

**CLARK COUNTY BOARD OF COMMISSIONERS
MINUTES OF MAY 7, 2013**

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

6:00 P.M.

PLEDGE OF ALLEGIANCE

The Commissioners led the Pledge of Allegiance.

INVOCATION

Bill Smith, Pastor, delivered the invocation.

PROCLAMATION

Mental Health Awareness Month

Commissioner Stuart read a proclamation proclaiming May 2013 as "Mental Health Month" in Clark County, Washington and calls upon all citizens, government agencies, public and private institutions, to recommit our community to increasing awareness and understanding of mental health recovery and to support the ability of all citizens to participate in and contribute to our community. Janis Housden, Southwest Washington Behavioral Health accepted and said a few words.

Stuart spoke about the conduct of the meeting. Mielke stated he would like county business to be done first and to discuss a time limit on comments. Stuart commented that was out of order and not within the rules of practice.

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

Mielke stated he would like to change the order of the agenda to take care of county business first then address public comment. Madore stated he was encouraged to see the turnout of people. He stated he is a supporter of free speech. He shared his view of participation. He stated he would like to get county business done first and then general public comment. Stuart stated he would like to keep the agenda the same to be consistent with the rules and because it was advertised that way. He stated his concerns with this action being discussed prior to the hearing.

ACTION: Moved by Mielke to **CHANGE** the hearing agenda to move public comment after the TIF and Development fee waiver resolution public hearing. Madore seconded the motion. Commissioners Mielke and Madore voted aye. Stuart voted nay. Motion carried

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BID AWARD WO 401890

Parkside Manor Stormwater Facility Retrofit

Mike Westerman, Purchasing Manager read a memo requesting that the award of Bid WO #401890 for Parkside Manor Stormwater Facility Retrofit be awarded to the low bidder, Nutter Corporation of Vancouver, Washington, in the total bid amount of \$698,667.22 including Washington State Sales Tax and grant authority to the County Administrator to sign all bid related contracts. Further discussion ensued.

ACTION: Moved by Mielke to **AWARD** Bid WO #401890 to Nutter Corporation of Vancouver, Washington, in the total bid amount of \$698,667.22 including Washington State Sales Tax and grant authority to the County Administrator to sign all bid related contracts. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

CONSENT AGENDA

Pete Munroe, Community Services provided some background on consent agenda item #1. Chris Horne, Prosecuting Attorney's Office, spoke about consent agenda item #3. Madore recognized staff regarding the new warrant documentation.

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

ACTION: Moved by Mielke to **APPROVE** consent agenda items #1, #3 - #6. Madore seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC HEARING: TIF & DEVELOPMENT FEE WAIVER RESOLUTION

To consider the temporary waiver of all fees associated with the permitting, development and inspection of commercial or industrial subdivisions, and site plan approvals. The Board will also consider the waiver of application, plan review and inspection fees related to building, plumbing, mechanical and fire related applications for commercial or industrial buildings or uses. Finally, the Board will consider the waiver of traffic impact fees for commercial or industrial developments. All waivers are planned to expire when the unemployment rate in Clark County drops to below the unemployment rate for the State of Washington.

Marty Snell, Community Development Director, and Chris Horne, Prosecuting Attorney, presented. Further discussion ensued. Jim Dickman, Budget Director, responded to the Board's inquiry about timeline requirements. Adriana Prata, Budget, presented. Further discussion ensued.

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PUBLIC COMMENT ON TIF & DEVELOPMENT FEE WAIVER RESOLUTION

- | | |
|----------------------|------------------------|
| 1. John Karpinski | 2. Greg Kimsey |
| 3. Chris Montovino | 4. Carolyn Crain |
| 5. Roy Heikkala | 6. Sunrise O'Mahoney |
| 7. Tracy Whitcomb | 8. Lynda Wilson |
| 9. Mark Engleman | 10. Steven Baird |
| 11. George Vartanian | 12. Ron Edwards |
| 13. Hector Ninojoss | 14. Gretchen Starke |
| 15. Joy Overstreet | 16. Vanessa Amundson |
| 17. Daniel Starke | 18. Bob Collins |
| 19. Randy Mueller | 20. Dean Zarosimsia |
| 21. Milada Allen | 22. Debbie Peterson |
| 22. Mike Odren | 23. Marion Ward |
| 24. Andrew Gunther | 25. Charles Mitchell |
| 26. Temple Lentz | 27. Thom McConathy |
| 28. Dave Brown | 29. Chuck Miller |
| 30. Margaret Tweet | 31. Christian Berrigan |
| 32. Brandon Culp | 33. David McDonald |
| 34. Dave Ritchey | 35. Lee Jensen |
| 36. Edward Barnes | 37. Peter Silliman |
| 38. Garrett Hoyt | 39. Jodi Parker |
| 40. Paul Montauge | |

Further Board discussion ensued.

ACTION: Moved by Mielke to **CLOSE** public testimony and **CONTINUE** the TIF and Development Fee Waiver Resolution Hearing to May 28, 2013 at 10:00 AM. Stuart seconded the motion. Commissioners Mielke, Madore, and Stuart voted aye. Motion carried.

PUBLIC COMMENT

1. Edward Barnes spoke about the Ten Commandments and hiring of Benton.
2. Bob Carroll spoke about the hiring process of Benton.
3. Dave Richie spoke about the hiring process of Benton.
4. Deborah Gottlieb spoke about Commissioner Madore and Commissioner Mielke.
5. Lehman Holder, Sierra Club, stated his concerns about the hiring of Benton and the hiring process.
6. Carolyn Crain spoke about the conduct of the meeting and spoke about the hiring process.

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PUBLIC COMMENT CONTINUED

7. Patrick Migas stated his concerns about the hiring of Benton.
8. Michele Wollert stated her concerns with the hiring of Benton.
9. Liz Campbell spoke about the hiring process of Benton.
10. David Rogers stated his concerns regarding Yacolt Mountain and also spoke about the hiring process of Benton.
11. Steve Foster spoke about the hiring process of Benton.
12. Sunrise O'Mahoney stated her concerns with the hiring process of Benton.
13. Kevin Roegner spoke on the hiring of Benton.
14. Peter Hodges spoke on the hiring of Benton.
15. Christian Berrigan stated his support of Madore and Mielke's actions and praised Benton's hiring.
16. Dick Sohn stated his support of Madore and Mielke's actions and praised Benton's hiring.
17. Steve Baird stated his opposition of the comments prior to him.
18. Ed Rottledge spoke about the hiring process and following the rules / laws.
19. Hector Hinojose spoke about the hiring process.
20. Gretchen Starke (read by Sunrise O'Mahoney) stated her concerns about the hiring of Benton.
21. Joy Overstreet stated her concerns about the hiring of Benton.
22. Patti Collins stated her concerns about the hiring of Benton.
23. Jennifer Larson-Cody stated her concerns about the hiring of Benton.
24. Robert Collins spoke about the hiring process of Benton.
25. Royce Pollard stated his disappointment of Madore and Mielke's actions and stated his concerns of hiring of Benton.
26. Peter Williams stated his concerns about the hiring of Benton and the hiring process.
27. Dr. Dina Roberts stated her concerns about the hiring of Benton.
28. Ron Goodman stated his concerns about the hiring of Benton and the hiring process. He also stated his displeasure of moving the public comment to the end.
29. Celia Louderback stated she would like there to be a moment of silence instead of the invocation.
30. Chuck Miller stated his support of Madore and Mielke's actions and praised Benton's hiring.
31. Dr. Milada Allen stated her concerns about the hiring of Benton and stated their actions were unethical.
32. Terry Allen inquired about the process of land use transaction.

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PUBLIC COMMENT CONTINUED

33. Robert Andrews stated his concerns about the hiring of Benton and the hiring process.
34. David Askren stated his concerns about the hiring of Benton.
35. Gordon Bozarth spoke about moving forward.
36. Lynn Brown stated his disappointment of Madore and Mielke's actions and stated his concerns of hiring of Benton.
37. Debbie Peterson stated her support of Madore and Mielke's actions and praised Benton's hiring.
38. Marion Ward stated her concerns about the hiring of Benton.
39. Daniel Hahm stated his concerns about the hiring process.
40. Jack Price stated his disappointment of Madore and Mielke's actions and stated his concerns of hiring of Benton.
41. Barbara Rider stated her concerns about the hiring of Benton and the hiring process.
42. Jim Eversaul stated his disappointment of Madore and Mielke's actions and stated his concerns of hiring of Benton.
43. Angelica Velazquez stated her disappointment of Madore and Mielke's actions and stated his concerns of hiring of Benton.
44. Joe Sherwood stated his concerns about the hiring of Benton.
45. Jeremiah Lehman stated his disappointment of Madore and Mielke's actions and stated his concerns of hiring of Benton.
46. Jodi Parker stated her concerns about the hiring of Benton and asked for public comment to remain at the beginning of the meeting.
47. David McDonald stated his concerns about the hiring of Benton and the hiring process.
48. Richard Haig spoke highly of Kevin Gray and went into further detail on his departure.
49. Marcine Miller Miles stated his concerns about the hiring of Benton.

COMMISSIONER COMMUNICATIONS

Mielke commented on the job description of the Environmental Services director. He stated he was surprised to see so many people speak on the issue and feels they were misinformed and / or had lack of information on the issue. He stated they do listen to the public

Madore stated it was important to listen and feels they have done that tonight. He spoke about Benton.

Stuart thanked everyone for coming. He commented about the citizen's participation. He stated he was not happy with the change of the agenda. He stated he would be asking the Board to reconsider the Benton appointment.

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Hearing Adjourned

BOARD OF COUNTY COMMISSIONERS



Steve Stuart, Chair



Tom Mielke, Commissioner

David Madore, Commissioner

ATTEST:



Rebecca Tilton, 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).