

**MINUTES
CLARK COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 1, 2009, 6:00 P.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.

SPECIAL PRESENTATION

Commissioner Boldt read a resolution for Commissioner Stuart and his fiancée, Heather Melton, recognizing their upcoming marriage on September 5, 2009.

PLEDGE OF ALLEGIANCE

The Commissioners led the Pledge of Allegiance.

PUBLIC COMMENT

None

CONSENT AGENDA

Item 1 was pulled for separate discussion.

Discussion

Item 1: Request for approval of draft Purchase and Sale Agreement with William W. Saunders Trust; authorize expenditure of \$2,115,000, inclusive of closing costs that are the responsibility of the buyer, in Conservation Futures Funds to purchase 81.77 acres of land in the Salmon Creek watershed.

Comments from the public:

- 1) Mark Gawecki, 17706 NE Homestead Drive, Brush Prairie, thanked Pat Lee for his work on the proposed agreement, as well as the Cedars Neighborhood Association and Saunders Trust for working together. He encouraged the board to approve purchase of the Saunders property.

Commissioner Boldt said he thought there was \$100,000 of stormwater going into the sale.

Pat Lee, Manager, Legacy Lands Program, said the 2009-2014 Stormwater Capital Improvement Program identified as the 8th ranked project allocation of \$100,000 towards this property acquisition. However, Lee noted that if the board felt there were higher priorities for use of the Clean Water fund, he thought there was sufficient revenue in the Legacy Lands fund balance in order to pick up the \$100,000.

Boldt asked if there would still be an option of taking stormwater money and enhancing the project if they were to take the \$100,000 out and replace it with Legacy Lands money.

MINUTES
CLARK COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 1, 2009, 6:00 P.M.

Lee said if they somehow improved the site and part of that effort addressed some of the stormwater flow issues, then that was a reason to allocate resources that might be credible to the Department of Ecology (DOE).

Stuart said in regards to the \$100,000 in Clean Water fund expenditures, there was a project on their priority list for Stormwater Capital Improvements for that dollar amount. He agreed with the idea of holding the \$100,000 in abeyance until or unless they are actually doing the Stormwater Capital Improvement that could then potentially be credited by DOE or at least be dealing with the stormwater detention from development in that area. He thought there would be a clear nexus at that point between the money being spent and the benefit being received.

Commissioner Mielke said he did have some concerns because of a shortage in funds in stormwater operating monies and he didn't want to get into purchasing real estate with it when they have other funds available. He said he felt much better with holding the \$100,000.

ACTION: Moved by Stuart to **AMEND** consent agenda item 1 to replace \$100,000 from Fund 4420, Clean Water, with \$100,000 extra from Fund 3085, Conservation Futures. Commissioners Boldt, Stuart, and Mielke voted aye. Motion carried.

Commissioner Mielke had a point of clarification on consent agenda item 3.

Discussion

Item 3: Request for approval of Clark Regional Wastewater District's request to annex an area to their Service Area Boundary that was added to the UGA in the 2007 Comprehensive Plan Update. This is identified as CRWWD Annexation #01-08.

Commissioner Mielke stated that he didn't believe this was a mandated hook-up, but was there for available future construction and the failure of any previous septic systems.

Pete Capell, Director, Department of Public Works, said the request would authorize CRWWD to expand their boundaries so that if someone wanted to they could serve within that area.

ACTION: Moved by Stuart to **APPROVE** consent agenda items 1 through 7, as amended. Commissioners Boldt, Stuart, and Mielke voted aye. Motion carried.

PUBLIC HEARING: E-VERIFY

Item Description: Consider whether to require contractors awarded public works contracts that are equal to or over \$1,000,000 and service contractors awarded contracts

MINUTES
CLARK COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 1, 2009, 6:00 P.M.

that are equal to or over \$1,000,000 annually to use the federal E-Verify system to verify that their employees are U.S. citizens or are otherwise in the United States legally.

Department: General Services

Staff Contact: Mark McCauley, Director, General Services

Staff Summary:

Mr. McCauley explained the resolution.

Commissioner Boldt said he believed the Purchasing Department would start working on the rules and then implement them.

McCauley said that was correct. He said they have a number of policies and procedures they have been working on in advance of the public hearing and they are ready to implement on short notice upon approval of the resolution.

Commissioner Mielke stated that he appreciated this going forward. He felt it was important that they move into the 21st Century with Federal regulations and thought this would help them to comply.

Commissioner Stuart commented that they have had a very successful local purchasing program and he felt this was consistent with their commitment to buy local.

Comments from the public:

- 1) Allen Rogers, 4617 NE 128th Court, Vancouver, spoke in support of the resolution and thanked the board for bringing the county in line with Federal laws that require verification for potential employees.
- 2) Eric McGrady, Orchards area resident, thanked Commissioners Boldt and Mielke for their work on E-Verify.
- 3) Chuck Miller, Washington Citizens for Responsible Government, thanked the board for their action regarding E-Verify and stepping up for Clark County citizens.
- 4) Sandra Blanton, 1714 Esther Street, expressed support of E-Verify, but wanted to know why the amount was \$1 million. Mr. McCauley responded that \$1 million was a threshold above which they required their contractors to provide quite a bit of documentation regarding their subcontractors and employees. He said they believed it made sense to have one threshold for E-Verify and all the other requirements from an administration and business point of view.
- 5) Jeff Morton, 4002 NE 133rd Avenue, Vancouver, spoke in support of E-Verify and described his experience as a business owner in Portland with the issue of illegal employees.

ACTION: Moved by Stuart to **APPROVE** Resolution 2009-09-01 regarding E-Verify. Commissioners Boldt, Stuart, and Mielke voted aye. Motion carried.

MINUTES
CLARK COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 1, 2009, 6:00 P.M.

COMMISSIONER COMMUNICATIONS

- Boldt and Mielke congratulated Stuart on his upcoming wedding.
- Stuart thanked the board. He noted that on Friday, September 4, 10:00 to noon, the Project Sponsors Council for the Columbia River Crossing Project would be meeting at the WSDOT-Southwest Region building off of 112th and Gher Road.

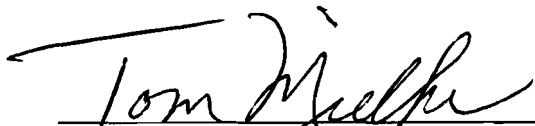
Hearing adjourned

BOARD OF COUNTY COMMISSIONERS



Marc Boldt, Chair

Steve Stuart, Commissioner



Tom Mielke, Commissioner

ATTEST:



Jenni Richards
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.cvttv.org)