

**CLARK COUNTY BOARD OF COMMISSIONERS  
MINUTES OF JULY 8, 2014**

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

**10:00 A.M.**

**PLEDGE OF ALLEGIANCE**

The Commissioners led the Pledge of Allegiance.

**INVOCATION**

Pastor Randy Warneke, C3 Church Vancouver, delivered the invocation.

**BID AWARD #2605**

Annual Sheriff Uniforms

Mike Westerman, Purchasing Manager read a memo stating Purchasing and the Sheriff's Department recommends that the Annual Sheriff Uniforms be awarded to the lowest responsive bidders, Galls LLC of Lexington, KY, in the total bid amount of \$99,087.57 including Washington State Sales Tax, and grant authority to the County Administrator to sign all bid related contracts. Barnes inquired more information. Westerman responded.

**ACTION:** Moved by Madore to **AWARD BID #2605** to Galls LLC of Lexington, KY, in the total bid amount of \$99,087.57 including Washington State Sales Tax, and grant authority to the County Administrator to sign all bid related contracts. Barnes seconded the motion. Commissioners Mielke, Madore, and Barnes voted aye. Motion carried.

**CONSENT AGENDA**

Mielke read consent agenda items #1 - #6. Scott Rood, Public Works spoke further on consent agenda item #6. Mielke read consent agenda items #8 - #12. David Rogers inquired more from audience seating. Mielke responded.

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

**PUBLIC COMMENT**

1. Mike Nerland, Superintendent, Camas School District spoke about Livingston Mountain in regards to the surface mining overlay hearing.
2. Randy Stewart spoke about a sustainable community / economy and spoke about recent actions of the Commissioner's / citizens at the last surface mining overlay meeting.
3. Karen Hengerer spoke about a recent article in *The Reflector*.

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**PUBLIC HEARING: CLARK COUNTY CODE 3.30**

To consider approval of an ordinance amending Clark County Code 3.30 to conform with recent amendments to RCW 82.14 that include pre-paid cell phones in the existing 911 excise tax structure and an agreement with the State of Washington Department of Revenue to continue facilitating the collection of 911 excise taxes.

Dave Fuller, Clark Regional Emergency Services Agency (CRESA), presented.

**ACTION:** Moved by Madore to **APPROVE** Ordinance 2014-07-07. Barnes seconded the motion. Commissioners Mielke, Madore, and Barnes voted aye. Motion carried.

**PUBLIC HEARING: SURFACE MINING OVERLAY**

The purpose of the hearing will be to consider the proposed designation of Surface Mining Overlay (SMO) as recommended by the Clark County Planning Commission and for the Board of County Commissioners to take public testimony about the future of Mineral Lands in Clark County.

Oliver Orjiako, Community Planning Director, presented. Christine Cook, Deputy Prosecuting Attorney, joined the discussion. Further discussion ensued about Department of Natural Resources (DMR) and about the Army regarding Camp Bonneville. Further discussion ensued. Barnes stated his concerns. Mielke inquired more from legal staff. Cook responded. Chris Horne, Deputy Prosecuting Attorney, joined the discussion. Further discussion ensued.

**PUBLIC COMMENT**

1. David Rogers
2. Randy Stewart
3. Florence Hightower
4. John Dentler, an attorney who works for J.L. Storedahl & Sons Inc
5. Bill Cantrell
6. Bert Ortman
7. Alex Brewer
8. Emily Sikin
9. Amy Hansen
10. David Hill
11. Tim Aldrich
12. Sigrund Shoemaker
13. Bob Pond
14. Bob Weber
15. Peter Christ
16. Kristina Jones

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17. Ben Dennis
18. Dan Spyker
19. David Mann
20. Tyler McCullough
21. Steve Madsen, Project Manager / Corporate Counsel for Crystal Peaks Holdings.
22. Kathleen Miller
23. Mark Martin
24. Charles Bronson

Discussion ensued about the planning commission's recommendation and the removal of site #5 per the owner's request. Oliver Orjiako, Christine Cook, and Chris Horne joined the discussion. Further discussion ensued.

**ACTION:** Moved by Madore to **NOT INCLUDE** site #5 - Courtney Pit per the owner's request. Mielke seconded the motion. Commissioners Mielke, Madore, and Barnes voted aye. Motion carried.

Further discussion ensued.

**ACTION:** Moved by Madore to **APPROVE** the planning commission's recommendation and the removal of site #5. Barnes seconded the motion. Commissioners Mielke, Madore, and Barnes voted aye. Motion carried.

*The Board adjourned for a ten minute break.*

**PUBLIC HEARING: CLEAN WATER FEE**

To consider amendments to Chapter 30A of Title 13 of the Clark County Code to meet county obligations associated with the operation of the storm water system.

Don Benton, Environmental Services Director, and Ron Wierenga, presented. Further discussion ensued. Barnes stated his concerns with the fees regarding the newspapers. Benton responded.

**PUBLIC COMMENT**

1. Elizabeth Campbell – **Further discussion ensued.**
2. David Rogers – **Further discussion ensued.**
3. Richard Bender – **Further discussion ensued.**

Further discussion ensued about the newspaper fee.

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**ACTION:** Moved by Mielke to **AMEND** Ordinance 2014-07-08 to drop the pollution fee language (striking lines 31-53 and lines 117-125) and allow for a study and to revisit it in one year and to retain all of the other fees recommended by staff, also to change the amount in section B – number 3 from \$35.00 to \$47.00 in the right column. Barnes seconded the motion

Further discussion ensued. Cook joined the discussion. Madore stated his preference of approaching the amendments. Further discussion ensued.

Commissioners Mielke, Madore, and Barnes voted aye. Motion carried.

Benton spoke about the surcharge. Cook provided more information.

**ACTION:** Moved by Madore to **AMEND** Ordinance 2014-07-08 to add the language to section B to include the words “except that the surcharge adopted to settle litigation shall remain in effect.” Barnes seconded the motion. Commissioners Mielke, Madore, and Barnes voted aye. Motion carried.

**ACTION:** Moved by Madore to **APPROVE** Ordinance 2014-07-08 as amended. Barnes seconded the motion. Commissioners Mielke, Madore, and Barnes voted aye. Motion carried.

**COMMISSIONER COMMUNICATIONS**

Mielke spoke about the recent drowning’s.

Madore spoke about an upcoming C-Tran meeting.

Barnes spoke about suggestions he would be bringing up to the Board.

Hearing Adjourned

**2:00 P.M. PUBLIC BID OPENING – CONFERENCE ROOM 623)**

Present at bid opening: Rebecca Tilton, Board of Commissioners Office; Mike Westerman and Beth Balogh, General Services-Purchasing Department.

**CRP 332222**

Blair-Zeek Bridge Seismic Retrofit

Held a public hearing for CRP#332222 – Blair-Zeek Bridge Seismic Retrofit. Mike Westerman, General Services-Purchasing, read bids and stated it was the Purchasing Department's intention to award CRP#332222 on July 15, 2014 at 10:00 a.m. in the Commissioners hearing room, 6<sup>th</sup> Floor, Public Service Center.

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**BOARD OF COUNTY COMMISSIONERS**

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Tom Mielke, Chair

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David Madore, Commissioner

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Edward L. Barnes, Commissioner

ATTEST:

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