

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF MARCH 30, 2010**

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

9:45 A.M.

PROCLAMATION: CHILD ABUSE PREVENTION MONTH

Commissioner Stuart read a proclamation declaring the month of April 2010 as Child Abuse Prevention Month in Clark County, Washington.

Mary Blanchette, Executive Director, Children's Justice Center; Pat Jollota, Justice for Children; and Jo Waddell, CASA Program, accepted the proclamation and said a few words.

10:00 A.M.

PLEDGE OF ALLEGIANCE

The Commissioners led the Pledge of Allegiance.

BID AWARD CRP 391712

Reconvened a public hearing for Bid CRP 391712 – 2009 Arterial Overlay Program. Mike Westerman, General Services, read a memo recommending award of Bid CRP 391712 to the lowest bidder.

ACTION: There being no public comment, moved by Mielke to **AWARD** Bid CRP 391712, including Alternate A1, to Granite Northwest, Inc., of Watsonville, CA, in the total bid amount of \$3,111,111.00, including Washington State sales tax, and grant authority to the County Administrator to sign all bid related contracts. Commissioners Stuart, Mielke, and Boldt voted aye. Motion carried.

BID AWARD 2541

Reconvened a public hearing for Bid 2541 – Annual Biodegradable Bags. Mike Westerman, General Services, read a memo recommending award of Bid 2541 to the lowest responsive bidder meeting all specifications.

ACTION: There being no public comment, moved by Mielke to **AWARD** Bid 2541 to Service Paper Co. of Portland, OR, in the total bid amount of \$48,823.36, including Washington State sales tax, and grant authority to the County Administrator to sign all bid related contracts. Commissioners Stuart, Mielke, and Boldt voted aye. Motion carried.

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BID AWARD 2542

Reconvened a public hearing for Bid 2542 – Plant Material for NE 99th Street Road Improvement. Mike Westerman, General Services, read a memo recommending award of Bid 2542 to the lowest responsive bidders.

ACTION: There being no public comment, moved by Mielke to **AWARD** Bid 2542 as follows:

1. North Fork Landscape of Battle Ground, WA, for the category of Trees, Shrubs, and Groundwater in the total bid amount, including Washington State sales tax, of \$37,178.98; and
2. John Deere Landscapes of Vancouver, WA, for the category of Sedges and Rushes in the total bid amount, including Washington State sales tax, of \$8,391.14; and
3. Grant authority to the County Administrator to sign all bid related contracts.

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

Mr. Westerman further explained consent agenda items 5 and 6 –Interlocal Cooperative Purchasing Agreements with the City of Tucson and with Evergreen School District 114.

PUBLIC COMMENT

- 1) Ed Barnes asked that the board write a letter to the Bureau of Indian Affairs endorsing the Cowlitz Tribe and recognizing their lands. He said the county needs jobs and the proposed casino would provide them.
- 2) Bob Carroll expressed support of the Cowlitz Tribe regarding a proposed casino near La Center and the jobs it would create.
- 3) Bruce Barnes expressed support for the Cowlitz Tribe regarding a proposed casino near La Center and the jobs it would create, especially during such difficult economical times.
- 4) James Kinney commented about the high unemployment rate in the county, as well as homelessness, and he asked what the commission was doing to address those issues. He expressed opposition to the proposed Hazel Dell Sports Complex for which the commission was willing to advocate \$8 million.
- 5) Jack Davis commented that the forests in his neighborhood are disappearing because the Parks Department is using offender crews to clear out brush, which is creating holes throughout the forests. Mr. Davis also restated his opposition to the proposed Hazel Dell Sports Complex.
- 6) Sharon Nasset, Portland, commented on open meeting laws in relation to the Columbia River Crossing (CRC) project. Ms. Nasset stated that anytime federal or

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state funds are used and bodies like RTC or Metro are involved in conversations to do with the public, it's considered an open meeting. She felt it was time to go to Overstar to discuss issues related to openness. She also commented on the light rail aspect of the project.

CONSENT AGENDA: 1-15

Discussion

Commissioner Boldt asked Bill Barron to explain the fiscal impact information recently added to the consent agenda.

Bill Barron, County Administrator, said a parenthetical phrase was added below each consent item for Fiscal Impact. He said the board had asked that this information be added which will indicate whether or not there is a fiscal impact and, if there is, whether it's a positive, negative, or neutral impact.

Discussion

Item 10: Request from Transportation for approval of an Ordinance enacting a cost deflation adjustment for traffic impact fees.

Barron noted that there was a request to pull item 10 in order to do a recalculation, bringing it back the following week.

ACTION: There being no public comment, moved by Mielke to **APPROVE** consent agenda items 1 through 9 and 11 through 15, and noting the agenda's revision to item 11 to reflect the correct fiscal impact. Commissioners Stuart, Mielke, and Boldt voted aye. Motion carried.

PUBLIC HEARING: NE 50 AVENUE/119 STREET INTERSECTION IMPROVEMENT AGREEMENT

Item Description: To consider the adoption of an intersection improvement agreement between Clark County and Washington State University. The purpose of the agreement is for Washington State University to financially contribute, in lieu of construction, to the signalization of the NE 50th Avenue and 119th Street intersection.

Department: Public Works

Staff Contact: Tahanni Essig

Staff Summary:

Ms. Essig presented the proposed developer agreement and some background information. She stated that the county's Capital Facilities Plan and Transportation Improvement Program anticipated the intersection improvements at the location of 119th Street and NE 50th Avenue that included signalization, lane widening, and removal of a vertical curve. Also, they were in discussions with four other developers that were

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required to construct a northbound right-hand turn lane, which will be addressed in separate contracts. She further explained the proposed improvements. Essig stated that the agreement would provide funding to the county and allow for completion of the intersection project within six years. The final intersection improvement will remedy a concurrency failure and provide compliance with the concurrency ordinance. Also, it will remedy an intersection deficiency that will satisfy the comprehensive plan requirement, completing a localized critical link in intersection improvement. That will then allow the ability to lift urban holding designation of the Pleasant Valley Area.

Discussion:

The Chair requested that staff present the urban holding piece related to the Pleasant Valley Area, since both issues are tied together, and then open public comment.

PUBLIC HEARING: CPZ 2010-00014 RELEASE URBAN HOLDING PLEASANT VALLEY AREA

Item Description: To consider a proposal to rezone properties in portions of the northern Vancouver Urban Growth Area with the Urban Holding overlay to the underlying zoning districts pursuant to Clark County Comprehensive Plan and Unified Development Code provisions.

Department: Community Planning

Staff Contact: Michael Mabrey

Staff Summary:

Mr. Mabrey presented the staff report. He stated that the Planning Commission held a public hearing on March 18 and voted 6-1 to recommend that urban holding be removed from the Pleasant Valley area based on a finding that the approval criteria have been met. Mabrey further explained how the agreement for annexation would work in response to Commissioner Mielke's concern about the landowners having a vote.

Chris Cook, Prosecuting Attorney's Office, clarified the following: 1) not every property owner would have to sign a petition; 2) the clause would go into effect if a city provides services; 3) this has to do with developers covenants; and 4) this is a part of the county's Comprehensive Plan, included in 2007, and implemented an interlocal agreement that was entered into between Clark County and the City of Vancouver in 2007.

Steve Schulte, Department of Public Works, responded to Commissioner Stuart's question concerning the Planning Commission's discussion about limited resources and how they are prioritized toward the improvements.

Comments from the public:

- 1) Jack Nugent asked for the board's support in lifting the urban holding designation.
- 2) Michelle Girts, 5406 NE 123rd Street, Vancouver, submitted information for the record. Mrs. Girts expressed concerns regarding public safety and the adequacy of the

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intersection improvement agreement sufficient to release urban holding in the Pleasant Valley area.

Schulte responded to Commissioner Stuart's question about road standards and what would be required for new development in the area. With respect to safety on 50th and 119th, county staff was not planning on improvements anytime in the near term on 50th; 119th was scheduled out after six years for a longer term capital facility plan project. He said they didn't see the same safety issues as Mrs. Girts; however, they watch it frequently and if it were to become problematic there were certain ways they could deal with it.

- 3) Ken Lambrecht expressed support for lifting urban holding in the Pleasant Valley area.
- 4) Ray Hallstrom expressed support for lifting urban holding in the Pleasant Valley area.

Discussion:

The board expressed support in moving forward. Commissioner Stuart did note concerns about overbuilding the road and under building the safety aspects associated with the people living around it. Mabrey responded that they could add consideration of a change in the arterial atlas for 50th Avenue to this year's docket.

ACTION: Moved by Mielke to **APPROVE** Resolution 2010-03-16 – NE 50th Avenue/119th Street Intersection Improvement Agreement with Washington State University. Commissioners Stuart, Mielke, and Boldt voted aye. Motion carried.

ACTION: Moved by Mielke to **APPROVE** CPZ 2010-00014 Release of Urban Holding in the Pleasant Valley Area. Commissioners Stuart, Mielke, and Boldt voted aye. Motion carried.

Mabrey stated that staff would have a resolution ready for board approval the following week.

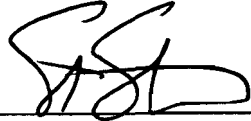
COMMISSIONER COMMUNICATIONS

There were no comments.

Hearing adjourned

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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).