

**CLARK COUNTY BOARD OF COMMISSIONERS  
MINUTES OF JULY 30, 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.

**9:45 A.M.**

**PROCLAMATION**

National Farmers Market Week

Commissioner Stuart read a proclamation proclaiming August 4<sup>th</sup> - 10<sup>th</sup> 2013 as "National Farmers Market Week" in Clark County, Washington and urged all citizens to make a concerted effort to visit a farmers market near them and enjoy the products that have been grown, raised, harvested, or made locally. Jordan Boldt, Executive Director, Vancouver Farmer's Market accepted and said a few words.

**10:00 A.M.**

**PLEDGE OF ALLEGIANCE**

The Commissioners led the Pledge of Allegiance.

**INVOCATION**

Christopher Nolte, Pastor, St. Paul Lutheran Church, delivered the invocation.

**CONSENT AGENDA**

Stuart read consent agenda items #1 and #2. Mielke stated his concerns with consent agenda item #2 and asked for more information. Marty Snell, Community Development Director responded. Stuart read consent agenda item #3 and #4. Mielke stated he would like to pull consent agenda item #4 for further discussion. John Lawler, Sheriff's office explained more on consent agenda item #5. Stuart read consent agenda items #6, 7, 9. Madore spoke on consent agenda item #8.

**ACTION:** Moved by Mielke to **APPROVE** consent agenda items #1 - #3 and #5 - #9. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

Mielke stated his concerns with consent agenda item #4. Pete Capell, Public Works Director and Monica Tubberville, Parks and Recreation responded. Further discussion ensued.

**ACTION:** Moved by Mielke to **PULL** consent agenda item #4 for further research from staff to a date uncertain. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

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**PUBLIC COMMENT**

1. Carolyn Crain spoke about recent events in the county including the Port of Vancouver bringing in jobs to the county, bridges, and the arrival of Congresswoman's Herrera Beutler's baby.
2. Penny Ross stated her concerns with consent agenda #2 and street sizes.
3. Milada Allen spoke on consent agenda item #4.
4. Richard Ashenfelter spoke about residential and commercial developments.
5. Elizabeth Campbell spoke about "Walmart Welfare." She also commented about the contracts with the SW Humane Society.

**PUBLIC HEARING: WINERIES ORDINANCE**

To reconsider amendments to the Wineries Ordinance. The Board of County Commissioners approved, but did not execute, Ordinance 2013-06-22 amending Section 40.260.245 at a public hearing on June 25, 2013. Ordinance 2013-06-22 contains changes to what noise standards should apply to wineries and how wineries should be able to operate in part as food service establishments. The Board will reconsider each of the amendments on this date and may reconsider the attendance conditions for events. Hearing continued from June 25, 2013 and July 23, 2013.

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

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

1. Commander Steve Shea, Sheriff's Office spoke about events, beer / food service, and noise complaints. *Further discussion ensued.*
2. Rick Houser, retired attorney, spoke about noise complaints.
3. Neil Blomquist spoke about livability and noise concerns. *Madore responded.*
4. John Baker, Battle Ground, spoke about his experience playing at wineries and spoke about noise concerns.
5. Lillian Tapani spoke about livability and noise concerns.
6. Carol Levanen, Clark County Citizen United, shared her concerns with wineries. She inquired about the purpose and the origins of the ordinance.
7. Liz Pike, State Representative, provided some suggestions on working with neighbors when there is conflict and stated her support of wineries.
8. Michele Bloomquist, Heisen House Vineyards stated her support of wineries and spoke on the agriculture aspect of the ordinance.
9. Angie Ferguson, La Center stated her support of wineries.
10. Steve Prothero stated his support of wineries and stated they should go with the state law.
11. Carolyn Crain stated her support of local wineries
12. Steve Syverson stated his support of local wineries and stated his concerns with the proposed ordinance.
13. Robbin Hall commented about neighbor mediation.
14. Milada Allen stated her concerns with the proposed language in regards to the sheriff's office. *Euler responded.*
15. Tracey Bone stated her support of local wineries and spoke about frequency.

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Stuart explained the history of the wine ordinance. Stuart spoke about noise concerns. He also spoke about rules in other counties. He suggested in making it 50 /55 DBC instead of DBA and keeping the cut off time to the state law. Mielke spoke about noise concerns. He also spoke about the rules for home businesses and agriculture. Madore translated Stuart's suggestion.

Further Board discussion ensued.

**ACTION:** Moved by Mielke to **DISUSS** Ordinance 2013-07-11. Madore seconded the motion.

**ACTION:** Moved by Madore to **AMEND** Ordinance 2013-07-11 to add the following language **"That the State standard, that defines noise levels, chapter 173-60-040, would be the standard that would apply with the modification of the table in Section 2-A, would be replaced with the single value of 50 DBC and that the C filtering would be used throughout rather than a filtering."** Mielke seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

Madore commented that WAC standards still includes the 10 DB setback between 10:00 p.m. to 7:00 a.m.

Stuart inquired about food service. Axel Swanson, Senior Policy Analyst responded. Chris Cook, Prosecuting Attorney Office joined the discussion and responded. Further discussion ensued. Gary Bickett, Public Health explained further about the different levels of food services. Further discussion ensued.

**ACTION:** Moved by Stuart to **AMEND** Ordinance 2013-07-11 at the top of page four, Food Service to read **"in compliance with public health regulations for level one and level two complexity, licensed wineries will be allowed food services to enhance associated winery operations within the limits of state law including GMA."** Mielke seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

Stuart spoke about events. He shared Mielke's suggestion of notifying the Sheriff's Office for every event. Commander Shea joined the discussion and offered his suggestions. Further discussion ensued.

**ACTION:** Moved by Mielke to **AMEND** Ordinance 2013-07-11 on page 5, stating **"if there is an event with 150 or more, the Sheriff's Office will be notified within 10 days in advance of the event or to be approved by Clark County Sheriff's Office if less than 10 days."** Mielke seconded the motion.

Further discussion ensued. Swanson provided more information.

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

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**ACTION:** Moved by Mielke to **APPROVE** Ordinance 2013-07-11 as amended. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

*Brief Recess was taken by the Board ~ Reconvened at 12:15 PM for continuation of the hearing.*

**PUBLIC MEETING: ADVISORY VOTES**

To discuss six separate proposals calling for advisory votes of the citizens of Clark County, one of which relates to the sale and discharge of fireworks, and five of which relate to transportation projects including Light Rail; Bus Rapid Transit; an East County Bridge; a West County Bridge; and replacement of the I-5 Bridge. A Special Meeting to hold a Public Hearing on these matters is scheduled for August 5, 2013, at 10:00 a.m. in the Commissioners' Hearing Room.

Stuart provided an overview of the meeting and the proposals. Further discussion ensued. Madore explained further on his proposed resolutions. Stuart spoke about the origin of the discussion. Mielke inquired more about the resolutions / proposals. Lori Volkman, Prosecuting Attorney, responded. Further discussion ensued. Swanson joined the discussion. Mielke spoke and inquired more on the east county toll-free bridge resolution. Madore clarified the substance of the resolution and commented on what they were asking the voters. Mielke stated his concerns with the resolutions and the confusion it may cause the voters. Mielke stated he would like a clearer question on the resolutions. Stuart inquired about the language they can ask as a Board. Volkman responded. Further discussion ensued regarding clarity for the public hearing on August 5, 2013. Volkman responded. Further discussion ensued regarding clarity, research, and final information before the hearing.

**PUBLIC COMMENT**

1. Penny Ross provided some suggestions to the proposals and inquired about the representation of the Board on the variety Boards they sit on after the fact.
2. Carolyn Crain stated her concerns and provided some suggestions to the proposals.
3. Carol Levanen, Clark County Citizen United, commented on her preferences of the resolutions.
4. Lee Jensen stated his concerns with the proposals.

Stuart stated they would be discussing this further at a public hearing scheduled for August 5, 2013, at 10:00 a.m. in the Commissioners' Hearing Room.

**COMMISSIONER COMMUNICATIONS**

Mielke spoke on Congresswoman's Herrera Beutler's baby.

Madore spoke about Clark County Fair starting August 2, 2013.

Stuart also spoke about the Clark County Fair.

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Hearing Adjourned

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

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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)).