

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF JANUARY 12, 2010**

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

10:00 A.M.

PLEDGE OF ALLEGIANCE

The Commissioners led the Pledge of Allegiance.

BID AWARD WO 400900

Reconvened a public hearing for Bid WO 400900 – Whipple Creek Stream Restoration. Mike Westerman, General Services, stated that Public Works wished to delay award of Bid WO 400900 due to an issue with some of the Disadvantaged Business Enterprise (DBE) requirements put out by the Department of Ecology (DOE) in this case.

Heath Henderson, Public Works, explained that the DOE requirements come through the feds and they had received new information regarding that, which they wanted to look at more closely to ensure everything is covered.

ACTION: There being no public comment, moved by Mielke to **POSTPONE** award of Bid WO 400900 to January 19, 2010 at 10:00 a.m. in the Commissioners' hearing room, 6th floor, Public Service Center. Commissioners Stuart and Mielke voted aye. Motion carried.

PUBLIC COMMENT

- 1) Susan Gilbert, 2600 NW 329th Street, Ridgefield, Chairman of the Enterprise-Paradise Point Neighborhood Association, expressed concerns about a proposed school bus transportation facility—PAC2009-00106 and PAC2009-00114, which is located off of the La Center exit on 10 acres she described as environmentally sensitive (copy of letter submitted to the record.)
- 2) Naomi Davis spoke in opposition to the proposed Hazel Dell Sports Complex project because of concerns related to the site (copy of letter submitted to the record).
- 3) John Hannen spoke in opposition to the proposed Hazel Dell Sports Complex project due to concerns about the site.
- 4) Jim Kinney spoke in opposition to the proposed Hazel Dell Sports Complex project due to concerns about the site.
- 5) Jack Davis spoke in opposition to the proposed Hazel Dell Sports Complex project due to concerns about the site.

Commissioner Mielke pointed out that the EPA had given the project a green light in terms of the site not being a danger to humans. He said as far as the labeling, the EPA

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF JANUARY 12, 2010**

doesn't change a label on a site until completion. Mielke wanted to know if staff could address some of Mr. Davis' questions.

Commissioner Stuart suggested creating a question/answer fact sheet to address the frequently asked questions they have been receiving.

CONSENT AGENDA: ITEMS 1-7

Commissioner Mielke requested that item 1 be pulled for separate discussion.

ACTION: There being no public comment, moved by Mielke to **APPROVE** consent agenda items 2 through 7. Commissioners Stuart and Mielke voted aye. Motion carried.

Discussion

Item 1: Request from Vancouver-Clark Parks and Recreation for adoption of a gender based non-discrimination policy for County run and third party programs occurring within County facilities so that Clark County complies with the state law in the strictest terms.

Pete Mayer, Director, Vancouver-Clark Parks and Recreation, further explained item 1. Mr. Mayer said the legislature passed a very specific law last year requiring sub-sections of the state to adopt a specific policy stating that they don't discriminate based on gender. This consent item was a reflection of that state law.

Mielke cited Initiative 200, which states that they don't discriminate against race, creed, color, or gender so they already have laws in place that address discrimination.

[Discussion followed.]

Mielke stated that Initiative 200 covers all kinds of discrimination, but they start pulling away from Initiative 200 for special groups. He said he would like to see the intent and purpose of the new legislation. If it's in state law, the county doesn't need to adopt it.

Stuart said he was in favor because it reinforces equal access and opportunity for people using their facilities. He said they could come back to the item once they've received a little more information.

Mielke thought perhaps they could amend to language to add race.

Mayer didn't believe the legislation would preclude them from adding race; it simply requires the county to adopt a policy that embraces, at the very minimum, an anti-gender discrimination.

Stuart agreed with including other classifications. He suggested they continue the item to allow staff more time to gather additional information, including the intent and purpose of the new legislation.

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF JANUARY 12, 2010**

ACTION: There being no public comment, moved by Mielke to **CONTINUE** consent agenda item 1 to January 26, 2010 at 10:00 a.m. in the Commissioners' hearing room, 6th floor, Public Service Center. Commissioners Stuart and Mielke voted aye. Motion carried.

PUBLIC HEARING: COMMUTE TRIP REDUCTION

Item Description: To consider amending Clark County Code 5.50, the County's Commute Trip Reduction Ordinance, to reflect changes made with the passage of the CTR Efficiency Act (RCW 70.94.527) and to remain consistent with the affected cities in Clark County.

Department: Public Works

Staff Contact: Peter DuBois

Staff Summary:

Mr. DuBois provided an overview of the Commute Trip Reduction (CTR) program. He outlined the three amendments, which reflect minor changes that were made with passage of the CTR Efficiency Act: 1) setting goals for trip reductions based on statewide minimums; 2) review programs every two years rather than annually; and 3) require affected CTR employers to provide an Emergency Ride Home Program, which represents a minimal, if any, cost.

Comments from the public:

None

ACTION: There being no public comment, moved by Mielke to **APPROVE** Resolution 2010-01-07 amending the county's Commute Trip Reduction ordinance. Commissioners Stuart and Mielke voted aye. Motion carried.

COMMISSIONER COMMUNICATIONS

- Commissioner Mielke commented that Commissioner Boldt was representing Clark County agriculture at the Washington State Farm Bureau's meeting.
- Commissioner Stuart pointed out that the legislative session had begun January 11 and now was the time for citizens to provide input regarding services and their pocketbook.

Hearing adjourned

CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF JANUARY 12, 2010

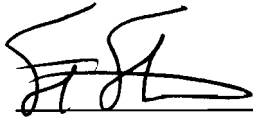
2:00 P.M. PUBLIC BID OPENING

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

BID OPENING 2539

Held a public hearing for Bid Opening 2539 – Annual Janitorial Supplies. Mike Westerman, General Services-Purchasing, read bids and stated it was the Purchasing Department's intention to award Bid 2539 on January 26, 2010 at 10:00 a.m. in the Commissioners hearing room, 6th floor, Public Service Center.

BOARD OF COUNTY COMMISSIONERS



Steve Stuart, Chair



Tom Mielke, Commissioner

Marc Boldt, Commissioner

ATTEST:


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)