

**CLARK COUNTY BOARD OF COMMISSIONERS  
MINUTES OF AUGUST 27, 2013**

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

**10:00 A.M.**

**PLEDGE OF ALLEGIANCE**

The Commissioners led the Pledge of Allegiance.

**MOMENT OF SILENCE**

The Commissioners had a moment of silence.

**BID AWARD 2601**

Annual Inmate Uniforms

Mike Westerman, Purchasing Manager read a memo requesting that the award of Bid #2601 for Annual Inmate Uniforms be delayed until Tuesday, September 10, 2013 at 10:00 a.m., to allow time for sample products to be delivered and evaluated per specification requirements.

**ACTION:** Moved by Mielke to **DELAY** the award of Bid 2601 for Annual Inmate Uniforms to September 10, 2013 at 10:00 a.m. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

**CONSENT AGENDA**

Stuart read consent agenda items #1 and #2. Mielke spoke further on consent agenda items #1 and #2. Stuart read consent agenda items #3 and #4. Stuart read consent agenda item #5. Mielke inquired more information. Francine Reis, Human Resources Director, responded. Further discussion ensued. Stuart read consent agenda item #6. Stuart inquired more information. Reis responded. Further discussion ensued. Stuart read consent agenda items #7 and #8. Bill Wright, Public Works spoke further on consent agenda item #8. Further discussion ensued. Stuart read consent agenda item #9. John Payne, Deputy Treasurer, explained more on consent agenda item #9. Stuart read consent agenda item #10. Madore inquired about the timeline. Mark Gassaway, Financial Director, responded. Stuart read consent agenda items #11 and #12.

**ACTION:** Moved by Mielke to **APPROVE** consent agenda items #1 - #12. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

**PUBLIC COMMENT**

1. Bruce Barnes spoke about hoof rot. *Further discussion ensued.*
2. Ed Barnes spoke about an article in the Columbian from Senator Benton.
3. Gretchen Starke stated her concerns with the proposed feral cat program.
4. John Mattson spoke about transportation and Don Benton.
5. Sharon Nasset spoke about bi-state transportation.

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6. Carol Levanen, Clark County Citizens United spoke about the CRC Project.
7. Paul Montague, President of Identity Clark County spoke about the CRC Project.
8. Lee Jensen spoke about the I-5 Bridge.

**PUBLIC HEARING: WINERIES ORDINANCE**

To consider amendments to the Wineries Ordinance. The Board of County Commissioners adopted Ordinance 2013-07-11 amending Section 40.260.245 at a public hearings that were held on June 25, July 23 and July 30, 2013. Ordinance 2013-07-11 includes changes to the noise standards that apply to wineries and the extent to which wineries may provide food service, and other amendments. The purpose of this hearing is to clarify the Board's intent in making these amendments.

Gordy Euler, Community Planning, presented. Further discussion ensued.

**PUBLIC COMMENT ON THE PUBLIC HEARING: WINERIES**

1. John Clapp stated the ordinance needs more work.
2. Ray Hall spoke about his business.
3. Rick Houser, retired attorney, spoke about decibel levels.
4. Carrie Schulstad, Executive Director, Battle Ground Chamber of Commerce stated her support of wineries and spoke about decibel levels.
5. Carol Levanen, Clark County Citizens United spoke about state laws and offered some changes to the ordinance.
6. John Baker spoke about balance in the ordinance and spoke about noise levels. He also stated they should follow the state standards.
7. Roger Rezabek spoke about his business. He stated they should follow the state standards and spoke about fees. *Further discussion ensued.*

Stuart spoke about the proposed amendments. Further discussion ensued. Chris Horne, Prosecuting Attorney's office joined the discussion. Further Board discussion ensued. Euler provided some language regarding food service as an accessory.

Stuart spoke about development standards. Madore spoke about the difference between noise frequencies. Further discussion ensued. Stuart spoke about food service.

**ACTION:** Moved by Mielke to **AMEND** Ordinance 2013-08-11 regarding Applicability, section 1 to read as **"A Winery as defined in Section 40.100.070 is allowed as an agricultural use."** Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

**ACTION:** Moved by Madore to **AMEND** Ordinance 2013-08-11 regarding Applicability, section 3 to read as **"A licensed winery on a land zoned for agriculture or forestry wishing to include food service and / or events must:"** and **Subsection b. "operate with food service and / or events that are clearly accessory to the primary use of the parcel as a winery."** Mielke seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

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**ACTION:** Moved by Mielke to **AMEND** Ordinance 2013-08-11 regarding Development Standards –section 1 to read as “**Licensed wineries with tasting rooms and / or events shall:**” and subsection i to read as “**comply with the standards of WAC 173-60 except that there shall be no more than 50 dB of noise at the property line as measured with a dBC filtering device, to be reduced to 40 dB between 10 p.m. and 7 a.m.**” Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

**ACTION:** Moved by Mielke to **AMEND** Ordinance 2013-08-11 regarding Development Standards – section 3 to read as “ **In Compliance with Public Health regulations, a licensed winery will be allowed Level 1 or Level 2 food services as an accessory use to the winery within the limits of state law, including the Growth Management Act.**” Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

The Board provided their final comments and thanked the staff and citizens for their participation. Euler stated they would make the changes and bring back to consent for final approval.

**ACTION:** Moved by Mielke to **APPROVE** Ordinance 2013-08-11. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

**COMMISSIONER COMMUNICATIONS**

Mielke spoke about his upcoming vacation.

Madore spoke about promoting the upcoming election.

Stuart also spoke about promoting the upcoming election and his upcoming hunting trip.

Hearing Adjourned

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BOARD OF COUNTY COMMISSIONERS

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Steve Stuart, Chair



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Tom Mielke, Commissioner



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David Madore, Commissioner

ATTEST:



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~~Rebecca Tilton~~, Clerk of the Board  
Deputy

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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](http://www.cvtv.org)).