

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF OCTOBER 29, 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.

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.

MOMENT OF SILENCE

The Commissioners had a moment of silence.

BID AWARD CRP 321322 & 320622

Barberton & Hazel Dell-Felida Traffic Signal Optimization

Mike Westerman, Purchasing Manager read a memo requesting that the award of CRP 321322 & 320622 be delayed to November 12, 2013 at 10:00 a.m.

ACTION: Moved by Mielke to **DELAY** CRP 321322 & 320622 to November 12, 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 item #1. Doug Smith-Lee, Department of Emergency Services (EMS) spoke further on consent agenda items #1 - #5. Further discussion ensued. Stuart stated they were pulling consent agenda item #4 as it needed to be a hearing item not a consent agenda item. Stuart read consent agenda items #6 - #7. Don Benton, Environmental Services Director, spoke further on consent agenda item #7. Further discussion ensued. Stuart stated they were pulling consent agenda items #8 and #9 for more information. Stuart read consent agenda item #10. Madore spoke about "The Grid", which can be accessed at www.clark.wa.gov/grid. Stuart read consent agenda items #11 - #13.

PUBLIC COMMENT ON THE CONSENT AGENDA

1. Karen Hansberger inquired about consent agenda items #6 and #7. **Stuart responded.**
2. Sharon Nasset inquired about consent agenda item #12 in regards to the contract for the proposed CRC / Light Rail project. **Madore responded.**

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ACTION: Moved by Mielke to **APPROVE** consent agenda items #1 - #3, #5 - #7, and #10 - #13. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC COMMENT

1. Ed Barnes spoke about his comments from last week . He also spoke about Don Benton.
2. Jane Veroske spoke about the Livingston Mountain Quarry. **Further discussion ensued.**
3. Wendy McCullough spoke about the Livingston Mountain Quarry.
4. Amy Hanson spoke about the Livingston Mountain Quarry.
5. John Mattson spoke about Don Benton and about light rail.
6. Sharon Nasset asked for a letter from the Board.
7. Lee Jensen spoke about light rail and sale of a property.

PUBLIC HEARING: CLARK COUNTY CODE 40.260.110 – KENNELS

To consider changes to Clark County Code 40.260.110 Kennels. Proposed changes include noise abatement/measurement and a requirement for onsite kennel staff to be present.

Marty Snell, Community Development Director, presented. Snell spoke about the amendments. Madore spoke further on the amendments proposed.

PUBLIC COMMENT ON PUBLIC HEARING: CLARK COUNTY CODE 40.260.110 – KENNELS

1. Joseph Schaefer stated his support of the proposed changes.
2. George Espinosa stated his concerns with a kennel business moving into a residential area and the proposed changes. **Further discussion ensued.**
3. Jeff Pedersen stated his concerns with the proposed changes. **Further discussion ensued.**

Madore inquired about a board time request of visitations to local kennels. Snell responded. Further discussion ensued. Lawrence Watters, Prosecuting Attorney, joined the discussion.

4. Aleta Beck spoke regarding the previous speakers and comments. She presented a video of dogs barking. **Further discussion ensued.**

Board discussion ensued. Watters and Snell joined the discussion. Further discussion ensued. Further discussion ensued regarding the caretaker language. Further discussion ensued regarding the difference between residential and commercial use. Further discussion ensued about measuring noise. Watters suggested re-noticing the hearing if they were adding language. Further discussion ensued.

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Paul Scarpelli, Animal Control Manager, inquired about the Board's direction in dealing with measuring future noise complaints. Stuart responded. Further discussion ensued

ACTION: Moved by Madore to **AMEND** page 2, item 1, section E-2, underneath the table that all of the text listed under section 2 would be **REPLACED** by the Washington Administrative Code (WAC) 173-60, item 2, section C which reads "At any hour of the day or night the applicable noise limitations in A and B above may be exceeded for any receiving property by no more than:" and then there is an A, B, C beneath that that are the same and would not be changed. Mielke seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

ACTION: Moved by Madore to **AMEND** page 2, section G, to **STRIKE** all the words after (Animals), which would then read "All kennels should comply with the requirements in Title 14 (Building), 15 (Fire), and 25 (Public Health) and with the requirements of Title 8 (Animals)." Mielke seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

ACTION: Moved by Stuart to **AMEND** page 3, section H, to read "In rural residential zones the owner / operator shall reside on the property on which the kennel is located." Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

Discussion ensued regarding commercial kennels.

ACTION: Moved by Stuart to **AMEND** page 4, section 3-G, to **STRIKE** all the language in that section. Mielke seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

Further discussion ensued regarding standards and uses. Further discussion ensued regarding new amendments.

ACTION: Moved by Mielke to **AMEND** page 3, section 3, to **STRIKE** all the language in that section. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

ACTION: Moved by Mielke to preliminary **ADOPT** the proposed changes mentioned in the staff report and discussed regarding updating Title 40 in relation to the Clark County Kennel Code and to be re-advertised and brought back to the Board at a later date. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

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COMMISSIONER COMMUNICATIONS

Mielke spoke about the difference of interpretations and about the weather.

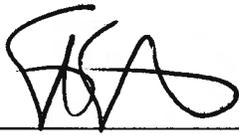
Madore spoke about the process of eminent domain and about C-Tran / Tri-met.

Stuart also spoke about C-Tran / Tri-met.

Further discussion ensued with the Board.

Hearing Adjourned

BOARD OF COUNTY COMMISSIONERS



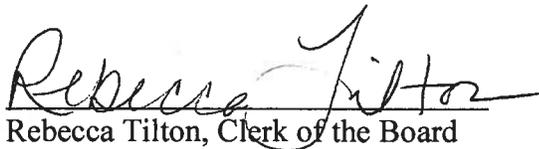
Steve Stuart, Chair



Tom Mielke, Commissioner

David Madore, Commissioner

ATTEST:



Rebecca Tilton, Clerk of the Board

jc

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).