the home to have tested at a laboratory in Portland, OR, at A Best Environmental, LLC. Ellis videotaped the items being removed so that he could prove a chain of custody on the items he removed for testing. The attached report, dated 10/24/2012, indicates that the levels of contamination on one item is 26 times greater, and the other item is two times greater than allowed by Washington State cleanup levels of 0.1 micrograms/100 square cm.

I called the lab and spoke with the person who did the tests and verified the results with him. The Lab is under contract to perform clandestine lab cleanup in Pierce County and they have experience in over 500 lab cleanups. He was also very familiar with the Washington State laws pertaining to contaminated properties and recommended that the Police Department notify the County Health Dept. as soon as practicable to inform them of a contaminated property within their jurisdiction.

REPORTING OFFICER	APPROVING SUPERVISOR
JOSEPH KAARE	

Barry Ellis

1044 Water Street #337

Port Townsend, WA 98368

Phone: 831.998.0114

Summary

On or about April 9, 2011, my former girlfriend, Elizabeth Tennis and myself, rented a home located at 1507 31st Street in Port Townsend, Washington from Bent and Joanne Meyer, the registered owners. We took occupancy of said residence on April 24, 2011. We asked the history of the home when we first met Mr. Meyer and were told that the prior occupant had her children removed from her by CPS. Mr. Meyer did not indicate any other history to the residence. There was an odor in the downstairs of the house but I wasn't that concerned about it. It smelled like deodorizer.

On June 6, 2011, I started urinating blood. My condition worsened. On or about June 18, 2011, I went to Jefferson Healthcare. I was sent to emergency and was scheduled to see Dr. Dimitri Kuznetsov immediately. During the next few days, I was subsequently scheduled for a cat scan, labs and a scope procedure with Dr. Dimitri. Nothing was found to be out of the ordinary except blood loss and the source of bleeding could not be ascertained. A possible scenario for my bleeding was that I had contact with chemicals or maybe ingested something along that line. To my knowledge at the time, I didn't know of any contact or ingestion of any chemical. On June 29, 2011, I underwent surgery at Jefferson Healthcare. The location or cause of the bleeding could not be ascertained. I continued urinating blood up to a few days before the second surgery which was on July 17, 2011. The source or cause of bleeding could not be located. Next, I was sent to Dr. Lawrence at Jefferson Healthcare and scheduled for an endoscopy and colonoscopy. This procedure was performed on September 1, 2011. (Medical Billing/Exhibit A)

In July 2011, Elizabeth Tennis (former girlfriend), started mentally locking down. She started becoming defensive in any conversation we had, talked her self out of being hired at two job interviews at the Life Care Center of Port Townsend, of which I was notified of Elizabeth's actions by a nurse who worked at the facility, Janeane Barabasz. In the first or second week of August 2011, Elizabeth attempted suicide on Marrowstone Island in her Jeep. Sheriff's dept. responded and she was airlifted to Harborview for a drug overdose (Amotriptolene and sleeping pills). I had been in bed mostly recovering from my internal bleeding during this time so my interactions with Elizabeth were brief and rare. Elizabeth Tennis is now living in Index, WA at the Aquarian Tabernacle Church. I've had only email contact with her since she came and retrieved her belongings after her release from Harborview and Kitsap Mental Health Services which was the end of August 2011. She is delusional. Her thought process seems to be of a 12 year old even though she has a major in English from Penn State. Her email is ebet.drums@gmail.com.

On December 3, 2011, my fiancée, Sylvia Heins, moved in with me at this residence. Within approximately five weeks, she started having uterine bleeding and was seen at Jefferson Health Care and The Women's Clinic in January and February 2012. The doctor's thought that it could have been mostly stress related but there was no definite diagnosis of the cause of bleeding. She went on birth control pills for possible hormone assistance to help her.

During my last medical exams in November 2011, I started having digestive problems and was suicidal which I documented lightly with my physician, Dr. Harris at Jefferson Healthcare. I couldn't put back on the 40 lbs. I lost during these medical procedures. I'm still having digestive problems as is my fiancée of which we are both seeking medical treatment.

In April 2012, a neighbor, Paula Martin, the Guardian ad Litem of Jefferson County, asked Sylvia and I if we were having any medical issues from moving into a meth lab of which I explained to Paula the medical issues we were having and Paula knew my former girlfriend's attempted suicide. This was the first I heard that this residence was an alleged meth lab. Paula has since emailed me a statement pertaining to her conversation with the owner of this residence prior to my moving into this residence. **(Paula Martin Statement/Exhibit B)**

I immediately contacted Jefferson County Health Dept. (Marjorie Boyd), to inquire if they had record of this residence having any history of such. The Health Dept. had no history on this residence.

I contacted CPS, but they stated they could not divulge any info at that time about the seizure of children during early 2011.

I put in a request for incident reports on this address during the third week of April 2012, but I did not word my request properly. I met with Sgt. Green and Kay Pownell on May 2, 2012, and put in a second incident report for this address and talked with Sgt. Green about the present situation. I since pulled a criminal history (Hillary Steele) of the prior tenant and received the incidence reports requested. **(Criminal History/Incident Reports/Exhibit C&D)**

A short time after, my fiancée, Sylvia Heins, went to the US Bank in Port Townsend. A teller by the name of Denyse Early spoke with Sylvia about that she was our neighbor and how good the place was looking. Sylvia stated we were moving because of what we had found out. Ms. Early stated that she saw the interior of the residence right before we moved in, and said it was a meth lab and that there were items under the crawlspace that resembled items related to cooking meth. Ms. Early stated that her husband Gabriel, spoke with the son in law of the Meyer's (Steve Heemstra) and Ms. Meyer a few weeks before we moved in, and that Ms. Meyer and Mr. Heemstra both stated that they found and were cleaning up a meth lab. Bent Meyer was much more selective with his wording. Ms. Early negotiated a rent with Mr. Meyer to move her family in, but Ms. Early declined after seeing downstairs. Ms. Early has apologized to me on numerous occasions for not coming over and telling us what they have known about this residence. She is willing to make a statement to police regarding this matter as well as her husband, Gabriel Early. They are located at 1530 31st Street / Port Townsend. Denyse Early's cell phone is 360.774.0514 and her work number is 360.385.2274.

After speaking with Paula Martin, we started removing items from downstairs and discovered that all items that were sitting on the floor on the entire east wall had a sweet distinct odor. They have been

bagged for evidence. After discovering the scent of these items, I have discovered that the carpet smells like the same odor. The downstairs was sealed up in plastic on or about April 20th, 2012. **(Downstairs Evidence/Exhibit E)**

I immediately started inquiring, by email, about this alleged meth lab with Mr. and Mrs. Meyer starting on April 23, 2012 and continuing through May 11, 2012. Our doctor's are requiring this info to proceed with medical testing for chemical exposure. The Meyer's have refused to address my concerns or are willing to divulge any information on this matter. Mr. Meyer however, has attempted to extort \$10,000.00 dollars from me twice. **(Email Correspondence/Exhibit F)** Mr. Meyer claimed I owed him that amount in past rents and to vacate premises if not paid in full by May 1, 2012 in an email sent April 15, 2012. One correspondence by email on May 7, 2012, with Mr. Meyer, was in regards to challenging these ridiculous amounts. His response was that he was now going to check his bank records after making this vain attempt in collecting these absurd amounts three weeks later. **(Email Correspondence/Exhibit G)**

On May 11, 2012, Mr. Meyer and a representative from Townsend Bay Property Management, Christina Nelson, arrived at 11:00 without my consent, to look inside this residence. Mr. Meyer attempted forced entry with Ms. Nelson as a witness. Mr. Meyer emailed me the night before notifying me of his intention of which I refused in an attached email. I spoke to Ms. Nelson at her office located at 412 Logan Street Port Townsend on May 14, 2012, about the present situation at this residence. She stated she was not notified by Mr. Meyer of the ongoing situation at my residence nor did Mr. Meyer inform her of a meth lab at my residence. Ms. Nelson told me to pass on her contact info to the Port Townsend Police.

Synopsis of Evidence

Based on statements made, the Meyer's evicted Hillary Steele (the former tenant) after CPS seized Ms. Steeles's children at 1507 31st Street sometime in early 2011. After her eviction, Ms. Steele allegedly broke into this residence several times. The Meyer's allegedly found her the last time in this residence with the meth lab, threw her out and cleaned up the meth lab themselves a few weeks before Elizabeth and I moved in.

On or about April 9, 2011, Bent Meyer did knowingly rent to Elizabeth Tennis and Barry Ellis, premises that were not fit for occupancy, that he knowingly found and cleaned up an alleged meth lab produced by their former tenant, Hillary Steele, that Mr. and Mrs. Meyer and their son in law Steve Heemstra, failed to notify law enforcement, and the events that subsequently followed to individuals that occupied said residence, were the direct cause of said actions of Mr. and Mrs. Meyer and Steve Heemstra, that Mr. Meyer's intention, even after Mr. Meyer was notified about this present situation, is to rent this property to another tenant without any notification to the tenant or Townsend Bay Property Management, that Mr. Meyer attempted to extort \$10,000.00 when the information emerged about the alleged meth lab.

It is evident that Mr. Meyer's intent is only that of profit, not of providing a safe living environment or following law.

Mr. Meyer was formally a pastor with the Mars Hill Church in Seattle, WA. His employment was recently terminated by Mars Hill Church.

EXHIBIT A: MEDICAL RECORDS

EXHIBIT B: PAULA MARTIN STATEMENT

Paula Martin



Paula Martin

paulamartin@olympus.net

-

- [Send email](#)

- [Find email](#)

[Add to contacts](#)

To barryellisinvestigations@hotmail.com

Hi Barry—You asked me to put in writing what I recently told you regarding a conversation I had several months ago, so here it is:

I was taking a walk through my neighborhood several months ago and saw a woman who appeared to be cleaning out the contents of a house on 31st Street. The house had stood out for many months—it was always extremely disheveled and dirty. The tattered window coverings were almost always closed. Standing in the street, I spoke with the woman (who appeared to be of Asian descent) and thanked her for cleaning up part of my neighborhood. She said the house had been used to cook meth. I asked how she knew that and she said “they” (her husband and herself) knew the signs of meth cooking, and this house had them.

Paula

EXHIBIT C: PRIOR TENANT INCIDENT REPORTS

SD - A

From: barry ellis <barryellisinvestigations@hotmail.com>
Subject: **FW: What I was told**
Date: May 9, 2012 9:22:33 PM PDT
To: John Wood <jaww4510@gmail.com>

From: paulamartin@olympus.net
To: barryellisinvestigations@hotmail.com
Subject: What I was told
Date: Tue, 8 May 2012 17:10:12 -0700

Hi Barry—You asked me to put in writing what I recently told you regarding a conversation I had several months ago, so here it is:

I was taking a walk through my neighborhood several months ago and saw a woman who appeared to be cleaning out the contents of a house on 31st Street. The house had stood out for many months—it was always extremely disheveled and dirty. The tattered window coverings were almost always closed. Standing in the street, I spoke with the woman (who appeared to be of Asian descent) and thanked her for cleaning up part of my neighborhood. She said the house had been used to cook meth. I asked how she knew that and she said "they" (her husband and herself) knew the signs of meth cooking, and this house had them.

Paula

October 29, 2013

EXHIBIT F

Barry Ellis

1044 Water St. #377

Port Townsend, WA 98368

Re: Records Request – 10/25/13

Dear Mr. Ellis:

This email responds to your public records request received by the Port Townsend Police Department on October 25, 2013 for the following records:

"PT Case Report# 13-00000872/ Sgt. Kaare spoke to an individual at the JC Health Department. That individual told Sgt. Kaare to not open a case file on this referenced matter. I am requesting the name of that person at the Health Department that Sgt Kaare spoke with."

Attached please find 5 pages of records which are responsive to this request. Pursuant to our policy there is no charge for 9 pages or less. Please note the case routing of the report is to the Jefferson County Health Department. I spoke with Sgt. Kaare, who confirmed that the report was given to the health department, but he is unable to recall the name of the individual who he had contact with at the health department. Sgt. Kaare is available to speak with you if you have further questions. His contact number is (360) 531-2958.

Please note that portions of the documents have been redacted pursuant to the Public Records Act and other applicable statutes. A redaction log accompanies the documents to explain the specific redactions.

We believe we have fully responded to your request. If you believe otherwise, or have any questions, please let me know.

Sincerely,

Autumn Fox

EXHIBIT G



JEFFERSON COUNTY PUBLIC HEALTH

615 Sheridan Street • Port Townsend • Washington • 98368
www.jeffersoncountypublichealth.org

November 2, 2012

Mr. Barry Ellis
1044 Water St. #337
Port Townsend, WA 98368

Dear Mr. Ellis:

I am writing in regard to the complaint we received as ERTS 634934 and the conversation we had in the Jefferson County Public Health (JCPH) lobby this morning concerning the rental property at 1507 31st Street.

We do not have the authority to respond to this type of complaint except when it is referred to us from a law enforcement agency or the property owner. If we are requested by either law enforcement or a property owner to investigate a property for potential or known contamination, then we would carry out duties as outlined in RCW 64.44 and WAC 246-205.

I am sorry that we are unable to pursue this matter as you wish.

Sincerely,

A handwritten signature in cursive script that reads "Christy Fiedler".

Christy Fiedler
Environmental Health Specialist
Jefferson County Public Health
360-344-9303

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FAX: (360) 385-9401

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EXHIBIT H

Barry Ellis
37404 Bay Street NW
Hansville, WA 98340-8804

Re: Police Report 2013-00000872
1507 31st Street, Port Townsend, WA

Dear Mr. Ellis,

Jefferson County Public Health Department (JCPH) received the above referenced report from the City of Port Townsend Police Department on February 6, 2013. As we stated in our letter dated November 2nd, upon referral or request by law enforcement and/or the property owner we will post and inspect the site. We have yet to receive, from law enforcement or the property owner, a notification of potential contamination at that address due to the manufacture of illegal drugs. Please refer to Chapter 246-205, WAC -- Decontamination of illegal drug manufacturing or storage sites.

So you know, once a site of potential contamination due to illegal drug manufacturing is located, law enforcement responds with Ecology's Spill Response Program or Ecology is called in after the fact to conduct the initial cleanup of the drug lab (i.e. glass ware, chemicals, and grossly contaminated items). Once the illegal drug lab is confirmed and the initial cleanup is conducted, the local Health Department would post the property and work with the property owner to decontaminate the property.

At present, it is our understanding that law enforcement has not taken action to respond to an illegal drug lab at that address. Should this occur, it would, in turn, initiate a response from Ecology or Jefferson County Public Health Department.

Thank you for your time.

Sincerely,

MPH, RS
Jared Keefer, MPH, RS
Director, Environmental Health and Water Quality

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EXHIBIT I

Barry Dundee

37404 Bay Street NW
Hansville, WA 98340-8804

Re: Police Report 2013-00000872
1507 31st Street, Port Townsend, WA

Dear Mr. Dundee,

Jefferson County Public Health Department (JCPH) received the above referenced report from the City of Port Townsend Police Department on February 6, 2013. The police report does not confirm that the site is an illegal drug manufacturing lab. Our jurisdiction is limited to the illegal manufacture of drugs. Please refer to Chapter 246-205, WAC—Decontamination of illegal drug manufacturing or storage sites.

In the case of illegal drug manufacturing, the police typically respond with Ecology's Spill Response Program or Ecology is called in after the fact to conduct the initial cleanup of the drug lab (i.e glass ware, chemicals, and grossly contaminated items). Once the illegal drug lab is confirmed and the initial cleanup is conducted, the local Health Department would work with the property owner to decontaminate the property.

At present, the City of Port Townsend Police Department does not have enough evidence to take action and respond to an illegal drug lab that would initiate a response from Ecology or Jefferson County Public Health Department.

Thank you for your time.

Sincerely,

Jared Keefer, MPH, RS
Director, Environmental Health and Water Quality
Jefferson County Public Health

104

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David Alvarez

From: David Alvarez [dalvarez@co.jefferson.wa.us]
Sent: Friday, February 08, 2013 11:54 AM
To: Pinky Feria-Mingo; Jared Keefer
Subject: RE: Meth House Draft Letter

I don't have any comments on the letter. Send it if you wish. The name of the man is Barry Ellis so delete any references to Dundee, which is the name of the plat.

From: Pinky Feria-Mingo
Sent: Friday, February 08, 2013 11:13 AM
To: Jared Keefer; David Alvarez
Subject: Meth House Draft Letter

EXHIBIT J

<< File: ERTS 634934 1507 31st PT.doc >>

102



RCW 64.44.010**Definitions.**

EXHIBIT K

The words and phrases defined in this section shall have the following meanings when used in this chapter unless the context clearly indicates otherwise.

(1) "Authorized contractor" means a person who decontaminates, demolishes, or disposes of contaminated property as required by this chapter who is certified by the department as provided for in RCW 64.44.060.

(2) "Contaminated" or "contamination" means polluted by hazardous chemicals so that the property is unfit for human habitation or use due to immediate or long-term hazards. Property that at one time was contaminated but has been satisfactorily decontaminated according to procedures established by the state board of health is not "contaminated."

(3) "Department" means the department of health.

(4) "Hazardous chemicals" means the following substances associated with the illegal manufacture of controlled substances: (a) Hazardous substances as defined in RCW 70.105D.020; (b) precursor substances as defined in RCW 69.43.010 which the state board of health, in consultation with the pharmacy quality assurance commission, has determined present an immediate or long-term health hazard to humans; and (c) the controlled substance or substances being manufactured, as defined in RCW 69.50.101.

(5) "Officer" means a local health officer authorized under chapters 70.05, 70.08, and 70.46 RCW.

(6) "Property" means any real or personal property, or segregable part thereof, that is involved in or affected by the unauthorized manufacture, distribution, or storage of hazardous chemicals. This includes but is not limited to single-family residences, units of multiplexes, condominiums, apartment buildings, boats, motor vehicles, trailers, manufactured housing, any shop, booth, garden, or storage shed, and all contents of the items referenced in this subsection.

[2013 c 19 § 49; 2006 c 339 § 201; 1999 c 292 § 2; 1990 c 213 § 2.]

Notes:

Intent -- Part headings not law -- 2006 c 339: See notes following RCW 70.96A.325.

Finding -- Intent -- 1999 c 292: "The legislature finds that the contamination of properties used for illegal drug manufacturing poses a threat to public health. The toxic chemicals left behind by the illegal drug manufacturing must be cleaned up to prevent harm to subsequent occupants of the properties. It is the intent of the legislature that properties are decontaminated in a manner that is efficient, prompt, and that makes them safe to reoccupy." [1999 c 292 § 1.]

Effective date -- 1990 c 213 §§ 2, 12: "Sections 2 and 12 of this act are necessary for the immediate preservation of the public peace, health, or safety or support of the state government and its public institutions, and shall take effect on the effective date of the 1989-91 supplemental omnibus appropriations act (SSB 6407) [April 23, 1990] if specific funding for this act is provided therein." [1990 c 213 § 17.]



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RCWs > [Title 64](#) > [Chapter 64.44](#) > [Section 64.44.020](#)

[64.44.010](#) << [64.44.020](#) >> [64.44.030](#)

EXHIBIT L

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- * Find Your Legislator
- * Visiting the Legislature
- * Agendas, Schedules and Calendars
- * Bill Information
- * Laws and Agency Rules
- * Legislative Committees
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RCW 64.44.020

Reporting — Warning — Notice — Duties of local health officer.

Whenever a law enforcement agency becomes aware that property has been contaminated by hazardous chemicals, that agency shall report the contamination to the local health officer. The local health officer shall cause a posting of a written warning on the premises within one working day of notification of the contamination and shall inspect the property within fourteen days after receiving the notice of contamination. The warning posting for any property that includes a hotel or motel holding a current license under RCW [70.62.220](#), shall be limited to inside the room or on the door of the contaminated room and no written warning posting shall be posted in the lobby of the facility. The warning shall inform the potential occupants that hazardous chemicals may exist on, or have been removed from, the premises and that entry is unsafe. If a property owner believes that a tenant has contaminated property that was being leased or rented, and the property is vacated or abandoned, then the property owner shall contact the local health officer about the possible contamination. Local health officers or boards may charge property owners reasonable fees for inspections of suspected contaminated property requested by property owners.

A local health officer may enter, inspect, and survey at reasonable times any properties for which there are reasonable grounds to believe that the property has become contaminated. If the property is contaminated, the local health officer shall post a written notice declaring that the officer intends to issue an order prohibiting use of the property as long as the property is contaminated.

If access to the property is denied, a local health officer in consultation with law enforcement may seek a warrant for the purpose of conducting administrative inspections. A superior, district, or municipal court within the jurisdiction of the property may, based upon probable cause that the property is contaminated, issue warrants for the purpose of conducting administrative inspections.

Local health officers must report all cases of contaminated property to the state department of health. The department may make the list of contaminated properties available to health associations, landlord and realtor organizations, prosecutors, and other interested groups. The department shall promptly update the list of contaminated properties to remove those which have been decontaminated according to provisions of this chapter.



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Mobile

WACs > Title 246 > Chapter 246-205 > Section 246-205-520

EXHIBIT M

[246-205-510](#) << [246-205-520](#) >> [246-205-530](#)

WAC 246-205-520

No agency filings affecting this section since 2003

Posting property.

(1) Within one working day of notification from a law enforcement agency of potential contamination, the local health officer shall post a written warning on the premises. The warning shall inform potential occupants that hazardous chemicals may exist on, or have been removed from the property and that entry is unsafe.

(2) Within fourteen days of notification, the local health officer shall inspect the property.

(3) If the property is contaminated, the local health officer shall post a written notice on the premises declaring that the officer intends to issue an order prohibiting use of the property as long as the property is contaminated.

(4) Within ten working days of determining the property is contaminated, the local health officer shall cause to be served an order prohibiting use as required under WAC [246-205-560](#).

(5) Within one working day of issuance of the order, the local health officer shall post the order in a conspicuous place on the property.

[Statutory Authority: RCW [64.44.070](#). WSR 03-02-022, § 246-205-520, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW [64.40.070](#) [64.44.070] and chapter [64.44](#) RCW. WSR 92-10-027 (Order 268B), § 246-205-520, filed 4/29/92, effective 5/30/92.]

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- * Find Your Legislator
- * Visiting the Legislature
- * Agendas, Schedules and Calendars
- * Bill Information
- * Laws and Agency Rules
- * Legislative Committees
- * Legislative Agencies
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Mobile

WACs > Title 246 > Chapter 246-205 > Section 246-205-010

Inside the Legislature

- * Find Your Legislator
- * Visiting the Legislature
- * Agendas, Schedules and Calendars
- * Bill Information
- * Laws and Agency Rules
- * Legislative Committees
- * Legislative Agencies
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[246-205-001](#) << [246-205-010](#) >> [246-205-021](#)

EXHIBIT N

WAC 246-205-010

No agency filings affecting this section since 2003

Definitions.

For the purposes of this chapter, the following words and phrases shall have the following meanings unless the content clearly indicates otherwise.

"Authorized contractor" means any person or persons:

- Registered under chapter [18.27](#) RCW; and
- Certified by the department to decontaminate, demolish, or dispose of contaminated property as required by chapter [64.44](#) RCW and this chapter.

"Basic course" means a training course which has been sponsored or approved by the department for workers and supervisors who perform or supervise decontamination on illegal drug manufacturing or storage sites.

"Certificate" means a department issued written approval under this chapter.

"Certified" means a person who has department issued written approval under this chapter.

"Contaminated" or "contamination" means polluted by hazardous chemicals so that the property is unfit for human habitation or use due to immediate or long-term hazards. Property that at one time was contaminated, but has been satisfactorily decontaminated according to procedures established by the state board of health is not "contaminated."

"Decontamination" means the process of reducing levels of known contaminants to the lowest practical level using currently available methods and processes.

"Department" means the Washington state department of health.

"Disposal of contaminated property" means the disposition of contaminated property under the provisions of chapter [70.105](#) RCW.

"Hazardous chemicals" means the following substances used in the manufacture of illegal drugs:

- Hazardous substances as defined in RCW [70.105D.020](#); and
- Precursor substances as defined in RCW [69.43.010](#) which the state board of health, in consultation with the state board of pharmacy, has determined present an immediate or long-term health hazard to humans.

"Illegal drug manufacturing or storage site" means any property where a person illegally manufactures or stores a controlled substance or a law enforcement agency or the property owner believes a person illegally manufactured or stored a controlled substance.

"Initial site assessment" means the first evaluation of a property to determine the nature and extent of observable damage and contamination.

"List of contaminated properties" means a list of properties contaminated by illegal drug manufacturing or the storage of hazardous chemicals.

"Local department" means the jurisdictional local health department or district.

EXHIBIT

①

"Local health officer" means a health officer or authorized representative as defined under chapters 70.05, 70.08, and 70.46 RCW.

"Person" means an individual, firm, association, copartnership, political subdivision, government agency, municipality, industry, public or private corporation, or other entity.

"Posting" means attaching a written or printed announcement conspicuously on property which may be, or is determined to be, contaminated by illegal drug manufacturing or the storage of a hazardous chemical.

"Property" means any site, lot, parcel of land, structure, or part of a structure involved in the illegal manufacture of a drug or storage of a hazardous chemical including, but not limited to:

- Single-family residences;
- Units or multiplexes;
- Condominiums;
- Apartment buildings;
- Motels and hotels;
- Boats;
- Motor vehicles;
- Trailers;
- Manufactured housing;
- Any ship, booth, or garden; or
- Any site, lot, parcel of land, structure, or part of a structure that may be contaminated by previous use.

"Property owner" means a person with a lawful right of possession of the property by reason of obtaining it by purchase, exchange, gift, lease, inheritance, or legal action.

"Refresher course" means a department sponsored or approved biennial training course for decontamination workers and supervisors. An approved refresher course:

- Reviews the subjects taught in the initial training course; and
- Includes updated information on emerging decontamination technology.

"Storage site" means any property used for the storage of hazardous chemicals or illegally manufactured controlled substances.

"Supervisor" means a person certified by the department and employed by an authorized contractor who is on site during the decontamination of an illegal drug manufacturing or storage site and who is responsible for the activities performed.

"Worker" means a person certified by the department and employed by an authorized contractor who performs decontamination of an illegal drug manufacturing or storage site.

"Warning" means a sign posted by the local health officer conspicuously on the site of an illegal drug manufacturing or storage site informing potential occupants that hazardous chemicals may exist on, or have been removed from, the premises and that entry is unsafe.

[Statutory Authority: RCW 64.44.070. WSR 03-02-022, § 246-205-010, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.40.070 [64.44.070] and chapter 64.44 RCW. WSR 92-10-027 (Order 268B), § 246-205-010, filed 4/29/92, effective 5/30/92. Statutory Authority: RCW 64.44.060 and 64.44.070. WSR 92-02-017 (Order 223SB), § 246-205-010, filed 12/23/91, effective 1/23/92. Statutory Authority: RCW 64.44.060 and chapter 64.44

NOW, THEREFORE, BE IT ORDAINED BY THE JEFFERSON COUNTY BOARD OF HEALTH as follows:

SECTION I. AUTHORITY AND PURPOSE

EXHIBIT P

A. Authority

This Regulation is adopted pursuant to Chapters 64.44 and 70.05 of the Revised Code of Washington (RCW) and Chapter 246-205 of the Washington Administrative Code (WAC). All references to these RCWs and this WAC refer to the cited chapters and sections, as now or hereafter amended, and this regulation is supplementary thereto.

B. Purpose

This chapter provides for the protection of the health, safety, and welfare of the public by reducing the potential for public contact with hazardous chemicals associated with the manufacture of illegal drugs. This chapter:

- 1) Provides procedures for enforcement of the Jefferson County Health Officer's determinations that property is unfit for use due to contamination from illegal drug manufacturing or storage,
- 2) Establishes requirements for contamination reduction, abatement and assessment of costs, and
- 3) Creates an appeals process for orders of the Health Officer issued to carry out the duties specified in Chapters 64.44 and 70.05 of the Revised Code of Washington (RCW) and Chapter 246-205 of the Washington Administrative Code (WAC).

SECTION II. APPLICABILITY

This regulation shall apply to any site defined as an illegal drug manufacturing or storage site as per WAC 246-205-010. This regulation shall also apply to any property that is contaminated. This regulation shall not apply to industrial or commercial sites licensed or regulated by state or federal agencies where manufacturing processes use hazardous chemicals.

SECTION III. DEFINITIONS

When used in this regulation, the following terms have the meanings provided below. Definitions for other terms used in this regulation that are not defined below are provided in the WAC Chapter 246-205 and the RCW Chapter 64.44.

- A. Approved: Approved in writing by the Health Officer.
- B. Board of Health: Jefferson County Board of Health.
- C. Environmental Health Division: The Jefferson County Environmental Health Division.

- D. Health Officer: The Jefferson County Health Officer appointed under RCW 70.05.050 or the Health Officer's authorized representative.
- E. Nuisance: Any act or omission that may be detrimental to public health.
- F. Property: Any site, lot, parcel of land, structure, or part of a structure involved in the illegal manufacture of a drug or storage of hazardous chemicals, including but not limited to:
1. Single-family residences;
 2. Units or multiplexes;
 3. Condominiums;
 4. Apartment buildings;
 5. Motels and hotels;
 6. Boats;
 7. Motor vehicles;
 8. Trailers;
 9. Manufactured housing;
 10. Any ship, booth, or garden; or
 11. Any site, lot, parcel of land, structure, or part of a structure that may be contaminated by previous use.
- G. Property owner or owner: any occupant of property or person having an interest in the property as shown in the records of the Jefferson County Auditor or other such governmental licensing or recording body.

EXHIBIT Q

SECTION IV. CONTAMINATION REDUCTION

A. Applicability

The requirements in this regulation apply to contractors and property owners. The requirements in this regulation apply to property that has been found by the Health Officer to be contaminated and unfit for use pursuant to RCW 64.44.020 and 64.44.030, and WAC 246-205-540, including properties found contaminated and unfit for use by the Health Officer prior to the effective date of this regulation.

B. Sampling

All sampling performed for an initial site assessment or following contamination reduction procedures shall be conducted by a contractor certified by the Washington State Department of Health under WAC Chapter 246-205 or a Jefferson County Environmental Health Specialist using standardized sampling protocols and methodology.

C. Decontamination or Disposal Required

1. The owner of a contaminated property shall decontaminate or dispose of the property. The owner shall decontaminate the property in accordance with RCW Chapter 64.44 and WAC 246-205-570, or dispose

PRA request of Feb 3 2014-Barry Ellis

EXHIBIT R

From: David Alvarez (DAvarez@co.jefferson.wa.us)
Sent: Tue 2/11/14 2:26 PM
To: barryellisinvestigations@hotmail.com
Cc: Julie Shannon (JShannon@co.jefferson.wa.us); Susan Zoya (szoya@co.jefferson.wa.us);
Joe Nole (JNole@co.jefferson.wa.us)

Mr. Ellis:

You have made a request to review the "files of all meth lab busts between 2000-present with the exception of any open cases."

Neither the Prosecutor's Office or the two law enforcement agencies in the County (Sheriff, City of Port Townsend PT) sort or categorize their files by whether it included a bust of a meth lab. In that sense you have failed to request an identifiable public record as is requested by RCW 42.56.080.

However, that did not end our efforts to find police reports that relate to "meth lab busts."

This office asked the City of Port Townsend to retrieve any reports relating to the following identifiers:

1411 12th Street

1507 31st Street

Debra Tvrdik

They found some reports from those identifiers and the Sheriff's Department is reviewing them to see if any of them involved a "meth lab bust."

We also polled those persons (Court Admin., police detectives from both agencies, Superior Ct. Clerk) to see if they could remember any "meth lab

JEFFERSON COUNTY BOARD OF HEALTH
MINUTES

Thursday, March 20, 2014

Jefferson County Public Health, 615 Sheridan Street, Port Townsend WA 98368

Board Members

*Phil Johnson, County Commissioner District #1
David Sullivan, Chair, County Commissioner, District #2
John Austin, County Commissioner, District #3
Roberta Frissell, citizen at large (County)
Kris Nelson, Port Townsend City Council
Sheila Westerman, Vice Chair, Citizen at large (City)
Jill Buhler, Hospital Commissioner, District #2*

Staff Members

*Thomas Locke, MD, MPH Health Officer
Jean Baldwin, Public Health Services Dir
Julia Danskin, Nursing Services Dir
Jared Keefer, Env. Health Services Dir
Veronica Shaw, Public Health Deputy Dir*

Chair Sullivan called the March 20, 2014 meeting of the Jefferson County Board of Health to order at 2:30 PM. A quorum was present.

Members Present: David Sullivan, Phil Johnson, John Austin, Sheila Westerman

Staff Present: Thomas Locke, Jean Baldwin, Julia Danskin, Veronica Shaw

Members Excused: Jill Buhler, Roberta Frissell, Kris Nelson

APPROVAL OF AGENDA

Chair Sullivan called for review and approval of agenda for 3/20/2014 meeting.

Chair Sullivan suggested moving Presentation of Public Health Hero Awards to first item on the agenda.

Chair Sullivan suggested moving New Business item, "Nurse Family Partnership Advisory Committee Recruitment" from item 4 to 1.

Member Austin suggested adding The Featherstone Award to information items.

Member Westerman moved to approve the agenda as amended; the motion was seconded by member Johnson. No further discussion. The motion passed unanimously.

NEW BUSINESS

Presentation of Public Health Hero Awards for 2014

National Public Health week is April 7-13, 2014. Jefferson County identifies community-wide "Public Health Heroes" to honor during this week. This year, with implementation of the Affordable Care Act (ACA) a high priority, staff recommended that the 2014 honorees should

include the local volunteers and Jefferson County Public Health and Jefferson Healthcare employees who have diverted their normal work-flow in order to be available to the public to help them enroll in ACA options, as "In Person Assistants." Jefferson County, with this help, was able to enroll a notably significant number of people, and will continue to enroll community members as long as possible.

APPROVAL OF MINUTES

Chair Sullivan called for review and approval of the minutes of the 2/20/2014 meeting of the Board of Health.

Member Johnson moved to approve the minutes as presented; the motion was seconded by member Westerman. No further discussion. The motion passed unanimously.

PUBLIC COMMENT

Dionne Duchene: Concerned about a home on the rental market which she almost rented, which was an alleged former meth lab.

Barry Ellis: Rented a home which was an alleged former meth lab. He reported that he experienced ill health effects during his time in that rental. Mr. Ellis submitted documents to the Board and recommended that this property be posted as unfit for habitation.

Marla Althouse: Expressed concerns regarding the Port Townsend Paper Corporation landfill permit which is in mediation.

OLD BUSINESS AND INFORMATIONAL ITEMS

Jefferson County Board of Health Membership Recruitment

The terms of two appointed positions on the BOH have expired. The positions have been posted in the Leader. Interviews will be held with Dr. Locke and a member of the BOH.

Expanded Veterans Administration Clinic Opens in Port Angeles for Olympic Peninsula Veterans

Dr. Locke reviewed the clinic operations, which will serve the entire Olympic Peninsula. There are a great number of retired veterans on the Olympic Peninsula, often without medical coverage, and this will be a much needed service.

Additional Agenda Item: Featherstone Award

The Washington State Board of Health is responsible for forwarding nominations for the Featherstone Award. Nomination period is currently open for the Featherstone Award, noting the

significant contributions to public health. Featherstone Reid was Dr. Locke's mentor on the State Board of Health. Next month, staff will bring a nomination for the Jefferson County Board of Health's endorsement.

NEW BUSINESS

Nurse Family Partnership (NFP) Advisory Committee Recruitment

Yuko Umeda presented information about the regional NFP partnership for with the Port Gamble S'Klallam Tribe and Kitsap County Public Health. A new advisory board is being formed for the regional NFP program, with representatives from Jefferson County, Kitsap, and Port Gamble. She is recruiting members for this advisory board and asks board members to consider joining the advisory board and to forward information on to others who may be interested in joining the board. As these are regional meetings, the meeting places will likely move locations from meeting to meeting. Chair Sullivan notes that this program is critical and important in Jefferson County.

2013 Performance Measures: Family and Maternal-Child Health, Communicable Disease, Family Planning, and Community Prevention Programs

2013 Performance Measure Reports were included in the Board's packet. Staff reviewed highlights from the reports.

Family and Maternal-Child Health:

Family and Maternal-Child Health programs consist of maternity support services, infant case management, Women Infant and Children (WIC), Child Protective Services (CPS) family work, Nurse Family Partnership, and children with special health needs. The number of clients served was lower in 2013. The birth rate is decreased in Jefferson County. The data collection system has been changing, and data reporting will change.

Ms. Umeda encourages the Board to lend its support to state and federal Maternal Infant Home Visiting funding.

Communicable Disease and Immunization Program:

Communicable Disease program key notes: 1.) Staff have been following cryptosporidiosis case numbers that had averaged 7-8 per year per year. Last year, only 2 cases were reported. 2.) There were 78 Chlamydia cases in 2013, up from 50 cases in 2012. The program promotes screening and testing of partners.

Immunization program key notes: 1.) Over the last 3 years, the numbers have stabilized in the proportion of childhood immunization given out here, and in the clinics. Having the walk-in clinic available for immunization is a plus. 2.) With the Washington immunization registration, there have been system updates and trainings for staff. 3.) A new item (goal 7, page 3 of the performance measures), is a report, available by county, to look at the completeness of immunizations for different age groups within any county. 4.) Several free vaccine programs for adults. Sixty-three free immunization doses were given in 2013.

Targeted Clinic Services:

Family planning numbers decreased slightly and then increased slightly in 2013. Implementation of the new electronic health record (eMD) impacted program volume. The Breast and Cervical Health program will be absorbed by the Affordable Care Act, as those clients can now be seen by general practitioners. Funding for BCHP is mostly Federal, with a small amount from State. Foot care clinic numbers are decreasing. Outreach efforts will be increased. There was a staff change, which affects the numbers reflected in the report. School Based Clinic numbers are up.

Prevention:

The Drug and Alcohol prevention contract has seen many changes. A year ago, the Port Townsend School District chose not to offer matching funds to establish a coalition for a full-time intervention specialist when the match amount increased from \$6,000 to \$12,000 for the year. Port Townsend School District withdrew, and since then no information has been available regarding prevention activities in the district. Chimacum School District, however, is now a partner and information regarding prevention activities can be monitored. There's no information about where Port Townsend school children are receiving prevention services.

School health screening and human growth development are two in-school programs. The School-nurse corps, funded by the State, is another in-school program, and will likely lose funding.

Tobacco prevention funding is no more. When complaints are made, JCPH enforces the clean air act.

Dental care and prevention is a great need in Jefferson County. However, there are no dentists in Jefferson County who serve clients with Medicaid insurance. A dental clinic which accepts Medicaid has opened in Port Angeles, and has a wait list of 400. This continues to be a problem for which a solution must be found.

2014 Legislative Session Wrap-up

2544-Newborn screening

Member Austin noted the successful forward legislative movement of the newborn screening bill which requires that newborns be screened for a number of health problems, even when not born in a hospital.

6065-Tanning devices/UV radiation

Member Austin noted the forward legislative movement regarding the bill requiring minors to obtain a prescription to obtain tanning services.

Dr. Locke reported on two bills that made it through the legislature: the bill that created/promoted integration between medical, chemical dependency, and mental health services, and a bill regarding the healthcare innovation plan.

Jefferson Healthcare – Jefferson County Public Health Community Health Needs Assessment Project Update

A report regarding demographic work undertaken by the Jefferson Healthcare/Jefferson County Public Health workgroup has been included in the Board's packet. The next meeting of this group will address mental health, health care access, and mortality data. The workgroup will be ending, and will conclude with action items for policy makers and community leaders.

ACTIVITY UPDATE

Clean water district fees will be addressed during a public hearing at the Jefferson County BOCC regular meeting.

No items for update.

PUBLIC COMMENT

Barry Ellis: Notes that Pierce County has an aggressive policy regarding meth house issues.

Gretchen Brewer: Expressed concerns about the Affordable Care Act (ACA). She has read there is a provision within Medicaid law that stipulates monies can be recovered by the Federal Government via claims on individual estates. Also, she noted concern about the PTPC and mediation regarding inert and limited purpose designation.

Julia Danskin responded to the comment regarding ACA estate recovery, which applies to 55 to 64 year- olds. The State agreed to change the legislation, and Julia can provide further details. Estate recovery will only apply to long-term care.

AGENDA PLANNING CALENDAR

The WSAC November 20th, 2014 meeting is in conflict with the November 20th, 2014 Board of Health meeting.

Member Johnson moved to cancel the November 20th, 2014 meeting of the Jefferson County Board of Health. Member Austin seconded the motion. No further discussion. The motion passed unanimously.

NEXT SCHEDULED MEETING

Next Board of Health meeting will be held on Thursday, April 17th, 2014 from 2:30 – 4:30 p.m. at Jefferson County Public Health, 615 Sheridan Street, Port Townsend WA.

NEXT SCHEDULED MEETING

Next Board of Health meeting will be held on Thursday, April 17th, 2014 from 2:30 – 4:30 p.m. at Jefferson County Public Health, 615 Sheridan Street, Port Townsend WA.

ADJOURNMENT

Chair Sullivan adjourned the March 20, 2014 Jefferson County Board of Health meeting at 4:00 PM.

JEFFERSON COUNTY BOARD OF HEALTH

Unavailable
Phil Johnson, Member

Jill Buhler
Jill Buhler, Member

Roberta Frissell, Member *EXCUSED*

David Sullivan
David Sullivan, Chair

Excused
Kris Nelson, Member

John Austin
John Austin, Member

Unavailable
Sheila Westerman, Vice Chair

Respectfully Submitted:

Cara Leckenby

JEFFERSON COUNTY BOARD OF HEALTH
MINUTES

Thursday, April 17, 2014

Jefferson County Public Health, 615 Sheridan Street, Port Townsend WA 98368
DRAFT

Board Members

Phil Johnson, County Commissioner District #1
David Sullivan, Chair, County Commissioner, District #2
John Austin, County Commissioner, District #3
Roberta Frissell, citizen at large (County)
Kris Nelson, Port Townsend City Council
Sheila Westerman, Vice Chair, Citizen at large (City)
Jill Buhler, Hospital Commissioner, District #2

Staff Members

Thomas Locke, MD, MPH Health Officer
Jean Baldwin, Public Health Services Dir
Julia Danskin, Nursing Services Dir
Jared Keefer, Env. Health Services Dir
Veronica Shaw, Public Health Deputy Dir

Chair Sullivan called the April 17, 2014 meeting of the Jefferson County Board of Health to order at 2:34 PM. A quorum was present.

Members Present: Jill Buhler, Roberta Frissell, David Sullivan, John Austin, Kris Nelson

Staff Present: Philip Morley, Thomas Locke, Jean Baldwin, Julia Danskin

Members Absent: Sheila Westerman, Phil Johnson

APPROVAL OF AGENDA

Chair Sullivan called for review and approval of agenda for 3/20/2014 meeting.

Chair Sullivan suggested adding the following two items: (1) add "Drug Take-back" as a new item 4. Old Business; and (2) add a new item to New Business: 4. Updating the Board of Health Ordinance.

Member Austin moved to approve the agenda as amended; the motion was seconded by Member Buhler. No further discussion. The motion passed unanimously.

APPROVAL OF MINUTES

Chair Sullivan called for review and approval of the minutes of the 3/20/2014 meeting of the Board of Health.

Member Austin moved to approve the minutes; the motion was seconded by Chair Sullivan. No further discussion. The motion passed unanimously.

PUBLIC COMMENT

Chair Sullivan called for public comment.

David Weathy requested a progress report on the landfill permit. Dr. Thomas Locke, Health Officer, Jefferson County Public Health answered saying all mediation, while occurring, is confidential. He noted there will be a public meeting in July where all documents will be made public and people will have an opportunity to ask questions.

Peter Lawrenson also requested an update on the landfill permit, and expressed his hope that the negotiations are moving forward without stalling and with integrity.

OLD BUSINESS AND INFORMATIONAL ITEMS

1. Washington State Methamphetamine Clandestine Lab Clean-up Standards

Dr. Locke followed up on a public comment during last month's meeting where there was an allegation that Jefferson County Public Health was either not correctly interpreting or enforcing the law concerning meth lab remediation. Dr. Locke believes they are correctly interpreting and enforcing the law.

He noted it is important for the Board to understand what the law is intended to do, and what some of the unintended consequences of the law are. The law, adopted in 2002, currently triggers a clean-up at 0.1 micrograms per 100 square centimeters of methamphetamine residue, the strictest standard in the nation. This level does not based on a documented health risk, and instead was chosen to denote a contamination level that is detectable. The unintended consequence of this application is triggering costly and destructive clean-up efforts for sites that are not meth labs but have trace amounts of methamphetamine on environmental surfaces caused by smoking the drug indoors. Current clean-up protocols call for all drywall, carpeting, appliances, and personal possessions to be removed. This is expensive and has limited the availability of public housing because units are closed and/or demolished rather than cleaned. Dr. Locke proposes the state raise its clean-up standards to 1.5 micrograms per 100 square centimeters, which is the level the state of California recommends based on a 2007 scientific study.

Member Austin commented that a member of the Peninsula Housing Authority asked if our Board of Health would send a letter, similar to the letter Dr. Locke wrote on behalf of Clallam County, showing support to change this law. This letter will be sent to John Weisman, Secretary of Health, and cc'd to the Peninsula Housing Authority.

Jean Baldwin, Director, Jefferson County Public Health, suggested adding a sentence that states we are very aware of the danger and impact of methamphetamine use and manufacture, and are concerned the contamination level approach is missing the point.

Member Austin moved to approve the letter; the motion was seconded by Member Buhler. No further discussion. The motion passed unanimously.

2. Governor's 2013 Smart Communities Award to Environmental Health and Department of Community Development

Jean Baldwin suggested sending a copy of this award to Neil Harrington.

Chair Sullivan commented that he is very proud of this award; it is the efforts of multiple state and federal agencies, tribal, local citizens, and businesses working together and coming up with a consensus approach that has allowed for safe shellfish harvesting.

3. Regional Nurse-Family Partnership Follow-up

Jean Baldwin announced three representatives to the newly formed advisory board: Dr. Molly Parker, Catherine Robinson, and John Austin.

4. Drug Take-back Event

Member Joswick commented that Jefferson County will not be participating in the April 26th event because Chief Daily reports he does not have the personnel to manage the event. She is hopeful that Chief Daily will work with Sheriff Hernandez in order to participate because almost 600lbs of unused drugs were turned in to the county last year, and a third of those came from take-back events. The Substance Abuse Advisory Board will follow up with this issue.

NEW BUSINESS

1. 2013 Environmental Health Performance Measures

Each department submitted a 2013 Year End Report (attached), and commented on the following:

- a. Solid and Hazardous Waste – Kristy Fielder (for Pinky Feria Mingo): Expansion of the Solid Waste Education Program, including the One-Less-Bag campaign and 30 presentations to schools; utilization of the TideMark permitting database, developing several small business technical assistance checklists; completing an environmental clean-up resource list and creating a flyer for the general public. Jean Baldwin pointed out the significant work that went into accomplishing Goal 6: Ensuring compliance with permits.
- b. Food Safety – Susan Porto (for Mina Kwansa): Educating food workers, specifically reduction of in-house training due to online offering ; animals in food establishments; transferring all data from the KIPHS database to TideMark; inspection of food service establishments and investigation of food borne illness.
- c. Drinking Water – Susan Porto: Decommissioning of new wells is less frequent because new well starts are down; tracking In-Stream Flow Rule information is ongoing, data entry has been simplified; coordination with DCD for compliance of the Seawater Intrusion Ordinance; minimizing the delay of building permits by improving the application review process; coordination with the Department of Ecology for education of water rights. Commented that Group As have testing, but Group Bs do not unless they require a food permit.

- d. Water Quality – Mike Dawson: More restricted funding and large workload; strategic cut back on monitoring for toxic blue green algae; stream monitoring, including Chimacum basin and Leland creek; water resources ended in 2012 in terms of watershed planting, no longer funded by the state; the state cut back stream gauge network, hoping to replace with modeling that can provide information without gauges; completed surveys for pollution identification and control; applied for phase 2, which would pull standards from the highest of the three counties; Clean water fees, if adopted, will allow a restoration of services by 2015.
- e. On-Site Sewage and Septic – Linda Atkins: Educating homeowners with classes and information on the website; improving on-site sewage system monitoring by following up with a letter and tracking system; documenting how quickly building permits are reviewed, 87% done in less than 14 days; working with IT to get tablets or laptops to use when investigating complaints to help with response rates; monitoring inspections will increase to approximately 200 when active bill reminders are available online; requested and received an extension on the EPA Grant.

2. Measles Outbreak

Dr. Locke gave an update on recent Measles outbreak activity in Washington State and British Columbia. A secondary case occurred in Kitsap County, but as of right now there aren't any cases in Clallam or Jefferson Counties. He shared the importance of getting information to the general public in order to persuade people to get the vaccination. Jean Baldwin is currently reviewing the health records of public health employees to make sure all healthcare workers are vaccinated or have documented immunity. Dr. Locke cautioned that when measles starts to spread in the community, it is a public health emergency and has very significant workload and economic consequences.

3. Cascade Pacific Action Alliance Proposal

Jean Baldwin and Dr. Locke will attend the meeting on May 21, 2014 and report back to the Board. It is an exploratory meeting to talk about the Washington State Healthcare Plan submitted to CMS last year. Grays Harbor, Lewis, Mason, Pacific, and Thurston Counties will also be in attendance.

Member Austin suggested Jean urge her colleagues in the Mason county health department to attend.

4. Jefferson Healthcare-Jefferson County Public Health Community Health Improvement Partnership Update

No Discussion.

5. Review of Ordinance

Chair Sullivan commented on inconsistencies in BOH Ordinance of 1997, and suggested clarification. Jean Baldwin informed the Board that it has to be changed and adopted at the BOCC. The language needs to indicate that the Substance Abuse Board Members are appointed by this group and that the Clean Water District will eventually report to this group; where you live or don't live as opposed to expertise in public health; how people are appointed. A public hearing on the language is set for May 5, 2014. Jean will report back to the Board at the next meeting.

ACTIVITY UPDATE

Jean Baldwin will bring the 2009 bylaws to an upcoming meeting for the Board to review.

Member Nelson sits on a committee that reviews the Port Townsend Paper Corporation's pond clean up data. The data presented to the committee was inaccurate. PTPC responded by saying they performed a different test after the committee was dismissed. The test showed better results, but the information Member Nelson saw did not point favorably toward the PTPC's pond output.

PUBLIC COMMENT

No public comment.

AGENDA PLANNING CALENDAR

No agenda planning.

NEXT SCHEDULED MEETING

Next Board of Health meeting will be held on Thursday, May 15, 2014 from 2:30 - 4:30 p.m. at Jefferson County Public Health, 615 Sheridan Street, Port Townsend WA.

ADJOURNMENT

Chair Sullivan adjourned the April 17, 2014 Jefferson County Board of Health meeting at 4:37 PM.

JEFFERSON COUNTY BOARD OF HEALTH



Phil Johnson, Member



Jill Buhler, Member

Roberta Frissell, Member

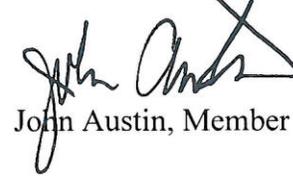


David Sullivan, Chair

Kris Nelson, Member



Sheila Westerman, Vice Chair



John Austin, Member

Respectfully Submitted:

Natalie Crump