

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF NOVEMBER 19, 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.

6:00 P.M.

PLEDGE OF ALLEGIANCE

The Commissioners led the Pledge of Allegiance.

INVOCATION

Pastor Corey Bunch of River Church Vancouver delivered the invocation.

PROCLAMATION

Giving Tuesday

Commissioner Stuart read a proclamation proclaiming December 3, 2013 as "Giving Tuesday" in Clark County, Washington and encouraged all citizens to join together to give back to the community in any way that is personally meaningful. Jeri Shumate, Lifeline Connections accepted and said a few words.

CONSENT AGENDA

Stuart read consent agenda items #1 -#5. Further discussion ensued regarding consent agenda item #5. Stuart read consent agenda item #6.

ACTION: Moved by Mielke to **APPROVE** consent agenda items #1 - #6. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC HEARING: 2013 AMENDED ANNUAL CONSTRUCTION PROGRAM

Consideration and Adoption of the 2013 Amended Annual Construction Program.

ACTION: Moved by Mielke to **POSTPONE** the public hearing regarding the 2013 amended annual construction program to December 3, 2013 at 6:00 p.m. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC HEARING: 2014-2019 TRANSPORTATION IMPROVEMENT PROGRAM & 2014 ANNUAL CONSTRUCTION PROGRAM

Consideration and Adoption of the 2014-2019 Six Year Transportation Improvement Program and the 2014 Annual Construction Program.

ACTION: Moved by Mielke to **POSTPONE** the public hearing regarding the 2014-2019 Six Year Transportation Improvement Program and the 2014 Annual Construction Program to December 3, 2013 at 6:00 p.m. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

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PUBLIC COMMENT

Stuart commented about the rules and conduct of the meeting. Chris Horne, Deputy Prosecuting Attorney explained the rules. Madore commented about positive expressions. Further discussion ensued.

1. John Karpinski spoke of free speech petitions. He spoke about Benton's letter to Ed Barnes.
2. Eric LaBrant, President of the Fruit Valley Neighborhood Association, stated his concerns with the Tesoro location. He stated his concerns with the lack of response from the Environmental Services department. **Mielke responded.**
3. Quan Tran stated his opposition of hiring Don Benton. He stated his concerns regarding the Southwest Clean Air Agency. **Madore responded.**
4. Jack Davis spoke on free speech.
5. Sunrise O'Mahoney spoke on Don Benton's actions.
6. A.G. Flynn spoke about the invocation and stated her concerns with hiring process.
7. Bruce Barnes spoke about herbicide spraying and inquired about the recent letter from Don Benton sent to his father. **Mielke responded.**
8. Micheline Doan stated her support of Mielke and Madore decisions and opposition of light rail.
9. Temple Lentz spoke about the hiring process of Don Benton. She also spoke on the Don Benton / Ed Barnes lawsuit.
10. Kenneth Rose spoke about sheriff funding. He stated there was injustice with Ed Barnes.
11. Deborah Nelson spoke about the hiring process of Don Benton. **Mielke responded.**
12. Dave Ritchey spoke on reinstating the Commissioner's holiday. He also spoke about the hiring process of Don Benton.
13. Ed Rutledge spoke on the job description of the Environmental Services Director. **Mielke responded.**
14. Debbie Lerner stated her support of the online checkbook.
15. Chris Kuhs stated his concerns with a proposed distillery. **Mielke responded.**
16. Lee Jensen stated his concerns with Don Benton. **Mielke responded.**
17. Deborah Gottlieb stated her concerns with Don Benton.
18. Carolyn Crain commented about the hiring processes and spoke about unity.
19. Ed Barnes spoke about the letter he received from Don Benton. He also spoke about the hiring process of Don Benton. He also spoke about free speech.
20. Bob Carroll stated his concerns with the hiring process of Don Benton and the other recent hires.
21. Craig Dewey spoke on the code of ethical conduct for the Clark County Commissioners and spoke on the integrity resolution.
22. Ron Goodman spoke about Don Benton. **Mielke responded.**
23. Dick Sohn spoke about Stuart's action at a C-Tran meeting.
24. Chuck Miller, Washington Citizens for Responsible Government, stated his support of Mielke and Madore.

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25. Kevin Lux inquired about the Don Benton / Ed Barnes lawsuit. **The Board responded.**
26. Debbie Peterson stated her support of Mielke and Madore.
27. Linda Doty stated her support of invocation and the support of the Board. She stated her concerns with Stuart's vote at C-Tran. She stated her support of Don Benton. **Mielke responded.**
28. Gary Schaeffer stated his support of Don Benton.
29. Carol Levanen, Clark County Citizens United, stated her concerns with a proposed distillery.
30. Jim Groves stated his concerns with a proposed distillery.
31. John Matson spoke about advisory votes. He stated his support of invocations.
32. David Rowe stated his concerns with a proposed distillery. **Mielke responded.**
33. Michele Molstead inquired about time spent on the integrity resolution and spoke about the environmental services director job description.
34. Margaret Tweet spoke about light rail, waste connections contracts, and the commissioner's holiday.
35. Shea Anderson spoke about recent emails exchanged regarding lawsuits and spoke about invocations.
36. Don Orange spoke about the integrity resolution and spoke about the hiring of Don Benton.
37. James Taylor spoke about the bridge.
38. Marcus Griffith inquired about a protocol protecting citizen's comments.
39. Rekah Strong spoke about the hiring of Don Benton and equal employment opportunity (EEO) practices.
40. Robin White spoke about the hiring of Don Benton. He also spoke about Madore and Mielke's actions.
41. Jack Price spoke about invocations.
42. Frank Mabry, Chair of Hudson Bay Neighborhood Association, spoke about free speech and his concerns with the Tesoro location.

Mielke spoke about free speech. He also spoke about Don Benton.

Recess taken at 8:15 p.m. and reconvened at 8:20 p.m.

PUBLIC HEARING: CPZ2013-00007 FIFTH PLAIN CREEK

Consideration of 2013 Annual Reviews and Dockets amending the 20-year Growth Management Comprehensive Plan Map and Zone Map: CPZ2013-00007 Fifth Plain Creek. The proposal is to amend the Comprehensive Plan by removing Urban Holding-20 designation from multiple properties located south of Ward Road. Hearing continued from October 8, 2013.

Jose Alvarez, Community Planning, presented. Further discussion ensued. Oliver Orjiako, Community Planning Director, joined the discussion.

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PUBLIC COMMENT REGARDING FIFTH PLAIN CREEK

1. Earle Ellis spoke about traffic congestion.
2. Bob Edwards stated his concerns that could impact the schools in the surrounding areas. He inquired about costs associated with it. **Stuart responded. Further discussion ensued.**
3. Ryan Hurley spoke about the proposed developments.
4. Wendy Garrett stated her concerns with the proposed developments.
5. Mike Roth asked to be removed from urban holding.
6. Wendy Bobert stated her concerns with the proposed developments.
7. Richard Bender stated his concerns with the proposed developments.
8. Jeanette Steinhauer stated she would like to take the developing slow.
9. David Hudson stated his support of the proposed developments.
10. Randy Printz spoke further on the proposed developments. **Further Board discussion ensued.**

Further Board discussion ensued.

ACTION: Moved by Mielke to **APPROVE** CPZ2013-0007 Fifth Plain Creek. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

COMMISSIONER COMMUNICATIONS

Mielke praised Stuart for his leadership in the meeting.

Madore spoke about free speech.

Stuart recognized the Board in their support. He spoke about the new web based agenda management system.

Hearing Adjourned

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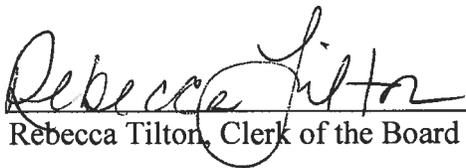
Steve Stuart, Chair

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).