

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF NOVEMBER 26, 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.

EMERGENCY MEDICAL SERVICE DISTRICT #1 BOARD MEETING

Minutes done separately.

10:00 A.M.

PLEDGE OF ALLEGIANCE

The Commissioners led the Pledge of Allegiance.

INVOCATION

Captain Milton Alvarez of River Church Vancouver delivered the invocation.

CONSENT AGENDA

Stuart read consent agenda items #1 - #2. Further discussion ensued. Stuart read consent agenda item #3. Further discussion ensued. Madore stated he would like to pull consent agenda item #3 for further discussion. Stuart read consent agenda item #4 and stated they were pulling that item for further discussion per request from a citizen. Stuart read consent agenda items #5 - #7. Stuart read consent agenda items #8 - #9. Further discussion ensued regarding consent agenda item #9. Stuart read consent agenda items #10 - #17.

ACTION: Moved by Mielke to **APPROVE** consent agenda items #1, #2, #5 - #17. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

Madore spoke further on consent agenda item #3. Madore stated his concerns with option #3. Stuart agreed. Francine Reis, Human Resources Director, joined the discussion. Further discussion ensued.

PUBLIC COMMENT REGARDING THE CONSENT AGENDA

1. Carolyn Crain inquired more on employee benefits. Reis responded.

ACTION: Moved by Mielke to **AMEND** consent agenda item #3 to include the actions requested of #1, #2, and #4 by staff. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

ACTION: Moved by Mielke to **APPROVE** consent agenda item #3 as amended. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF NOVEMBER 26, 2013**

Stuart read consent agenda item #4. Reis explained further. Further discussion ensued.

PUBLIC COMMENT REGARDING THE CONSENT AGENDA

1. Ed Rutledge stated his concerns with the language of the Clark County Equal Employment Opportunity Plan (EEOP). **Further discussion ensued.**
2. Jack Davis spoke on consent agenda item #4. **Further discussion ensued.**

ACTION: Moved by Mielke to **APPROVE** consent agenda item #4. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC COMMENT

1. Ed Barnes thanked everyone that showed up at the last hearing. He spoke about the letter he received from Don Benton's attorney.
2. Karen Hengere spoke about religion in Clark County and the invocations.
3. Jack Davis spoke about transportation issues and Clark County's morale.
4. Bob Carroll stated his support of Ed Barnes. He also spoke about the hiring of Don Benton. He also spoke about a previous speaker last week.
5. Lee Jensen spoke about procedures and process in regards to hiring Don Benton. **Madore and Mielke responded.**
6. Micheline Doan stated her support of Madore and Mielke and their views on light rail.
7. Royce Pollard stated his support of Ed Barnes. He also spoke about Don Benton.
8. Penny Ross spoke about the Pearl Harbor event at the Quay.
9. Mike Bridges stated he had to leave but wanted to make sure his comments regarding the integrity resolution could be read by a coworker. **The Board responded.**
10. Michele Molstead spoke about the freeholders. She inquired about conservation futures debt. **Mielke responded.**
11. Carol Levanen, Clark County Citizens United, spoke on Daybreak CCNR. She also stated her concerns with drug activity in the Battle Ground area and stated her support for funding for the Sheriff's department. **Mielke responded.**
12. Elizabeth Campbell spoke about the hiring of Don Benton and stated her support of Ed Barnes.
13. Carolyn Crain stated her support of Don Benton's work. She also spoke about the Pearl Harbor event. She also spoke about unity.
14. George Espinosa spoke about a petition regarding the urban growth area. **The Board responded.**

PUBLIC HEARING: CCC 5.48 EMERGENCY MEDICAL SERVICES

Amendment of CCC 5.48A, Emergency Medical Services, to include Woodland into the EMS District #2 service area and exclude the City of Vancouver and area made up by Fire District #5. Additionally, the Board will consider readoption of sections related to procedures for licensing ambulance services, ambulance vehicles and minimum vehicle and equipment standards. Finally, the Board will consider amendments to the Exemptions section, the powers and duties assigned in subsection 080, and related changes.

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF NOVEMBER 26, 2013**

Doug Smith-Lee, CRESA, and Chris Horne, Prosecuting Attorney, presented. Further discussion ensued.

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

ACTION: Moved by Mielke to **APPROVE** Ordinance 2013-11-09. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC HEARING: KENNEL CODE AMENDMENTS - CCC 40.260.110

Consideration of an ordinance relating to land use and adopting changes to the County's kennel ordinance, CCC Section 40.260.110.

Marty Snell, Community Development Director, presented. Further discussion ensued.

PUBLIC COMMENT REGARDING KENNEL CODE AMENDMENTS- CCC 40.260.110

1. Aleta Beck stated her concerns with the requirements and language listed in the proposed ordinance.
2. Leona Grieve stated her support of Aleta Beck's comments.
3. George Espinosa spoke about incidents with a kennel and neighbors. **Further discussion ensued.**

Further discussion ensued about language in the proposed ordinance.

ACTION: Moved by Madore to **AMEND** Ordinance 2013-11-14, lines 64 and 65 as a new subsection under subsection B-3 and it would be a new subsection G within that. Mielke seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

ACTION: Moved by Mielke to **AMEND** Ordinance 2013-11-14 to restore B-3 from lines 149 to 176. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

ACTION: Moved by Mielke to **AMEND** Ordinance 2013-11-14 to replace 3-E which simply referred to 173.60 of the Washington Administrative Code (WAC) with line 67 through 69 which specifies the specific subsection of the WAC and references the table of allowable noise standards contained within the code. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

Snell spoke on setbacks. Madore spoke about property rights of kennel owners and the neighbors and spoke about enforcement. Stuart spoke about the rural task force's work.

ACTION: Moved by Mielke to **APPROVE** Ordinance 2013-11-14 as amended. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF NOVEMBER 26, 2013**

PUBLIC HEARING: INTEGRITY RESOLUTION

To consider a resolution pertaining to the response of Clark County Commissioners to the proposed Columbia River Crossing/Light Rail project.

Madore presented. Further discussion ensued. Mielke spoke about the references. Chris Cook, Prosecuting Attorney, joined the discussion. Further discussion ensued. Madore spoke further on the references. Stuart stated his concerns with the references.

PUBLIC COMMENT

1. Ed Barnes shared the oath of office they signed. He stated his concerns with the language mentioned in the resolution.
2. Bob Carroll stated his opposition of the resolution.
3. Lee Jensen stated his concerns with the transparency of the resolution.
4. Michele Molstead inquired about the staff hours spent on the integrity resolution. She stated her concerns with the references not being available in a timely matter.
5. Karen Hengere spoke about the legality of the resolution. She stated her concerns with Madore personally paying the consultant. **Mielke inquired more from legal staff. Cook responded.**

Madore spoke about the changes to the resolution.

ACTION: Moved by Madore to **AMEND** Resolution 2013-11-03, Section 6, to read “The Board of County Commissioner of Clark County calls upon the appropriate authorities to conduct a full investigation.” Mielke seconded the motion. Commissioners Mielke and Madore voted aye. Stuart abstained. Motion carried.

Madore spoke further about the changes to the resolution. Further discussion ensued. Stuart stated his concerns with the resolution.

ACTION: Moved by Stuart to **AMEND** Resolution 2013-11-03 to change the title to “Columbia River Crossing Light Rail Tolling Project Resolution.” Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

ACTION: Moved by Stuart to **AMEND** Resolution 2013-11-03 to change all the languages mentioned in the document from “Columbia River Crossing Light Rail Tolling Project” to “Columbia River Project.” *Motion dies due to lack of second motion.*

Further discussion ensued about funding. Stuart stated his concerns with the certified forensic accountant and how she was paid. He stated all information should be factual versus opinions. Further discussion ensued. Madore responded to Stuart’s concern.

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF NOVEMBER 26, 2013**

ACTION: Moved by Stuart to **AMEND** Resolution 2013-11-03 to change all the languages mentioned in the document from “Columbia River Crossing Light Rail Tolling Project” to “Columbia River Crossing Light Rail Project.” *Motion dies due to lack of second motion.*

Further discussion ensued regarding the Federal Transit Administration (FTA). Madore presented documents regarding the FTA. Stuart responded. Further discussion ensued. Further discussion ensued about various finance plans. Stuart inquired about section 3. Madore responded.

ACTION: Moved by Madore to **AMEND** Resolution 2013-11-03 to correct the typo on the first line of section two to remove the second “the.” Mielke seconded the motion. Commissioners Mielke and Madore voted aye. Stuart abstained. Motion carried.

Further discussion ensued regarding the statements made by Tiffany Couch. Madore asked for guidance from legal staff. Further discussion ensued about the purpose of the resolution. Further discussion ensued about the legality of the document. Stuart stated his concerns with the resolution.

ACTION: Moved by Mielke to **CALL** the question. Stuart seconded the motion. Commissioners Mielke and Stuart voted aye. Madore voted nay. Motion carried.

ACTION: Moved by Mielke to **APPROVE** Resolution 2013-11-03 as amended. Madore seconded the motion. Commissioners Mielke and Madore voted aye. Stuart voted nay. Motion carried.

COMMISSIONER COMMUNICATIONS

Mielke spoke about the integrity resolution.

Madore thanked the GIS department for a map they created regarding the advisory votes. He spoke further about the advisory votes. He also spoke about free speech. He also spoke about Don Benton.

Stuart spoke about free speech. He spoke about all the work regarding the kennel process. He also spoke about the freeholders. He also wished everyone a Happy Thanksgiving.

Hearing Adjourned

CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF NOVEMBER 26, 2013

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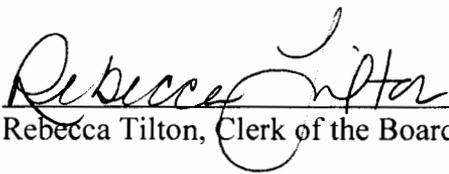
Steve Stuart, Chair



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).