

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF JULY 9, 2013**

The Board convened in the Commissioners' Hearing Room, 6th Floor, Public Service Center, 1300 Franklin Street, Vancouver, Washington. Commissioners Tom Mielke, David Madore, and Steve Stuart, Chair, present.

9:30 A.M.

EMERGENCY MEDICAL SERVICE DISTRICT #2 BOARD MEETING

Minutes done separately

10:00 A.M.

PLEDGE OF ALLEGIANCE

The Commissioners led the Pledge of Allegiance.

INVOCATION

Chaplain Ron Brandon, Eutyclus Ministries, delivered the invocation.

BID AWARD CRP 312622 & 312422

NE 78th Street & Highway 99 Traffic Signal Optimization

Mike Westerman, Purchasing, read a memo requesting that the award of CRP #312622 & 312422 be awarded to the low bidder, Mill Plain Electric of Vancouver, WA, in the total bid amount of \$2,525,476.00 including Washington State Sales Tax and grant authority to the County Administrator to sign all bid related contracts. Further discussion ensued.

ACTION: Moved by Mielke to **AWARD** CRP #312622 & 312422 to the low bidder, Mill Plain Electric of Vancouver, WA, in the total bid amount of \$2,525,476.00 including Washington State Sales Tax and grant authority to the County Administrator to sign all bid related contracts. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

CONSENT AGENDA

Jim Muir, Chief Building Official, spoke on consent agenda item #1. Further discussion ensued. Discussion ensued on consent agenda item #2. Stuart read consent agenda item #3. Mielke inquired more information on consent agenda item #3. Francine Reis, Human Resources Director, responded. Stuart read consent agenda items #4 & #5. Madore inquired more on consent agenda item #6. John Payne, Deputy Treasurer, responded. Stuart read consent agenda items #7 & #8. Further discussion ensued.

ACTION: Moved by Mielke to **AMEND** consent agenda item #1 to delete one pickup truck with canopy for \$29,133.75 and to add one Chevy Tahoe for \$29,874.00 to utilize more uses. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

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ACTION: Moved by Mielke to **APPROVE** consent agenda items #1 - #8 as amended. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC COMMENT

1. George Vartanian spoke about ordinances.
2. Gretchen Starke spoke on her concerns on appointees representing transportation.
3. George Espinoza spoke on urban holding and legal lot determination fees.
4. James Barber, Sr. spoke about property sizes. *Further discussion ensued.*
5. Ed Barnes inquired about a recruitment process for recent county employees that departed. He also spoke about roads regarding wineries. He also inquired about the policy regarding gifts to employees. *Stuart responded.* He also spoke on CRC. *Further discussion ensued.*
6. Jack Davis spoke about Don Benton. He spoke on the Board's rules and practices.
7. Sharon Nasset spoke about event discussing alternatives to crossing the bridge.

PUBLIC HEARING: 2012 FIRE AND BUILDING CODES

To consider adoption of 2012 International Building Code, International Fire Code, International Residential Code, and associated Plumbing and Mechanical Codes.

Jim Muir, Chief Building Official, and Marty Snell, Community Development Director, presented. Further discussion ensued.

ACTION: Moved by Mielke to **APPROVE** Ordinance 2013-07-07. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC HEARING: MEDICAL MARIJUANA COLLECTIVE GARDENS

Clark County currently has a moratorium in place on the siting of medical marijuana collective gardens. Such gardens are allowed under RCW Chapter 69.51A. The Board of County Commissioners (BOCC) asked the Clark County Planning Commission to consider two options for addressing medical marijuana collective gardens. The first option is a ban on such gardens anywhere in the county. The second is a proposal of where such gardens would be allowed and under what conditions. Included in the proposal could be such things as location criteria, signage, and hours of operation. Hearing continued from June 25, 2013 and July 2, 2013. (Public testimony closed.)

Stuart provided some background from previous hearings and opened up public comment. Axel Swanson, Senior Policy Analyst presented. Further discussion ensued.

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PUBLIC COMMENT ON MEDICAL MARIJUANA COLLECTIVE GARDENS

1. James E. Barber, Sr. stated his concerns with the proposals. *Further discussion ensued.*
2. Megan McDonagh spoke in support of medical marijuana.
3. Sean Chavez, PREVENT, The Substance Abuse Prevention Coalition of Clark County spoke on commercial medical marijuana collective gardens. *Further discussion ensued.*
4. Clay Mosier spoke on the research and the benefits of medical marijuana. *Further discussion ensued.*
5. Hanna Perez shared a personal story about her cousin and her support of medical marijuana.

Mielke stated his concerns with the medical marijuana collective gardens. Madore clarified the Board's intent. He stated his concerns with the difference between state and federal law. Stuart inquired more information. Mielke / Madore / Swanson responded. Further discussion ensued. Stuart stated his support of the Board's decision of the use of medical marijuana and personal choices of individuals, just not of dispensaries.

ACTION: Moved by Mielke to **APPROVE** Ordinance 2013-07-08 in relation to land use and zoning, implementing zoning authority under both RCW 35.63 and the Washington Constitution temporarily prohibiting all Collective Gardens as defined in RCW 69.51A.085. Madore seconded the motion. Commissioners Mielke and Madore voted aye. Stuart voted nay. Motion carried.

Mielke stated his support of the Board's decision. Mielke inquired about Stuart's nay vote. Stuart responded.

COMMISSIONER COMMUNICATIONS

Mielke thanked everyone for their support regarding the passing of his mother.

Madore stated he is thankful for participation in local government.

Stuart spoke about tonight's C-Tran meetings.

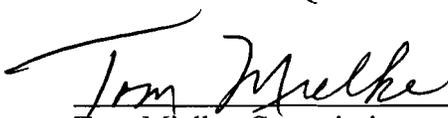
Hearing Adjourned

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BOARD OF COUNTY COMMISSIONERS



Steve Stuart, Chair



Tom Mielke, Commissioner

David Madore, Commissioner

ATTEST:



Rebecca Tilton, Clerk of the Board

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Please Note: The Board of Commissioners' minutes are action minutes. Digital recordings can be provided upon request. In addition, the Commissioners' hearings are broadcast live on CVTV, cable channels 21 and 23, and are also videotaped and repeated several times (www.cvtv.org).