BOARD OF COUNTY COUNCILORS
MINUTES OF JULY 19, 2016

The Board convened in the Councilors' Hearing Room, 6th Floor, Public Service Center, 1300 Franklin Street, Vancouver, Washington. Chair Marc Boldt, Councilor Jeanne E. Stewart, Councilor Julie Olson, Councilor David Madore, and Councilor Tom Mielke present.

9:45 A.M.

Vancouver Library Capital Facilities Area (VLCFA)

Minutes done separately

10:00 A.M.

PLEDGE OF ALLEGIANCE

The Councilors led the Pledge of Allegiance.

MOMENT OF SILENCE

The Councilors had a moment of silence.

CONSENT AGENDA

Chris Horne, Prosecuting Attorney's office spoke further on consent agenda item #6.

ACTION: Moved by Stewart to **APPROVE** consent agenda items #3, #4, #5, #6, and #12 - #14. Mielke seconded the motion. Chair Marc Boldt, Councilors Stewart, Olson, Madore, and Mielke voted aye. Motion carried.

Madore read a letter into record from his attorney objecting to consent agenda item #1. Further discussion ensued.

ACTION: Moved by Mielke to **TABLE** consent agenda item #1. Madore seconded the motion. Councilor Madore and Mielke voted aye. Chair Marc Boldt, Councilors Stewart and Olson voted nay. Motion failed.

Further discussion ensued on consent agenda item #1.

ACTION: Moved by Olson to **APPROVE** consent agenda item #1. Stewart seconded the motion. Chair Marc Boldt, Councilors Stewart and Olson voted aye. Councilor Madore and Mielke voted nay. Motion carried.

Further discussion ensued on consent agenda item #2.

ACTION: Moved by Olson to **APPROVE** consent agenda item #2. Stewart seconded the motion. Chair Marc Boldt, Councilors Stewart and Olson voted aye. Councilor Madore and Mielke voted nay. Motion carried.

Further discussion ensued on consent agenda item #7. Michael Torres, Community Services joined the discussion. Further discussion ensued.

ACTION: Moved by Mielke to **APPROVE** consent agenda item #7. Stewart seconded the motion. Chair Marc Boldt, Councilors Stewart, Olson, Madore, and Mielke voted aye. Motion carried.

Mark Wilsdon, Risk Manager and Amanda Migchelbrink, Prosecuting Attorney's office presented on consent agenda item #8. Further discussion ensued.

ACTION: Moved by Mielke to **APPROVE** consent agenda item #8. Olson seconded the motion. Chair Marc Boldt, Councilors Stewart, Olson, Madore, and Mielke voted aye. Motion carried.

Heath Henderson, Public Works Director and Bill Bjerke, Parks Manager presented on consent agenda items #9 - #11. Further discussion ensued.

ACTION: Moved by Olson to **APPROVE** consent agenda items #9 - #11. Mielke seconded the motion. Chair Marc Boldt, Councilors Stewart, Olson, Madore, and Mielke voted aye. Motion carried.

PUBLIC COMMENT

1. Sam Atkinson
2. Carol Levanen, Clark County Citizens United
3. James Barber
4. Susan Rasmussen, Clark County Citizens United
5. John Matson
6. Steven Wallace
7. Loretta Steele

PUBLIC HEARING: DEVELOPMENT AGREEMENT –WHIPPLE CREEK VILLAGE

To consider a development agreement for a proposed mixed senior housing and standard attached project at the northeast corner of NE 15th Avenue and NE 173rd Street. The proposal entails submitting a land use application for a zone change and subdivision for a project consisting of a mixture of 100 units of senior housing and 41 multi-family units. *Continued to from July 12, 2016*

Chris Horne, Prosecuting Attorney's office, presented. Further discussion ensued.

PUBLIC COMMENT REGARDING PUBLIC HEARING: DEVELOPMENT AGREEMENT –WHIPPLE CREEK VILLAGE

1. Jamie Howsley, Attorney for the applicant

Further discussion ensued. Further discussion ensued about concerns on making an exception for one developer versus another. Further discussion ensued. Stewart clarified the request of the agreement. Olson spoke about the unique circumstances. Madore spoke about his commitment to fairness.

ACTION: Moved by Olson to **APPROVE** the development agreement that states the developer agrees to pay traffic impact fees for the project at the rate in effect when each building or site plan is approved, provided, the Board authorizes the developer to pay the rate of $306 per trip for the first 41units generated by the development. Further discussion ensued. Boldt seconded the motion. Chair Boldt and Councilors Olson voted aye. Councilors Stewart, Madore, and Mielke voted nay. Motion failed.

ACTION: Moved by Stewart to **APPROVE** development agreement for Whipple Creek Village under its original form. Boldt seconded the motion. Further discussion ensued. Chair Boldt and Councilors Stewart, Olson, Madore, and Mielke voted aye. Motion carried.

Board adjourned for a ten minute break.

PUBLIC MEETING: FEE WAIVER PROGRAM

To continue receiving testimony about the fee waiver resolution and to provide notice that the fee waiver program may be terminated effective December 31, 2016 and that a new substantially retooled fee waiver program may be created as a result of work by a task force to be appointed. This action will be memorialized by resolution. *Continued from Tuesday, July 12, 2016*

PUBLIC COMMENT REGARDING PUBLIC HEARING: PUBLIC MEETING: FEE WAIVER PROGRAM

1. Carol Levanen, Clark County Citizens United
2. Steven Wallace
3. Liz Campbell
4. John Matson
5. Susan Rasmussen, Clark County Citizens United
6. Bridget McLeman
7. Chuck Miller, Washington Citizens for Responsible Government
8. James Barber

Further Board discussion ensued.

ACTION: Moved by Madore to **DISPLAY** the information that's available on Clark County's website to inform them and the community on what they are considering. Mielke seconded the motion. Councilor Madore and Mielke voted aye. Chair Marc Boldt, Councilors Stewart and Olson voted nay. Motion failed.

Further Board discussion ensued.

ACTION: Moved by Mielke to **AMEND** the resolution by honoring the 250 days that was supported by the building community and staff when it was established and to move the date to April 15, 2017. Madore seconded the motion. Councilor Madore and Mielke voted aye. Chair Marc Boldt, Councilors Stewart and Olson voted nay. Motion failed.

ACTION: Moved by Madore to **STRIKE** the sentence on the second page, that says "All applications on or after January 1, 2017 will be subject to the fees or fee waiver provision in effect at that time." Mielke seconded the motion. Further discussion ensued. Councilor Madore and Mielke voted aye. Chair Marc Boldt, Councilors Stewart and Olson voted nay. Motion failed.

ACTION: Moved by Olson to **APPROVE** Resolution 2016-07-04. Stewart seconded the motion. Further discussion ensued. Chair Marc Boldt, Councilors Stewart and Olson voted aye. Councilor Madore and Mielke voted nay. Motion carried.

COUNCILOR COMMUNICATIONS

Madore spoke about citizen engagement and consent agenda item #1.

Olson spoke about the Clark County Fair.

Hearing adjourned

BOARD OF COUNTY COUNCILORS

Marc Boldt, Chair

Jeanne E. Stewart, Councilor

Julie Olson, Councilor

David Madore, Councilor

Tom Mielke, Councilor

TTEST:

Rebecca Tilton, Clerk of the Board

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Please Note: The Board of Councilors' minutes are action minutes. Digital recordings can be provided upon request. In addition, the Councilors' hearings are broadcast live on CVTV, cable channels 21 and 23, and are also videotaped and repeated several times (www.cvtv.org).