

MINUTES
CLARK COUNTY BOARD OF COMMISSIONERS
JUNE 23, 2009, 9:45 A.M.

The Board convened in the Commissioners' Hearing Room, 6th Floor, Public Service Center, 1300 Franklin Street, Vancouver, Washington. Commissioners Mielke, Stuart, and Boldt, Chair, present.

9:45 A.M.

PRESENTATION

Iloba Odum, Field Office Director, Department of Ecology, presented the 2008 Wastewater Treatment Plant Outstanding Performance Award to Clark County Public Works.

Kay Hust, Public Works-Salmon Creek Wastewater Treatment Plant, accepted the award and thanked staff for their hard work.

PRESENTATION

Commissioner Boldt presented a 2009 Achievement Award from the National Association of Counties (NACo) for Clark County's Diversity and Inclusion Program.

Rekah Strong, Workplace Diversity Coordinator, accepted the award.

10:00 A.M.

PLEDGE OF ALLEGIANCE

The Commissioners led the Pledge of Allegiance.

CONSENT AGENDA

Commissioner Mielke referenced agenda item 5 (changes to the Policies and Procedures Manual for Administration of the Veterans Relief Fund) and asked why the requirement to look for work would be removed, yet transportation would be provided for any reason.

Pete Munroe, CDBG/HOME Program Manager, Department of Community Services, responded that a lot of Veterans come in who need transportation to get to work or look for work.

Commissioner Stuart commented on agenda item 8 (Programming Policies and Procedures for Clark Vancouver Television). He asked if the policies and procedures would be on CVTV's web site.

Jim Demmon, CVTV, said yes, they could be found at www.CVTV.org.

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ACTION: There being no public comment, moved by Stuart to **APPROVE** Consent Agenda items 1 through 10. Commissioners Boldt, Stuart, and Mielke voted aye. Motion carried.

PUBLIC COMMENT

None

PUBLIC MEETING – EMERGENCY INTERIM ZONING ORDINANCE

Item Description: Consideration of an emergency ordinance relating to land use: amending Clark County Code 40.500.010(B) to permit a six-month extension of certain land use approvals.

Department: Department of Community Development

Staff Contact: Chris Cook, Prosecuting Attorney's Office

Staff Summary: Chris Cook, Prosecuting Attorney's Office, presented the staff report. Ms. Cook explained that because of the current economy, a number of applications that had received various preliminary approvals would find those expiring because of the end of their 5-year period of vesting, as provided in CCC 40.500.010. Consequently, the board asked staff to look at possibly revising that code provision. She explained the proposed ordinance before the board, which provides for a six month extension of a variety of certain land use approvals, which would be granted between June 1, 2004 and June 1, 2005. She noted that a public hearing must be held within 60 days. She further explained.

Discussion: Commissioner Boldt asked if there were any additional comments or a motion.

ACTION: Moved by Stuart to **APPROVE** Ordinance 2009-06-15 for an emergency interim ordinance amending CCC 40.500.010(B) to permit a six month extension of certain land use approvals. Commissioners Boldt, Stuart, and Mielke voted aye. Motion carried.

PUBLIC HEARING – BIENNIAL CODE AMENDMENTS

Item Description: To consider proposed Clark County Code amendments

Department: Community Development

Staff Contacts: Jan Bazala, Planner

Mike Butts, Development Services Manager

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Staff Summary: Jan Bazala, Department of Community Development, explained that twice yearly staff brought forward changes to county code to correct errors, clarify standards, codify interpretations, and make minor changes. He said there were 16 changes for this round and a work session with the board was held on March 18, 2009, and the Planning Commission reviewed the changes and made their recommendation on April 16, 2009. Mr. Bazala presented the proposed changes (see hearing file for Biannual Code Change Index and Attachment "A").

Discussion:

Item 4: 40.200.070.C/40.200.070 D – Special Setbacks

Item 5: Establishing minimum lot depths of 150 feet for all Resource, Rural, Urban Reserve and Urban Holding parcels or lots

The board concluded they would have the Rural Land Task Force and Agricultural Preservation Committee review those items since they would affect the farming community.

Item 6: 40.260.145 Revise section heading and process for issuance of building permits for model homes

Commissioner Stuart wanted to ensure the section was clear. He said he was trying to figure out how they could build code that is generalized enough that specific situations would not require a lot of work to fix, but the umbrella was big enough. There was discussion between the board and staff regarding the prohibition of single family attached. Commissioner Stuart wanted to know if they could allow them to go forward, but limit the occupancy to sales as opposed to a residential. Also, if a development were to go belly up, could they require that they do improvements and setbacks commensurate with that single family residence, including the lot lines, before they get final occupancy for residency—for the sake of simplicity on the front end of it, couldn't they just deal with the exception afterwards.

Mike Butts, Manager, Development Services, further explained the provision.

Chris Cook, Prosecuting Attorney's Office, added that if model home building was allowed to go forward without some standards to show that they meet the old and new, the issue becomes what happens if they don't meet the old and a problem arises. This item was temporarily tabled.

Item 10: Table 6.110A.010 – Clarify conservation covenant change fees

Commissioner Stuart felt they needed to hold this item until they figured out what actual costs are they were trying to recoup. Mr. Bazala further explained the habitat conservation covenant alteration fees.

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Mr. Butts suggested the fee for Type II stand alone, or with associated type I review, was too high and the fee for Type III stand alone, or with other Type I or Type II, was accurate; he said they would take a look at it. It was decided to hold item 10.

Item 16: 8.11.070 – Add Specificity to tethering code

Commissioner Mielke expressed concerns about mandating the use of a harness when tethering a dog.

Linda Moorhead, Manager, Animal Control, explained if dogs are going to be unattended they should have a properly fitted harness rather than a collar because collars can cause injury to a dog's neck when used neglectfully.

Comments from the public: None

Commissioner Boldt noted that they were pulling items 4, 5, 10, and 13.

Commissioner Stuart still had questions about item 6 pertaining to the issuance of building permits for model homes.

Mr. Bazala stated that if someone built a town home and the lot line wasn't created, you would end up with a duplex on a single-family lot. He said there weren't many zones in county code that allow duplexes so it could be an illegal use.

Commissioner Stuart was o.k. with this one, but thought it would be one of the things they address when they work on Title 40.

Bazala addressed item 10 regarding clarification of conservation covenant change fees. He asked the board if they wanted staff to get back to them with more information and they replied yes, through the same process as they did the fee structure.

ACTION: Moved by Stuart to **APPROVE** Biannual Code Amendments – items 1, 2, 3, 6, 7, 8, 9, 11, 12, 14, 15, and 16. Commissioners Boldt, Stuart, and Mielke voted aye.
Motion carried.

COMMISSIONER COMMUNICATIONS

- Commissioner Stuart commented that it was a good time of year to remind people of the increasing number of bicyclists on the road and for folks to follow the rules of the road. Commissioner Mielke said that applied to motorcyclists as well.

Hearing adjourned

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2:00 P.M. PUBLIC BID OPENINGS

Staff Present: Louise Richards, Board of Commissioners Office
Laura Pedersen, General Services-Purchasing Department
Beth Balogh, General Services-Purchasing Department

BID OPENING CRP 400615 & 400619

Held a public hearing for Bid Opening CRP 400615 & 400619 – Fairgrounds Park and Hockinson Park Mitigation Plantings. Laura Pedersen, General Services-Purchasing, read bids and stated it was the Purchasing Department’s intention to award Bid CRP 400615 & 400619 on July 1, 2009, at 8:30 a.m. in the Commissioners’ hearing room, 6th Floor, Public Service Center.

BID OPENING WO 400910

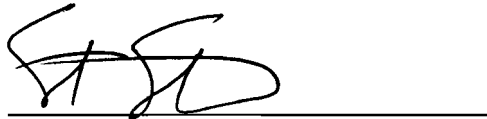
Held a public hearing for Bid Opening WO 400910 – Frenchman’s Bar Regional Park Phase 2. Laura Pedersen, General Services-Purchasing, read bids and stated it was the Purchasing Department’s intention to award Bid WO 400910 on July 1, 2009, at 8:30 a.m. in the Commissioners’ hearing room, 6th Floor, Public Service Center.

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BOARD OF COUNTY COMMISSIONERS



Marc Boldt, Chair



Steve Stuart, Commissioner

Tom Mielke, Commissioner

ATTEST:



Louise Richards
Clerk of the Board

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