

Title 2

ADMINISTRATION AND PERSONNEL

Chapter 2.04

~~((COMMISSIONERS'))~~ COUNCIL REGULAR MEETING DAYS

2.04.040 Location designated.

The regular meetings of the ~~((board of county commissioners))~~ Council shall be held in the ~~((commissioners'))~~ Council's hearing room or regular offices on the sixth floor of the Public Service Center, 1300 Franklin Street, Vancouver, Washington.

2.04.050 Special meetings.

All official meetings of the ~~((board of county commissioners))~~ Council which are not held on the days, times and places above specified shall be special meetings for which notice shall be given as required by the Open Meetings Act, Chapter 42.30 RCW.

Chapter 2.05

RELATING TO PUBLIC RECORDS INDEXING REQUIREMENTS

2.05.010 Exemption from requirement to maintain a current records index.

(1) The ~~((C))~~County ~~((board))~~ Council finds that Clark County government is comprised of many branches, boards, departments, divisions, subdivisions, agencies, offices, commissions, and other county entities which maintain separate and distinct record keeping systems. The records are voluminous, diverse, complex, and are stored in databases which are oftentimes incompatible. Indexing of these records would be overwhelmingly costly to the Clark County taxpayers, while substantially interfering with effective and timely county office operations. As a result, it would be unduly burdensome, if not physically impossible, to develop an index of those records identified in RCW ~~((42.17.260(3))~~ 42.56.070(3) or as the statute may be amended in the future.

(2) No Clark County official, branch, board, department, division, subdivision, agency, office, commission, or any other Clark County entity is required to maintain an index of public records conforming to the requirements of RCW ~~((42.17.260(3))~~ 42.56.070(3) or as the statute may be amended in the future.

(3) Any index which is maintained by an individual branch, board, department, division, subdivision, agency, office, commission, or other entity shall be made available for public inspection and copying unless exempt for disclosure or made confidential by law.

Chapter 2.06

PLANNING COMMISSION

2.06.010 Planning commission created.

Pursuant to Chapter 35.63 RCW there is created a Clark County planning commission consisting of seven members to be appointed by the Clark County Council. ~~((chair of the board of county commissioners with the approval of the board))~~. (Sec. 2 of Ord. 1995-09-09)

2.06.030 Powers and duties.

The planning commission shall have such powers and perform such duties as are prescribed by Chapter 35.63 RCW, other applicable state law, and the Clark County code. When so directed by the ~~((board))~~ Council, the commission shall also perform such other duties as are not inconsistent with state law. (Sec. 4 of Ord. 1995-09-09)

2.06.050 Meetings.

(1) The planning commission shall establish a regular monthly meeting date pursuant to Chapter 42.30 RCW; provided, that if no matters over which the planning agency has jurisdiction are pending, a regular meeting may be canceled. Special meetings of the planning commission may be called pursuant to the provisions of state law.

(2) Four (4) members of the planning commission shall constitute a quorum. All actions of the planning commission shall be determined by a majority vote in a meeting at which a quorum is present.

(3) Each member of the planning commission shall be entitled to per diem, as set from time to time by ~~((the board of Clark County commissioners))~~ Clark County Council, for each regularly scheduled hearing and work session attended. (Sec. 6 of Ord. 1995-09-09; amended by Sec. 1 of Ord. 2001-12-15; amended by Sec. 1 of Ord. 2006-11-02)

Chapter 2.08

COUNTY OFFICE HOURS

2.08.010 Designated Hours.

~~((Effective June 11, 1951, to))~~ The office of all elective and appointive officials of Clark County, Washington((?)) shall be open from 8:00 A.M. to 5:00 P.M. of each business day from Monday through Friday of each week, except for legal holidays or as otherwise approved by the County Manager for county departments or as approved by an elected official for that elected official's office. ~~((such offices may be closed all day Saturday as provided in House Bill No. 267, 1951 Session of the Legislature. The time as noted in this section shall be the time either standard or daylight and as determined from time to time by the board of county commissioners))~~. (Res. dated May 14, 1951)

2.08.020 County clerk and district court clerk. [REPEAL]

The office(s) of the county clerk and the district court clerk need not be open to the public the first one-half hour and the last one-half hour of each business day set forth in Section 2.08.010. (Ord. 1979-05-90; amended by Sec. 1 of Res. 1985-12-72)

2.08.030 Public works department. [REPEAL]

The public works department need not be open to the public during the last one-half hour of each business day as set forth in Section 2.08.010. (Res. 1981-04-189 (PW))

Chapter 2.09

POLICIES AND PROCEDURES IMPLEMENTING THE CLARK COUNTY CHARTER

Sections:

- 2.09.030 County manager procurement authority.
2.09.040 Rules of procedure.

2.09.030 County manager procurement authority.

(1) The county manager is authorized to execute, or cause to be executed, contracts in the amounts and subject areas set forth below for:

- (a) Contracts ~~((for the procurement of professional services))~~ not to exceed two hundred thousand dollars (\$200,000) upon compliance with all other applicable state and federal laws and within the budget of the requesting department. ~~((Professional service e))~~ Contracts funded by the general fund in an amount exceeding one hundred thousand dollars (\$100,000) shall require prior council approval.
- (b) Contracts on behalf of the department of community services and health department to implement grants received by the state and federal government and other funding for vulnerable populations: one hundred percent (100%) of the contract amount; provided, however, the contracts are within the annual budget approved by the ~~(board of county councilors)~~ county council.
- (c) All bids for capital project contracts that are in the ~~((board of))~~ county councilors' approved capital plans and fully budgeted. Once all bid requirements are satisfied, the county manager is authorized to execute these capital project contracts without limit.
- (d) For capital equipment items ~~((in the board of county councilors' approved equipment acquisition plan))~~ that are fully budgeted, the county manager may execute these contracts, without limit, once all bid requirements are satisfied.
- (e) Supply and maintenance contracts shall be limited to two hundred thousand dollars (\$200,000). Supply and maintenance contracts funded by the general fund in an amount exceeding one hundred thousand dollars (\$100,000) shall require prior council approval.
- (f) Interlocal agreements: The county manager may execute interlocal agreements upon approval by the ~~((board of county councilors))~~ council, provided the county manager may execute interlocal cooperative agreements to share in purchasing opportunities with other governmental entities.
- (g) Leases where the county is the lessor: ~~((When the county proposes to lease property, t))~~ The county manager may execute leases in compliance with Chapter 2.33A-((once the board)) where the council has ~~((either))~~ (1) declare(s)d specific real property available for lease; (2) declared the property as surplus and available for lease in compliance with Chapter 2.33A; or (3) adopt(s)ed policies and procedures to surplus or lease ((the)) property. The county manager may grant easements for utility service necessary to provide power, water, sewer, telephone or other utility service to a particular portion of county property.
- (h) Leases where the county is the lessee: The county manager may execute new leases upon approval of the ~~((board of county councilors))~~ council. Once approved, the county manager may execute extensions or renewals if budget authority has previously been granted.
- (i) Expenditures of discretionary funds categorized as "county-wide" will only occur with prior approval of the council.

(2) ~~((Prior to the execution of any contract subject to subsection (1) of this section, t))~~ The county manager will publish all contracts executed under Chapter 2.09, except contracts executed on behalf of the department of community services and contracts for human resources (H/R) investigations, and staff reports on the Clark County

website. ~~((including a summary of the contract purpose, funding sources, and contract term. The chair and county councilors shall be notified of each H/R contract prior to execution by the county manager.))~~

(3) All other contracts not discussed in subsection (1) of this section are subject to prior approval by the ~~((board of county councilors))~~ council prior to execution by the county manager. (Sec. 3 of Ord. 2015-05-07; amended by Sec. 2 of Ord. 2016-11-04)

2.09.040 Rules of procedure.

A copy of the rules of procedure/code of ethics was attached as Exhibit "A" to Ordinance No. 2017-08-09, as amended by Ord. 2018-04-02, adopting the same, and is on file at the county website and with the Clark County auditor. (Sec. 2 of Ord. 2016-05-06; amended by Sec. 2 of Ord. 2017-08-09; amended by Sec. 2 of Ord. 2018-04-02)

Chapter 2.10A

ELECTED OFFICIALS' SALARIES

2.10A.010 Salary schedule.

The salaries of the county councilors, sheriff, assessor, auditor, clerk and treasurer shall be set as provided by the Home Rule Charter and any amendments thereto.~~((at ninety five percent (95%) of the salaries of members of the board of county commissioners. The salary of the sheriff shall be set at one hundred percent (100%) of the salary of members of the board of county commissioners. Salaries shall be adjusted as provided under Section 2.10A.035. Where there is a difference between the salary of positions on the board of county commissioners, the salaries of officials computed under this section shall be based on the highest of the salaries specified.))~~

The prosecuting attorney's salary shall be equal to the annual salary of a superior court judge as set forth by the state of Washington, including adjustments thereto.

In no instance shall the salary of any elected official be reduced during their term of office. Provided, the salary of any elected official set by this chapter shall continue at the most recent level set herein. Such salary shall not lapse upon the expiration of the term of office, but it is intended to continue at the most current adopted level until modified (~~by the board of county commissioners~~). (Sec. 1 of Ord. 1978-08-10; amended by Sec. 2 of Res. 1981-03-125; amended by Res. 1981-09-106; amended by Sec. 1 of Ord. 1982-01-82; amended by Sec. 1 of Ord. 1982-12-43; amended by Sec. 1 of Ord. 1984-06-23; amended by Sec. 1 of Ord. 1984-06-73; amended by Sec. 1 of Ord. 1984-08-60; amended by Sec. 1 of Res. 1986-12-02; amended by Sec. 1 of Ord. 1988-12-08; amended by Sec. 1 of Ord. 1996-01-42; amended by Sec. 1 of Ord. 1996-12-17; amended by Sec. 1 of Ord. 1997-12-14; amended by Sec. 1 of Res. 2000-07-16; amended by Sec. 1 of Ord. 2005-03-10; amended by Sec. 1 of Ord. 2006-02-04)

2.10A.025 Mid-term increases. [REPEAL]

No county commissioner, or replacement therefor, serving in a current term of office shall receive an increase in salary until after the beginning of a new term of office.

2.10A.035 Commissioner salaries. [REPEAL]

~~((The annual salary to be paid members of the board of county commissioners for the period of January 1, 2014, through December 31, 2020, shall be as follows:-~~

~~For the period January 1, 2014, through December 31, 2014, for position 3 only, one hundred six thousand two hundred twenty four dollars (\$106,224); and for:~~

Position 1:	\$102,224 for the period January 1, 2014, through December 31, 2014;
-	\$102,224 for the period January 1, 2015, through December 31, 2015;
-	\$102,224 for the period January 1, 2016, through December 31, 2016;
-	\$102,224 for the period January 1, 2017, through December 31, 2017;
-	\$102,224 for the period January 1, 2018, through December 31, 2018;
-	\$104,224 for the period January 1, 2019, through December 31, 2019; and
-	\$104,224 for the period January 1, 2020, through December 31, 2020;

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Position 2: \$102,224 for the period January 1, 2014, through December 31, 2014;
 - \$102,224 for the period January 1, 2015, through December 31, 2015;
 - \$102,224 for the period January 1, 2016, through December 31, 2016;
 - \$102,224 for the period January 1, 2017, through December 31, 2017;
 - \$102,224 for the period January 1, 2018, through December 31, 2018;
 - \$104,224 for the period January 1, 2019, through December 31, 2019; and
 - \$104,224 for the period January 1, 2020, through December 31, 2020;

Position 3: \$106,224 for the period January 1, 2014, through December 31, 2014;
 - \$102,224 for the period January 1, 2015, through December 31, 2015;
 - \$102,224 for the period January 1, 2016, through December 31, 2016;
 - \$102,224 for the period January 1, 2017, through December 31, 2017; and
 - \$102,224 for the period January 1, 2018, through December 31, 2018.

Figure 1

	2012	2013	2014	2015	2016	2017	2018	2019	2020
Position 1	\$102,224	\$102,224	\$102,224	\$102,224	\$102,224	\$102,224	\$102,224	\$104,224	\$104,224
Position 2	\$102,224	\$102,224	\$102,224	\$102,224	\$102,224	\$102,224	\$102,224	\$104,224	\$104,224
Position 3	\$102,224	\$104,224	\$106,224	\$102,224	\$102,224	\$102,224	\$102,224	-	-

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2.10A.062 Health and welfare benefits.

The county shall contribute each month toward the monthly premium for county group medical and dental insurance coverage, and life insurance coverage for each member of the (~~board of county commissioners~~) Council and their eligible family members. Participation in and county premium contributions toward the county's medical and dental insurance plans by (~~members of said board~~) councilors and their family members shall be on the same basis as for other county executive management employees, subject to the requirements of the applicable insurance carrier agreement concerning enrollment and eligibility. In the event the amount of the monthly premium charged for the applicable medical or dental plan at the applicable level of plan participation is greater than the county's contributions, the balance due shall be paid (at the time the premium is due) by the affected (~~commissioner~~) councilor by payroll deduction and said (~~commissioner~~) councilor shall execute a payroll deduction authorization form for this purpose as a condition precedent to participation in the applicable plan. (Sec. 6 of Ord. 1996-01-42)

Chapter 2.11

OFFICE OF THE BUDGET

2.11.010 Office of the budget.

There is established an office of the budget which under the direction of the ((~~county administrator~~)) county manager shall:

- (1) Design, schedule and implement the annual budget process, and the process for revising the adopted budget, in a manner consistent with applicable state statutes;
- (2) Develop for ((~~board~~)) council consideration program policies and priorities;
- (3) Conduct studies of specific county operations, business processes and expenditures; and
- (4) Perform other related tasks as directed by the ((~~county administrator~~)) county manager.

Chapter 2.14

INTERNAL AUDIT PROCEDURE

2.14.030 Authority and responsibility of auditor.

- (1) The auditor is authorized to examine any office, department, political subdivision or organization which receives appropriations from the ((~~board of county commissioners~~)) county council.
- (2) The auditor shall have access to all of the records properties, and personnel relevant to the subject under review.
- (3) The auditor is charged with responsibilities as follows:
 - (a) To appraise the adequacy and completeness of internal controls.
 - (b) To confirm compliance with the will of the ((~~board of county commissioners~~)) county council, state laws and the State Constitution.
 - (c) To discuss findings and recommendations, during the examination with the management of the agency under review.
 - (d) To conduct an “exit interview” with the management during which a preliminary draft of the audit report is presented and discussed. Pursuant to RCW 42.17.310(1)(i), a preliminary draft shall be exempt from public disclosure.
 - (e) To submit an official audit report on each examination to the ((~~board of county commissioners~~)) county council and to the management of the agency under review. Each audit report will include, but will not be limited to, the following:
 - (i) Statement of scope and methods;
 - (ii) Identification of conditions which need improvement, as noted during the examination;
 - (iii) Presentation of problem solutions and recommendations designed to enhance program effectiveness and efficiency.
- (4) The internal auditor will provide assistance as necessary, towards implementation of the recommendations. However, the internal auditor will not develop and install procedures or engage in any activity which would reasonably be construed to impair his/her objectivity or independence of attitude during subsequent examination.

2.14.040 Responsibilities of agency under review.

The management of the agency under review is charged with responsibilities as follows:

- (a) Provide for the auditor access to all records, properties, personnel relevant to the subject under review.
- (b) Participate in pre-audit, interim-audit, and exit-audit interviews with the auditor, and to objectively consider each proposal as presented.
- (c) Act upon each audit recommendation within ten (10) working days of receipt of the final audit report. Proposals will be “acted upon” by delivery of written response to the ((~~board~~)) county council and to the auditor, stating either a plan of implementation or the rationale for reluctance to implement.

2.14.070 Audit oversight committee.

- (1) Purpose. The audit oversight committee's function is to assist the county auditor and the (~~board of county commissioners~~) county council in fulfilling their fiduciary responsibilities, and to facilitate a direct line of communication between auditor and the (~~board~~) council. The objective of the committee is to promote the effectiveness and integrity of audit processes.
- (2) Membership. The committee shall be composed of three (3) members, as follows:
 - (a) The county auditor (chair);
 - (b) A county (~~commissioner~~) councilor; and
 - (c) A member of the community appointed by the board from a list of nominees submitted by the county auditor, for a term of twelve (12) months. Staff support will be provided by the finance director of the auditor's office.
- (3) Responsibilities. It shall be the responsibility of the committee to:
 - (a) Recommend internal audit priorities to the county auditor.
 - (b) Review and analyze all audit reports.
 - (c) Ensure that management has initiated appropriate action to resolve exceptions or weaknesses noted in audit reports.
 - (d) Apprise the (~~board of county commissioners~~) county council of activities and result of audits.
 - (e) Ensure that no unreasonable restrictions were placed on the auditors.
 - (f) Review the effectiveness of the county's financial and accounting functions through discussions with auditors.
 - (g) Coordinate internal audit effort with external audit effort to prevent duplication and maximize effectiveness. (Sec. 4 of Ord. 1999-07-11)

Chapter 2.15
COUNTY ADMINISTRATOR

Sections:

- 2.15.010 County administrator.
- 2.15.020 Qualifications.
- 2.15.030 At will.
- 2.15.040 Powers.
- 2.15.050 Duties.
- 2.15.060 Assistants.
- 2.15.070 Delegation.
- 2.15.080 Effective date.

2.15.010 County administrator. [REPEAL]

There is herewith created, under the classification and compensation ordinances of Clark County, the position which shall be known as county administrator and designated as chief administrative officer of county government. Said position shall be appointed by the board of county commissioners. (Sec. 1 of Ord. 2007-03-10)

2.15.020 Qualifications. [REPEAL]

The county administrator shall be a person having demonstrated administrative and executive ability as shown by at least five (5) years of experience in private or public employment in a responsible or executive position of a large complex organization requiring the planning and execution of work programs of government operations, the budgeting and control of expenditures, and the coordination of multiple activities, and who shall conform substantially to the requirements of a job description for said position attached herewith and made part hereof. (Sec. 2 of Ord. 2007-03-10)

2.15.030 At will. [REPEAL]

The county administrator shall serve at the pleasure of the board of commissioners. (Sec. 3 of Ord. 2007-03-10)

2.15.040 Powers. [REPEAL]

The county administrator shall generally advise, assist, act as agent for and be responsible to the board of commissioners for the proper and efficient conduct of the administrative affairs of the county as are placed in his/her charge by the board of commissioners. He/she shall be responsible for the enforcement of ordinances, orders, or regulations as directed by the board of commissioners. All appointed department heads under the jurisdiction of the board of commissioners shall report to the county administrator. (Sec. 4 of Ord. 2007-03-10)

2.15.050 Duties. [REPEAL]

In order to serve effectively, the county administrator shall:

- (1) Recommend an annual county budget and exercise continuous budgetary supervision in conjunction with the director of the budget;
- (2) Confer with and assist all department heads and receive reports of the activities of such departments under the jurisdiction of the board of commissioners;
- (3) Recommend improved or standardized procedures;

- (4) Assist in the coordination of the functions and work of all officers, committees, institutions, and departments of the county, and devise ways and means whereby efficiency and economy may be secured in the operation of all offices, institutions, departments and their functions;
- (5) Conduct continuous research in improved administrative practices;
- (6) Represent the county in its intergovernmental relationships as directed by the board of commissioners;
- (7) Recommend long-term plans of capital improvement with accompanying financial plans;
- (8) Direct the enforcement of human resource policies and practices through a central human resources department;
- (9) Examine regularly at periods fixed by the board of commissioners of accounts, records, and operations of every commission, department, office, and agency under control of the board of commissioners and report these findings to the board of commissioners. On a regular basis he/she shall make recommendations to the board of commissioners for action to be taken relative to the efficient operation of the county, the betterment of public service, and the future needs of Clark County;
- (10) Direct the purchase of all property, equipment, supplies, services and related contracts and the enforcement of the purchasing ordinance through the general services department;
- (11) Develop financial plans in which revenues and expenditures are forecasted against anticipated county growth;
- (12) Manage county-owned property and facilities, as directed by the board of commissioners. (Sec. 5 of Ord. 2007-03-10)

2.15.060 Assistants. [REPEAL]

The county administrator may employ assistants as the board of commissioners may authorize. (Sec. 6 of Ord. 2007-03-10)

2.15.070 Delegation. [REPEAL]

No provision of this chapter is intended to vest in the county administrator any duty or grant to him/her any authority which is vested by general law or county ordinance in or on any other county officer or employee. No provision of this chapter shall be construed to delegate to the county administrator any authority required to be performed by the board of commissioners, nor shall the county administrator have the power to bind, obligate, nor to commit the county in any manner, except as provided herein or by the express grant of authority by the board of commissioners. It is the intention of the board of commissioners in adopting this chapter only to create a position to which may be delegated certain administrative duties to be performed in and under its direction. (Sec. 7 of Ord. 2007-03-10)

2.15.080 Effective date. [REPEAL]

The ordinance codified in this chapter shall take effect upon passage. (Sec. 8 of Ord. 2007-03-10)

Chapter 2.16

WEIGHT CONTROL SUPERVISOR

2.16.010 Position created. [REPEAL]

There is established the position of weight control supervisor to be employed by the county road engineer to enforce the laws and regulations in accordance with the following provisions:

- (1) The official title of the position shall be weight control supervisor.
- (2) He shall be sworn into office by the chairman of the board of county commissioners.
- (3) He shall be appointed to serve at the pleasure of the board.
- (4) He is authorized as a representative of the county to make complaints for the following:
 - (A) Violation of the motor vehicle laws of the state of Washington.
 - (B) Violations of county regulations relating to roads; deputize the weight control supervisor, then he shall have such authority as delegated to him by the county sheriff. (Res. 59-19, 1959)

Chapter 2.17

DISPUTE RESOLUTION CENTER

2.17.010 Establishment.

The ~~((board))~~ council finds and concludes that the Clark County dispute resolution center as proposed complies with requirements of Chapter 7.75 RCW and therefore establishes the same to provide mediation services for the citizens of Clark County.

2.17.020 Operation.

The dispute resolution process and the dispute resolution center to serve the citizens of Clark County shall be operated pursuant to Chapter 7.75 RCW, and the policy and implementation plan approved by this resolution. Copies of the policy and implementation plan can be reviewed at the department of community development, ~~((1408-
Franklin))~~, 1300 Franklin Street, Vancouver, Washington.

Chapter 2.19

PUBLIC FACILITIES DISTRICT

2.19.020 Board of directors.

The board shall consist of five (5) members. Two (2) of the members of the board shall be selected and appointed by the ~~((board of county commissioners))~~ county council and two (2) of the members shall be selected and appointed by the legislative authority of the city of Vancouver. The members appointed by the county and the city shall select the fifth member of the board. The members shall serve four (4) year terms. The members appointed by the county and the city shall serve staggered four (4) year terms provided, of the initial members, two (2) shall be appointed for two (2)-year terms, and the remainder shall be appointed for four (4)-year terms.

Vacancies shall be filled in the same manner as the original appointment and the person appointed shall serve the remainder of the unexpired term of the position to which he or she was appointed.

A director may be removed from office by a two-thirds (2/3) vote of the body that appointed the director to office.

Chapter 2.20

RAILROAD ADVISORY BOARD

2.20.010 Railroad advisory board.

There is established a Clark County railroad advisory board to provide advice on maximizing utilization of the Lewis and Clark Railroad and its associated right-of-way.

- (1) The advisory board shall provide recommendations to the director of public works and ~~((the board of commissioners))~~ county council on achieving the maximum long-term return to the county from its investment in the railroad, including promotion of new uses and users such as freight, tourism, transit, open space, beautification, trails, water quality and utilities. In addition, the advisory board shall provide community-wide railroad and right-of-way advocacy, and shall promote public/private partnerships that will enhance the asset. The advisory board shall not, however, act as a forum for negotiating the business relationship between the railroad operator and the county.
- (2) The advisory board shall consist of up to fifteen (15) members appointed by the county manager and confirmed or rejected by the county council in accordance with the Home Rule Charter. ~~((the chair of the board of commissioners after consultation with the other commissioners))~~. Appointed members shall represent a variety of interests, including nominees from the following organizations: Burlington Northern Railroad; the Greater Vancouver Chamber of Commerce and Visitors Bureau; the Columbia River Economic Development Council; the Clark County parks advisory board; the Battle Ground Chamber of Commerce; the Washington State University Extension Service; the Washington State Department of Transportation; and the United States Forest Service. Appointments shall also include representatives from trail organizations and other interested citizens.
- (3) Appointments shall be for staggered three (3) year terms; PROVIDED, that the terms of original appointments shall be determined by lot so that approximately one-third (1/3) shall be for one (1) year terms, one-third (1/3) for two (2) year terms, and one-third (1/3) for three (3) year terms.
- (4) The advisory board shall establish a regular monthly meeting time, may elect officers, and may adopt rules for the conduct of its business.
- (5) Public works ~~((Community planning))~~ shall provide staff support to the advisory board.

Chapter 2.21

TRAFFIC SAFETY COMMISSION

2.21.010 Short Title. [REPEAL]

The short title of this chapter shall be "Traffic Safety Commission." This chapter may be referred to by its short title.. (Sec. 1 of Ord. 1977-06-48)

2.21.020 Creation. [REPEAL]

A traffic safety commission is established for the purpose of making investigations and recommendations to the board of county commissioners in matters relating to traffic control and safety. (Sec. 2 of Ord. 1977-06-48)

2.21.030 Membership. [REPEAL]

Membership of the traffic safety commission shall include representatives of education, engineering, enforcement, emergency services, courts, and the public at large. (Sec. 3 of Ord. 1977-06-48)

Chapter 2.22

TRAFFIC MANAGEMENT ADVISORY COMMITTEE

Sections:

- 2.22.010 Traffic management advisory committee.
- 2.22.020 Membership.
- 2.22.030 Terms.
- 2.22.040 Organization.
- 2.22.050 Conduct of business.
- 2.22.060 Staff assistance.

2.22.010 Traffic management advisory committee. [REPEAL]

There is established a Clark County traffic management advisory committee (hereinafter “committee”) which shall generally review and make recommendations on neighborhood traffic issues within the unincorporated area of Clark County. The committee will receive and evaluate requests from the public for traffic issues in neighborhoods and make recommendations to the county engineer. (Sec. 1 of Ord. 1993-06-09; amended by Sec. 1 of Ord. 1999-02-10)

2.22.020 Membership. [REPEAL]

The committee shall consist of the following seven (7) members:

- (1) Three (3) citizen members who shall be appointed by the ((~~board~~)) county manager;
- (2) The county transportation system manager;
- (3) The sheriff or designee;
- (4) The prosecuting attorney or designee, who shall be a nonvoting member;
- (5) The director of community development or designee;
- (6) One representative of the Clark County Fire Chief’s Association; and
- (7) One representative of the school districts located within unincorporated Clark County. (Sec. 2 of Ord. 1993-06-09; amended by Sec. 2 of Ord. 1999-02-10)

2.22.030 Terms. [REPEAL]

The terms of the ex officio members of the committee shall be determined by the appointing authorities. The terms of the citizen members of the committee shall be for two (2) years’ duration. All vacancies shall be filled within sixty (60) days. (Sec. 3 of Ord. 1993-06-09; amended by Sec. 3 of Ord. 1999-02-10)

2.22.040 Organization. [REPEAL]

The county transportation system manager shall be the nonvoting chair of the committee. In the absence of the chair, the sheriff or designee shall serve as vice chair. (Sec. 4 of Ord. 1993-06-09; amended by Sec. 4 of Ord. 1999-02-10)

2.22.050 Conduct of business. [REPEAL]

The committee shall pick regular meeting dates no less frequently than on alternate months. Special meetings may be called by the chair where necessary. The committee may adopt rules for the conduct of its business; PROVIDED, that four (4) members of the committee shall constitute a quorum. (Sec. 5 of Ord. 1993-06-09; amended by Sec. 5 of Ord. 1999-02-10)

2.22.060 Staff assistance. [REPEAL]

The county transportation manager shall provide necessary staff and facilities for committee meetings and minutes thereof. The county transportation manager shall provide an agenda to committee members at least five (5) days prior to any meeting, except in emergencies. (Sec. 6 of Ord. 1993-06-09; amended by Sec. 6 of Ord. 1999-02-

Chapter 2.25

SOCIAL SERVICES PLANNING COMMISSION

2.25.010 Creation. [REPEAL]

There is created a social services planning commission. (Sec. 2 of Res. 1980-12-38)

2.25.020 Purpose. [REPEAL]

The purpose of the social services planning commission is to:

- (a) Advise and make recommendations to the board of county commissioners as to both short and long-range policies regarding social and health services.
- (b) Promote broad-based citizen participation in social and health service policy development for Clark County. (Sec. 2 of Res. 1980-12-38)

2.25.030 Duties. [REPEAL]

The social services planning commission shall perform the following duties:

- (a) Develop and recommend to the board of county commissioners a multiyear comprehensive social services plan.
- (b) Recommend to the board of county commissioners amendments to the comprehensive social services plan.
- (c) Receive and review annual plans of the various social services advisory boards, and such other documents and materials as may be requested by the board of county commissioners.
- (d) Make recommendations regarding program coordinations and linkage between social and health services program.
- (e) Review and recommend types of staff support needed to further enhance the operational capabilities of the advisory boards.
- (f) Recommend, and/or review proposals for, changes in the structural organization and/or functions of the Human Resource Department.
- (g) Advise the Board of County Commissioners on the legislative issues in other matters affecting social and health services.
- (h) Recommend such other actions as are deemed essential to improve social and health services. (Sec. 2 of Res. 1980-12-38)

2.25.040 Communicating with County Commissioners. [REPEAL]

Advice and/or recommendations to the County Commissioners shall be in written form approved by a majority of the members of the Social Services Planning Commission. (Sec. 2 of Res. 1980-12-38)

2.25.050 Staff support to Planning Commission. [REPEAL]

The level of staff support to the Planning Commission is subject to prior approval of the Board of County Commissioners; said approval to be contingent upon:

- (a) An annual staff work program, prepared by the Director of the Human Resources Department or his/her designee in consultation with the Planning Commission.
- (b) The degree to which the staff work program responds to County adopted policies and priorities.
- (c) The availability of funds. (Sec. 2 of Res. 1980-12-38)

2.25.060 Selection of members. [REPEAL]

(a) The Social Services Planning Commission shall consist of not less than nine nor more than fifteen members, who shall be appointed by the Board of County Commissioners. The members shall not be compensated for the performance of their duties, but may be paid subsistence rates and mileage in the amounts prescribed in RCW 36.17.030 as now or hereafter amended.

(b) Membership of the Social Services Planning Commission shall be representative of the community and shall include representation from both public and private sector entities interested in the development of a coordinated social and health services delivery system; PROVIDED, that the Board of County Commissioners shall appoint at least two representatives from each of the following advisory boards: Mental Health, Developmental Disabilities, and Substance Abuse. (Sec. 2 of Res. 1980-12-38)

2.25.070 Term of office. [REPEAL]

(a) The term of office of members of the Social Services Planning Commission shall be three (3) years and until their successors are appointed and qualified, and (b) that any vacancy shall be filled for the remainder of the unexpired term; PROVIDED, that the terms of office for those individuals representing the advisory boards specified in Section 2.25.060 (b) above shall coincide with their respective terms of office on such advisory board. (Sec. 2 of Res. 1980-12-38)

2.25.080 Elections, meetings and rules. [REPEAL]

The Social Services Planning Commission shall:

- (a) Elect its officers, including a chairman and vice-chairman, and such other officers as it requires.
- (b) Hold regular open meetings, announced publicly in advance.
- (c) Adopt rules for transaction of business, and keep a written record of its meetings, resolutions, recommendations, transactions, and findings and determinations, which record shall be a public record.
- (d) Meet with the Board of County Commissioners at its request. (Sec. 2 of Res. No. 1980-12-38)

Chapter 2.26

DEVELOPMENTAL DISABILITIES ADVISORY BOARD

2.26.010 Creation.

There is hereby created a Developmental Disabilities Advisory Board, which shall be the community developmental disabilities program administrative board prescribed by ~~((RCW 71.20.040))~~ Chapter 71A.14 RCW.

2.26.020 Purpose.

The purpose of the Developmental Disabilities Advisory Board is to:

- (a) Advise and make recommendations to the ~~((Board of County Commissioners))~~ County Council relating to community developmental disabilities services.
- (b) Assist the ~~((Social Services Planning Commission))~~ County Council in the development and maintenance of a comprehensive social service plan.
- (c) Provide community leadership on improvement of efficiency and effectiveness of community developmental disabilities programs.

2.26.030 Duties.

The Developmental Disabilities Advisory Board shall:

- (a) Perform the duties prescribed by ~~((RCW 71.20.040))~~ Chapter 71A.14 RCW.
- (b) Perform such other duties as may from time to time be directed by the County Commissioners.

2.26.040 Communicating with County ~~((Commissioners))~~ Council.

Advice and/or recommendations to the County ~~((Commissioners))~~ Council shall be in written form approved by a majority of the members of the Developmental Disabilities Advisory Board ~~((with a copy to the Social Services Planning Commission))~~.

2.26.050 Staff support to the Advisory Board.

The level of staff support to the Advisory Board is subject to prior approval of the ~~((Board of County Commissioners))~~ County Manager; said approval to be contingent upon:

- (a) An annual staff work program, prepared by the Director of the Human Resources Department or his/her designee in consultation with the Advisory Board.
- (b) The degree to which the staff work program responds to County adopted policies and priorities.
- (c) The availability of funds.

2.26.060 Selection of members.

~~((a))~~ The Developmental Disabilities Advisory Board shall consist of ~~((nine (9)))~~ ten (10) members, who shall be appointed in accordance ~~((W))~~ with RCW ~~((71.24.060))~~ 71A.14.020 by the ~~((Board of County Commissioners))~~ County Council to serve without compensation.

~~((b))~~ ~~—The current members of the Developmental Disability Advisory Council/Committee shall be members of the Developmental Disabilities Advisory Board for the remainder of their unexpired Council/Committee terms.)~~ (Sec. 2 of Res. 1980-12-35)

2.26.070 Term of office.

(a) A term of office of members of the Developmental Disabilities Advisory Board shall be three (3) years. ~~((PROVIDED, that the terms of existing board members shall expire in accordance with the provisions of their appointment to the Developmental Disability Advisory Council/Committee.))~~

- (b) Each vacancy shall be filled for the remainder of the unexpired term.

2.26.080 Elections, meetings and rules.

The Developmental Disabilities Advisory Board shall:

- (a) Elect its officers, including a chairman and vice-chairman, and such other officers as it requires.
- (b) Hold regular open meetings, announced publicly in advance.
- (c) Adopt rules for transaction of business, and keep a written record of its meetings, resolutions, recommendations, transactions, and findings and determinations, which record shall be a public record.
- (d) Meet with the ((~~Board of County Commissioners~~)) County Council at its requests.

Chapter 2.27

MENTAL HEALTH ADVISORY BOARD

2.27.010 Creation. [REPEAL]

There is hereby created a Mental Health Advisory Board, which shall be the Community Mental Health Program Administrative Board prescribed by RCW 71.24.070. (Sec. 2 of Res. 1980-12-37)

2.27.020 Purpose. [REPEAL]

The purpose of the Mental Health Advisory Board is to:

- (a) Advise and make recommendations to the Board of County Commissioners relating to community mental health services.
- (b) Assist the Social Services Planning Commission in the development and maintenance of a comprehensive social service plan.
- (c) Provide community leadership on improvement of efficiency and effectiveness of community mental health programs. (Sec. 2 of Res. 1980-12-37)

2.27.030 Duties. [REPEAL]

The Developmental Disabilities Advisory Board shall:

- (a) Perform the duties prescribed by RCW 71.20.070.
- (b) Perform such other duties as may from time to time be directed by the County Commissioners. (Sec. 2 of Res. 1980-12-37)

2.27.040 Communicating with County Commissioners. [REPEAL]

Advice and/or recommendations to the County Commissioners shall be in written form approved by a majority of the members of the Mental Health Advisory Board with a copy to the Social Services Planning Commission. (Sec. 2 of Res. 1980-12-37)

2.27.050 Staff support to the Advisory Board. [REPEAL]

The level of staff support to the Advisory Board is subject to prior approval of the Board of County Commissioners; said approval to be contingent upon:

- (a) An annual staff work program, prepared by the Director of the Human Resources Department or his/her designee in consultation with the Advisory Board.
- (b) The degree to which the staff work program responds to County adopted policies and priorities.
- (c) The availability of funds. (Sec. 2 of Res. 1980-12-37)

2.27.060 Selection of members. [REPEAL]

- (a) The Mental Health Advisory Board shall consist of nine (9) members, who shall be appointed in accordance with RCW 71.24.060, by the Board of County Commissioners to serve without compensation.
- (b) The current members of the Mental Health Advisory Council/Committee shall be members of the Mental Health Advisory Board for the remainder of their unexpired Mental Health Advisory Committee terms. (Sec. 2 of Res. 1980-12-37)

2.27.070 Term of office. [REPEAL]

- (a) The term of office of members of the Mental Health Advisory Board shall be three (3) years. PROVIDED, that the terms of existing Board members shall expire in accordance with the provisions of their appointment to the Mental Health Advisory Council/Committee.

- (b) Each vacancy shall be filled for the remainder of the unexpired term. (Sec. 2 of Res. 1980-12-37)

2.27.080 Elections, meetings and rules. [REPEAL]

The Mental Health Advisory Board shall:

- (a) Elect its officers, including a chairman and vice-chairman, and such other officers as it requires.
- (b) Hold regular open meetings, announced publicly in advance.
- (c) Adopt rules for transaction of business, and keep a written record of its meetings, resolutions, recommendation, transactions, and findings and determinations, which record shall be a public record.
- (d) Meet with the board of County Commissioners at its requests. (Sec. 2 of Res. 1980-12-37)

Chapter 2.28

SUBSTANCE ABUSE ADVISORY BOARD

2.28.010 Creation. [REPEAL]

There is hereby created a Substance Abuse Advisory Board, which shall be the Alcoholism Administrative Board prescribed by RCW 70.96.160 and the county Drug Abuse Board prescribed by WAC 275-25-830. (Sec. 2 of Res. 1980-12-36)

2.28.020 Purpose. [REPEAL]

The purpose of the Substance Abuse Advisory Board is to:

- (a) Advise and make recommendations to the Board of County Commissioners relating to substance abuse services.
- (b) Assist the Social Services Planning Commission in the development and maintenance of a comprehensive social service plan.
- (c) Provide community leadership on improvement of efficiency and effectiveness of community substance abuse programs. (Sec. 2 of Res. 1980-12-36)

2.28.030 Duties. [REPEAL]

The Substance Abuse Advisory Board shall:

- (a) Perform the duties prescribed by Chapter 71.96 RCW and WAC 275-25-830.
- (b) Perform such other duties as may from time to time be directed by the County Commissioners. (Sec. 2 of Res. 1980-12-36)

2.28.040 Communicating with County Commissioners. [REPEAL]

Advice and/or recommendations to the County Commissioners shall be in written form approved by a majority of the members of the substance abuse advisory board with a copy to the social services planning commission. (Sec. 2 of Res. 1980-12-36)

2.28.050 Staff support to the Advisory Board. [REPEAL]

The level of staff support to the advisory board is subject to prior approval of the board of county commissioners; said approval to be contingent upon:

- (a) An annual staff work program, prepared by the director of the human resources department or his/her designee in consultation with the advisory board;
- (b) The degree to which the staff work program responds to county adopted policies and priorities;
- (c) The availability of funds. (Sec. 2 of Res. 1980-12-36)

2.28.060 Selection of members. [REPEAL]

- (a) The substance abuse advisory board shall consist of nine (9) members, who shall be appointed in accordance with RCW 70.96.160 and WAC 275-25-830, by the board of county commissioners to serve without compensation.
- (b) At all times there shall not be less than two (2) recovering alcoholics, one (1) recovering drug abuser, and one (1) minority person as members of the board.
- (c) The current members of the drug advisory council/committee and the alcohol administrative board shall be members of the substance abuse advisory board for the remainder of their unexpired council/committee terms. (Sec. 2 of Res. 1980-12-36)

2.28.070 Term of office. [REPEAL]

The term of office of members of the substance abuse advisory board shall be three (3) years; PROVIDED, that the terms of existing board members shall expire in accordance with the provisions of their appointment to a respective council/committee. (Sec. 2 of Res. 1980-12-36)

2.28.080 Vacancies. [REPEAL]

(a) All vacancies shall be filled for the remainder of the unexpired terms provided no vacancy shall be deemed to exist nor appointments made, until the existing membership falls below nine (9) members.

(b) Additional appointments, which exceed nine (9) members, shall be made if it is necessary to comply with the provisions of Section 2.28.060(b). (Sec. 2 of Res. 1980-12-36)

2.28.090 Elections, meetings and rules. [REPEAL]

The substance abuse advisory board shall:

- (a) Elect its officers, including a chairman and vice-chairman, and such other officers as it requires;
- (b) Hold regular open meetings, announced publicly in advance;
- (c) Adopt rules for transaction of business, and keep a written record of its meetings, resolutions, recommendations, transactions, and findings and determinations, which record shall be a public record;
- (d) Meet with the board of county commissioners at its requests. (Sec. 2 of Res. 1980-12-36)

Chapter 2.32

PUBLIC WORKS DEPARTMENT

2.32.010 Established—Organization. [REPEAL]

A public works department is established as follows:

- (1) The department head will be the county engineer and public works director, reporting directly to the ((board of county commissioners. The department will include county roads, buildings, airports, parks, recreation, flood control, solid wastes, water supply, sanitary sewers, drainage, garbage disposal and other utilities and services as may be added by the board.
- (2) The county engineer is appointed as county engineer and director of public works.
- (3) Initial planning and preliminary work will be done by engaging consultants and contractual services with the road department on a reimbursable basis.
- (4) No permanent staffing of the public works department will be made until after adoption of a merits system by the board for the department as required in Chapter 72, Laws of Washington of 1967.

2.32.020 Merit system. [REPEAL]

It is the intent of the board to adopt a merit system for the public works department. (Res. 68-35 (part), 1968)

2.32.060 Employment of relatives. [REPEAL]

The policy providing for the employment of relatives shall be as follows:

- (1) "Relatives," as used in this policy, means individuals related to an employee or his spouse, by marriage, legal adoption or consanguinity to include spouses, parents, children, sisters and brothers, aunts, uncles, nephews or nieces.
- (2) No employee may appoint a relative of his to a paid position nor make any appointment based on favoritism toward a relative of others.
- (3) No employee may occupy a position under the supervision of his relative or a position for which his relative has the responsibility of reviewing or auditing the work.
- (4) Only one relative may work in any one division of the department. Divisions are defined as follows: engineering, road maintenance, building inspection and accounting. Exceptions may be made only for positions that may be declared by the Board of County Commissioners on a critical occupation list for positions difficult to fill. When hired as an exception, a relative occupying the same household must be selected on the same basis as other candidates, and subject to the provisions of this policy.
- (5) If two employees become relatives and their employment is contrary to the provisions of this policy, the director of public works will make every effort to reassign one of the employees.
- (6) The department may employ individuals who have relatives working for other county offices or agencies provided the relationship of their position does not involve review or audit of one's work by the other. (Res. (part) dated Nov. 13, 1973)

2.32.070 Discrimination prohibited. [REPEAL]

The director of public works in all matters relating to the employment of personnel shall comply with the state and federal provisions prohibiting discrimination based on age, race, creed, color, sex or national origin, and shall take positive action to bring about a truly equal opportunity department as it relates to human rights.

The director of public works shall follow the affirmative action program as adopted by the Washington State Human Rights Commission regarding policy, recruiting, hiring, testing, training, promotion and follow-through.

Any individual who has a complaint or grievance against the department for discrimination may file a complaint with the Clark County public works department merit board at the office of the director of public works for a hearing before the merit board. (Res. 72-73 (part), 1972)

Chapter 2.34

OVERALL ECONOMIC DEVELOPMENT PROGRAM COMMITTEE

Sections:

2.34.010 Established.

2.34.010 Established. [REPEAL]

Clark County declares its intent to participate in programs under the Federal Public Works and Economic Development Act, as amended to date, and establishes the Clark County overall economic development program (OEDP) committee, comprised of interested and knowledgeable representatives, such as the mayor of Vancouver, mayors from Camas and Washougal, board of Clark County commissioners, housewives, representatives from minority groups, school districts, port districts, and unions and other representatives from various affected communities and businesses. (Res. dated February 1, 1972)

Chapter 2.36

PURCHASING DEPARTMENT

2.36.020 Purchasing agent appointment.

The ((~~board of county commissioners~~)) Council will hereafter appoint a county purchasing agent ~~to be the head of this department~~, which agent shall meet the requirements set out in RCW 36.32.260, and shall be paid such salary as may hereafter be from time to time fixed for the position. (Sec. 2 of Res. dated May 12, 1969)

2.36.030 Establishment of central storerooms—Stocking inventory. [REPEAL]

The purchasing department shall hereafter establish such central storerooms and stock such inventory and items as may be needed and required by the various department of county government. The methods and procedures for handling the accounting shall be as hereafter fixed by the board of county commissioners. (Sec. 3 of Res. dated May 12, 1969)

2.36.040 Notice of department establishment. [REPEAL]

Notice of the establishment of the purchasing department shall be given to the heads of each of the departments of county government and shall be applicable to all departments other than the county hospital. (Res. (part) dated May 12, 1969)

Chapter 2.38

HUMAN RESOURCES DEPARTMENT

Sections:

2.38.010 Human Resources Department.

2.38.010 Human Resources Department. [REPEAL]

There is hereby created a Clark County Human Resources Department to oversee the funding and functioning of all human resources, social service and social welfare programs and activities of the county. This department shall be under the control and supervision of board of commissioners and shall oversee the funding and functioning of such programs and activities for the board. Furthermore all requests for funding and grants in aid to be made to the commissioners shall be made directly to, and be coordinated by, the county department of human resources. Such department shall be staffed as shown in the department's budget for any one year. (Sec. 2, Ord. No. 1976-12-46)

Chapter 2.40

MAPPING AND PRINTING DEPARTMENT

2.40.010 Established—Availability of services—Records—Director and draftsman bonds. [REPEAL]

There is now established for this county a department designated as the “mapping and printing department”. The services of the department are available to all Clark County departments, which shall pay for the services in accordance with a fee schedule to be established by the department. The department is to keep proper records and accountings of all work done and is to collect all monies due for the work and deposit the same with the county treasurer. The director and draftsmen in the department are to furnish bond to Clark County in the sum of two thousand dollars each. (Res. dated June 16, 1969)

Chapter 2.44

BOARD OF EQUALIZATION OF ASSESSMENT

2.44.010 Formation—Members—Compensation—Meetings—Chairman—Terms.

The board of equalization shall be formed, consisting of three (3) members and up to four (4) alternates, to be nominated by the County Council and County Manager and appointed by the ~~((Clark County commissioners))~~ Council. The members of the board shall receive a per diem amount as set by the County Council ~~((, to be paid from the current expense fund of Clark County the sum of seventy five dollars (\$75) per day))~~ for each day of actual attendance at the meeting of the board of equalization convened in accordance with RCW 84.48.010. Said members shall select a chairman who shall conduct the business of said board at a location designed by the County Manager ~~((the county courthouse, or at such other place that the county commissioners shall provide))~~. The term for each appointed member shall be for three (3) years, or until their successors are appointed; provided, however, each appointed member may be removed by a majority vote of the Council ~~((board of county commissioners))~~ and they shall carry out the duties and functions of the offices provided by law.

Chapter 2.52

CLARK COUNTY REGIONAL PLANNING COUNCIL

Sections:

2.52.010 Authorization.

2.52.010 Authorization. [REPEAL]

The chairman of the board of county commissioners is authorized to sign for and on behalf of Clark County that certain document entitled "Clark County Regional Planning Council Agreement," which document is marked "Exhibit A" and is by this reference incorporated and made a part hereof and by such signature Clark County shall become a member of the council. (Sec. 1 of Res. adopted Aug. 2, 1968)

Chapter 2.53

COLUMBIA REGION ASSOCIATION OF GOVERNMENTS

Sections:

2.53.010 CRAG agreement adoption.

2.53.010 CRAG agreement adoption. [REPEAL]

The “Columbia Region Association of Governments Clark County Associate Membership Agreement,” attached to the ordinance codified in this section as “Exhibit A,” and on file with the county auditor, which agreement ratifies Association Charter Rules and the 1966 membership agreement, and which sets forth authorization for CRAG to exercise certain land use planning and development powers as limited therein is adopted by Clark County. (Res. 1974-09-6 (part), 1974)

Chapter 2.54

BOUNDARY REVIEW BOARD

Sections:

2.54.010 Established—Membership—Budget.

2.54.010 Established—Membership—Budget. [REPEAL]

A boundary review board is established and shall be given the power and authority as granted to it by the State Legislature pursuant to Chapter 36.93 RCW and such amendments that may occur. The board shall consist of five (5) members to be selected under the manner prescribed by law and a budget shall be prepared after the board is organized to pay for the per diem expenses as provided by law. (Res. dated September 8, 1970)

Chapter 2.60
HEALTH DISTRICT

Sections:

- 2.60.010 Merger of Skamania County and Clark County health departments.
- 2.60.020 Representatives for district health board.
- 2.60.030 Enforcement of district health department rules.
- 2.60.040 Amount of costs of operation paid by Skamania County.
- 2.60.050 Monies deposited with county treasurer.
- 2.60.060 Determining resolution of agreement.
- 2.60.070 Health program guaranteed.

2.60.010 Merger of Skamania County and Clark County health departments. [REPEAL]

Skamania County health department shall be merged with the Clark County health department. (Sec. 1 of Res. dated July 20, 1951)

2.60.020 Representatives for district health board. [REPEAL]

Two representatives of the Skamania County board of commissioners shall be appointed to represent Skamania County on the district board of health. (Sec. 2 of Res. dated July 20, 1951)

2.60.030 Enforcement of district health department rules. [REPEAL]

All ordinances, policies, rules and regulations of the district department of health shall be enforced in Skamania County. (Sec. 3 of Res. dated July 20, 1951)

2.60.040 Amount of costs of operation paid by Skamania County. [REPEAL]

(a) Skamania County agrees to pay seven thousand five hundred dollars (\$7,500.00) to the district department of health for the operation of the health program within Skamania County for the first fiscal year.

(b) In all subsequent years, Skamania County guarantees to pay the same per capita costs as Clark County. (Sections 4, 5 of Res. dated July 20, 1951)

2.60.050 Monies deposited with county treasurer. [REPEAL]

It is agreed that all monies assessed for the operation of the health district are to be deposited in the office of the county treasurer of Clark County. (Sec. 6 of Res. dated July 20, 1951)

2.60.060 Determining resolution of agreement. [REPEAL]

Sec. 9 of Chapter 184, Laws of 1945 shall determine resolution of this agreement. (Sec. 7 of Res. dated July 20, 1951)

2.60.070 Health program guaranteed. [REPEAL]

The board of the Clark County-City district health department guarantees the same health program in all parts of its jurisdiction, subject only to orderly development of the program. (Sec. 8 of Res. dated July 20, 1951)

Chapter 2.61

PARKS ADVISORY BOARD

Sections:

- 2.61.010 Creation.
- 2.61.020 Purpose.
- 2.61.030 Duties and responsibilities.
- 2.61.040 Communicating with county commissioners.
- 2.61.050 Selection of members.
- 2.61.060 Term of office.
- 2.61.070 Meetings, officers and bylaws.

2.61.010 Creation.

There is created a Clark County parks advisory board. (Sec. 2 of Res. 1979-07-103; amended by Sec. 1 of Ord. 2014-06-04)

2.61.020 Purpose.

The purpose of the Clark County parks advisory board is to:

- (1) Advise and make recommendations to Clark County staff and the county (~~(commissioners)~~) councilors relating to acquisition, planning and development of Clark County parks;
- (2) Maintain communication with other organizations, associations and citizens regarding Clark County parks;
- (3) Advocate to decision makers and the public for parks purposes. (Sec. 2 of Res. 1979-07-103; amended by Sec. 2 of Ord. 2014-06-04)

2.61.030 Duties and responsibilities.

The Clark County parks advisory board, with access to staff support services, shall advise and make recommendations to the (~~(board of)~~) county (~~(commissioners)~~) council, which shall include but not be limited to the following:

- (1) Advise Clark County staff and the (~~(board of)~~) county (~~(commissioners)~~) council on the selection of design consultants, new park designs and locations.
- (2) Recommend appropriate policies to be adopted by the (~~(board of)~~) county (~~(commissioners)~~) council which establish:
 - (a) Criteria for park land acquisition, development and improvement;
 - (b) Criteria for the function of approved park developments;
 - (c) Rules and regulations governing the use of park facilities.
- (3) Participate in the review of the (~~(biennial)~~) county budget for the parks division.
- (4) Participate in the screening selection for the administrative official responsible for parks administration.
- (5) Review proposals for changes in the structural organization and/or functions of the parks division.
- (6) Recommend development, adoption, and revision, as necessary, of the Clark County comprehensive parks, recreation and open space plan, policies and standards. The parks plan will be included as an element of the Clark County comprehensive growth management plan.
- (7) Serve as members and representatives of the county on any regional or specialized parks advisory commissions or committees when appointed by and approved by the (~~(board of)~~) county (~~(commissioners)~~) council or its designee.

- (8) Guide and support any fund development efforts including grant applications and facility sponsorships.
- (9) Participate in any specialized studies and analyses regarding the standards or systems of providing parks, trails and open space to residents and visitors.
- (10) Attend and testify at public meetings, hearings and other speaking engagements as necessary. (Sec. 2 of Res. 1979-07-103; amended by Sec. 3 of Ord. 2014-06-04)

2.61.040 Communicating with county (~~commissioners~~) council.

Comments by way of advising the (~~commissioners~~) council should be in written form approved by a majority of the members of the Clark County parks advisory board. (Sec. 2 of Res. 1979-07-103; amended by Sec. 4 of Ord. 2014-06-04)

2.61.050 Selection of members.

- (1) Voting Members. The Clark County parks advisory board shall consist of seven (7) voting members, who reside within the boundaries of Clark County, and who shall be appointed by the (~~board of county commissioners~~) county manager and confirmed or rejected by the county council to serve without compensation.
- (2) Ex-Officio Members. Each school district with territory within the boundaries of unincorporated Clark County, and the Parks Foundation of Clark County, may be represented at all board meetings; they may take part in all discussions of matters before the board, but shall not have a vote.
- (3) No Conflict of Interest. No member of the Clark County parks advisory board shall be employed in connection with parks services, including parks construction and planning, or otherwise employed by Clark County in a paid capacity, during his or her term on the board.
- (4) Representation on Board. In filling vacancies, consideration should be given to ensuring representation of the broad range of interests related to parks in the community:
 - (a) Board members should be knowledgeable about one (1) or more aspects of Clark County parks (e.g., trails, sports leagues, etc.) or willing to become appropriately knowledgeable and conversant about parks and issues.
 - (b) Board members should be broadly representative of the different neighborhoods and areas served by Clark County parks.
 - (c) Board members should be representative of the diversity in the community. Any form of discrimination based on race, color, religion, creed, sex, national origin, age, marital status, the presence of any sensory, mental, or physical disability or the use of a trained dog guide or service animal by a disabled person, sexual orientation/gender identity, veteran's status or any other status protected by law is prohibited. (Sec. 2 of Res. 1979-07-103; amended by Sec. 5 of Ord. 2014-06-04; amended by Sec. 1 of Ord. 2014-07-24)

2.61.060 Term of office.

Except in the formation of the original commission, the term of office of members of the Clark County parks advisory board shall be three (3) years; PROVIDED, that the term of the current board members shall expire in accordance with the provisions of their appointments to the board. The terms of office, except as provided herein, shall commence on the first Monday in January. Vacancies shall be filled for the remainder of the unexpired term. The (~~board of county commissioners~~) county council may remove members from office at will. (Sec. 2 of Res. 1979-07-103; amended by Sec. 6 of Ord. 2014-06-04)

2.61.070 Meetings, officers and bylaws.

The Clark County parks advisory board shall:

- (1) Elect its officers each year in December, including a chairman, vice chairman and secretary, and such other officers as it may determine it requires. The secretary shall have charge of all records and shall keep accurate and complete minutes of all meetings. The term of office for each officer shall run until the subsequent election; provided, that vacancies shall be filled for the remaining term of office.

- (2) Hold regular public meetings at least quarterly. Special meetings may be held as often as the board deems necessary. All meeting dates, agendas, and minutes will be posted on the Clark County webpage.
- (3) Adopt rules for transaction of business and shall keep a written record of its meetings, resolutions, transactions, findings and determinations, which record shall be a public record.
- (4) Meet at least once annually with the (~~board of county commissioners~~) county council.
- (5) Have a majority of its sitting members as a quorum for the transaction of business, but four (4) affirmative votes are required to approve any action of the board. (Sec. 2 of Res. 1979-07-103; amended by Sec. 7 of Ord. 2014-06-04; amended by Sec. 2 of Ord. 2014-07-24)

Chapter 2.63

ORCHARDS COMMUNITY ADVISORY COMMITTEE

Sections:

- 2.63.010 Creation
- 2.63.020 Purpose.
- 2.63.030 Communicating with County Commissioners.
- 2.63.040 Term of office.
- 2.63.050 Boundaries of the Orchards area.
- 2.63.060 Selection of members.
- 2.63.070 Officers.
- 2.63.080 Meetings.
- 2.63.090 Changes to by-laws.

2.63.010 Creation. [REPEAL]

There is hereby created an Orchards Community Advisory Committee. (Sec. 2.65.010 of Res. No. 1976-02-22)

2.63.020 Purpose. [REPEAL]

The purpose of the Advisory Committee shall be to advise the County Commissioners as required by the Board. (Sec. 2.65.020 of Res. No. 1976-02-22)

2.63.030 Communicating with County Commissioners. [REPEAL]

Comments by way of advising the Commissioners should be in written form and voted upon by a majority of the members of the Advisory Committee. (Sec. 2.65.030 of Res. No. 1976-02-22)

2.63.040 Term of office. [REPEAL]

Term of office shall be one year provided that a member shall serve after the expiration of his term until a replacement is appointed by the Board of county commissioners. (Sec. 2.65.040 of Res. No. 1976-02-22)

2.63.050 Boundaries of the Orchards area. [REPEAL]

The proposed boundaries of the Orchards area shall consist of the following:

- (1) The north boundary shall consist of 99th Street.
- (2) The south boundary shall consist of SR 14.
- (3) The west boundary shall consist of I-205 north from SR 14 to N.E. Burton Road, thence west to N.E. 18th Street, thence west to N.E. Andresen Road, thence north to N.E. 99th Street.
- (4) The east boundary shall consist of the western boundary of the Camas School District. (Sec. 2.65.050 of Res. No. 1976-02-22)

2.63.060 Selection of members. [REPEAL]

- (1) The advisory committee shall consist of eleven (11) members appointed by the county commissioners.
- (2) The majority of the members must reside within Orchards geographic area as provided for in Section 5.
 - (a) The following organizations shall be requested to submit not less than two (2), nor more than five (5) names to the county commissioners for consideration of appointment of the advisory committee.
 - A. Greater Orchards Area Business Association (G.O.A.B.A.).
 - B. Orchards Kiwanis Club.
 - C. Evergreen Jaycees.

- D. Citizens United for Evergreen (CUE).
- E. Evergreen Community Organization (ECO).
- F. Evergreen Community Fair Association.

(3) Five (5) at-large members shall be appointed by the county commissioners who must reside, own or operate a business, or be employed within the geographic area.

(4) In the event that a member no longer resides and/or owns or operates a business, or is employed within the Orchards area, said member may serve on the committee until the end of his or her term, provided said member resides within Clark County. (Sec. 2.65.070 of Res. No. 1976-02-22)

2.63.070 Officers. [REPEAL]

The officers shall consist of chairman, vice-chairman, secretary and treasurer, to be elected by the members. (Sec. 2.65.070 of Res. No. 1976-02-22)

2.63.080 Meetings. [REPEAL]

Frequency and location of meetings to be determined by the members. (Sec. 2.65.080 of Res. No. 1976-02-22)

2.63.090 Changes to by-laws. [REPEAL]

Any changes to these by-laws of the citizens' committee would require the concurrence of the board of county commissioners. (Sec. 2.65.090 of Res. No. 1976-02-22)

Chapter 2.66
COUNTY JAIL

Sections:

- 2.66.010 Prisoners—Work release program—Authorized.
- 2.66.020 Prisoners—Work release program—Trust account for earnings.
- 2.66.030 Reduction of fines and costs while in custody.
- 2.66.040 Cost recovery for goods and services.

2.66.010 Prisoners—Work release program—Authorized.

The ~~((board of Clark County commissioners))~~ County Council ~~((do))~~ authorizes, in accordance with ~~((RCW 36.63.260))~~ Chapter 70.48 RCW City County Jails Act, a work release program for the employment of prisoners in custody ~~((of))~~ at the Clark County jail facilities. (Res. (part) dated February 14, 1974)

2.66.020 Prisoners—Work release program—~~((Trust account for earnings))~~.

All proceeds of earnings from any inmate of the Clark County Jail shall be administered in accordance with RCW 70.48.210. ~~((The auditor's office is authorized to set up a trust account in any bank to deposit the proceeds of the earnings of any prisoner on work release, which earnings have been received by the sheriff and turned over to the auditor's office, and to accordingly set up an accounting procedure for the disbursement of those funds at the direction of the sheriff, or at the direction of any court order providing for the disbursement of the earnings of a prisoner on work release, and the auditor is further authorized to make disbursements from the trust account in the manner provided for herein.))~~ (Res. 1974-02-11 (part), 1974)

2.66.030 Reduction of fines and costs while in custody. [REPEAL]

A. Any person ordered into the custody of the Clark County sheriff by a Clark County court for failure to pay fines and costs adjudged against him or her in a criminal case shall have said fines and costs reduced by:

1. Seventy-five dollars (\$75) a day for every day the defendant performs labor while imprisoned; and
2. Fifty dollars (\$50) a day for every day the defendant does not perform labor while imprisoned.

B. "Performs labor while imprisoned" means that, while incarcerated in the county jail, the defendant has successfully participated in a work program run by the jail or corrections department including but not limited to trustee and jail industry assignments.

C. This section shall apply to all monetary obligations except court-ordered restitution and crime victim penalty assessments. (Sec. 1 of Ord. 1997-11-06)

2.66.040 Cost recovery for goods and services.

A. Any person placed into the care and custody of the Clark County jail, by an authority with recognized legal authority to detain the person, shall be financially responsible for hygienic and grooming goods and services provided to them during their period of incarceration; provided, that prisoners without funds shall have access to such minimum items, ~~((as))~~ including but not limited to, toothpaste or powder, toothbrush, comb, and soap, without cost.

B. The sheriff is authorized to recoup from inmate funds, to the fullest extent authorized by law, all costs of goods and services provided to any person placed into the care and custody of the Clark County jail. (Sec. 1 of Ord. 1998-03-01)

Chapter 2.72A
PERSONNEL MANUAL

Sections:

- 2.72A.010 Adopted—Purpose.
- 2.72A.020 Copy on file.

2.72A.010 Adopted—Purpose. [REPEAL]

There is adopted a document known as the Clark County Personnel Manual. This manual is to provide a basic statement of personnel policies which will be applied to all employees and is intended to provide a workable and standardized system of personnel administration based on merit principles. The manual is published to inform the employees and supervisors and administrators of their rights and responsibilities and may be amended and updated from time to time. (Res. 1989-10-19)

2.72A.020 Copy on file. [REPEAL]

A copy of the Clark County Personnel Manual, as may be amended and updated, shall at all times be on file and open for inspection in the office of the Department of Personnel and in the office of the Clark County Commissioners. (Res. 1989-10-19)

Chapter 2.76

EMPLOYEE RETIREMENT

Sections:

2.76.010 State system—Membership authorized.

2.76.020 Salary payment.

2.76.010 State system—Membership authorized. [REPEAL]

Clark County, a political subdivision of the state of Washington and having in excess of five employees, hereby authorizes and approves their membership and participation in the State Employees' Retirement System, pursuant to Chapter 274 of the Session Laws of 1947, and further authorizes the expenditure of the necessary funds for its proportionate share in participation in the system. (Res. passed January 31, 1949)

2.76.020 Salary payment. [REPEAL]

The payment of salary for retiring elected officials is based on the total days in the month of termination.

This section shall pertain to all elected officials retiring after the date of the resolution codified herein. (Res. dated May 25, 1971)

Chapter 2.78

VOLUNTEER RESERVE DEPUTY SHERIFF RETIREMENT AND RELIEF BENEFITS

Sections:

- 2.78.010 Introduction.
- 2.78.020 Payment for relief benefits.
- 2.78.030 Definitions.
- 2.78.040 Members in good standing.
- 2.78.050 Certification.
- 2.78.060 Volunteer's election to participate.
- 2.78.070 Volunteer fails to make contribution.
- 2.78.080 Local board of trustees.
- 2.78.090 Amendment and termination.

2.78.010 Introduction.

Clark County has elected to allow volunteer reserve deputy sheriffs who are members in good standing to participate in the Washington State "Volunteer Fire Fighters Relief and Pension" system. This is provided for in Chapter 11, Washington Laws of 1995; the Washington State Legislature has amended Chapter 41.24 RCW to allow participation of reserve law enforcement officers in the Volunteer Fire Fighters Relief and Pension system.

Clark County has elected to allow volunteer reserve deputy sheriffs to participate in the receipt of relief benefits as provided for in Chapter 148 of the Washington Laws of 1999. The Washington State legislature has amended Chapter 41.24 RCW to allow local government to pay an annual premium to allow the receipt of certain relief benefits by those reserve deputy sheriffs who are eligible.

Clark County has funded participation in the plan since 1997, through Resolution 1997-12-04, Resolution 1998-04-01 and subsequent budget resolutions. (Sec. 2 of Ord. 2005-10-14)

2.78.020 Payment for relief benefits.

Clark County shall continue to annually pay the benefit payment established by the Washington State Board for Volunteer Fire Fighters and Reserve Officers for each reserve deputy sheriff to assure their enrollment for the receipt of relief benefits as is provided by Chapter 41.24 RCW. (Sec. 3 of Ord. 2005-10-14)

2.78.030 Definitions.

- (1) "Volunteer reserve deputy sheriff" means "reserve officer" as defined in RCW 41.24.010, as now enacted or hereafter amended, and has the same meaning as defined by the Washington State Criminal Justice Training Commission under Chapter 43.101 RCW, but shall not include persons employed as law enforcement officers who are eligible for participation in the Washington law enforcement officers' and fire fighters' retirement system or the Washington public employees' retirement system, with respect to periods of service rendered in such capacity.
- (2) "Good standing" means a volunteer reserve deputy sheriff who has met all annual requirements of the reserve program to include meeting all requirements in the reserve deputy sheriff's bylaws, the sheriff's department manual, contributed the mandatory monthly hours, and met all training requirements.
- (3) "Reserve deputy coordinator" means the sheriff's designated supervisor of the volunteer reserve deputy sheriff program. ~~This is a full time employee of the sheriff and in the rank of sergeant or higher.~~ (Sec. 4 of Ord. 2005-10-14)

2.78.040 Members in good standing.

The reserve deputy coordinator shall monitor each volunteer reserve deputy sheriff's participation in the program and shall certify annually each volunteer reserve deputy sheriff who meets the program requirements as outlined in the sheriff's department manual and the reserve deputy sheriff's bylaws. Each volunteer reserve deputy sheriff shall meet all program requirements to be certified for the reporting year. (Sec. 5 of Ord. 2005-10-14)

2.78.050 Certification.

The reserve coordinator shall submit the required certification form and fees to the board for volunteer fire fighters annually. The fee is set annually by the board for volunteer fire fighters in an amount calculated for each participating volunteer. (Sec. 6 of Ord. 2005-10-14)

2.78.060 Volunteer's election to participate.

Each volunteer reserve deputy sheriff shall notify the reserve coordinator by November 15th of each year if he or she plans to participate in the Volunteer Fire Fighters Relief and Pension Act for the following year. The contribution, set annually by the board for volunteer fire fighters, must be made annually for each volunteer to participate in this pension plan. Each participating volunteer must make his or her annual contribution no later than January 20th of each year. (Sec. 7 of Ord. 2005-10-14)

2.78.070 Volunteer fails to make contribution.

If any volunteer elects not to contribute his or her portion to the pension plan for any annual period, the county will suspend its share of the contribution for that volunteer. (Sec. 8 of Ord. 2005-10-14)

2.78.080 Local board of trustees.

(1) A reserve officer board of trustees shall be created in order to administer the provisions of Chapter 41.24 RCW related to the relief provisions of Chapter 41.24 RCW.

(2) The reserve officer board of trustees shall be created. It shall be composed of the following five (5) members: two (2) members of the county legislative authority and the county auditor, or their designees; the Clark County Sheriff; and one (1) reserve deputy who shall be elected by reserve deputies of Clark County for an annual one-year term.

(3) The director of the Clark County department of human resources, or his or her designee, shall serve as the clerk to the reserve officer board of trustees. The clerk to the board shall perform all administrative tasks necessary for the formation and performance by the board in accordance with Chapter 41.24 RCW, including the adoption of policies and procedures. (Sec. 9 of Ord. 2005-10-14)

2.78.090 Amendment and termination.

The county shall have the right, by ordinance, to amend its participation in this plan at any time and from time to time, in whole or in part, or discontinue its participation completely. (Sec. 10 of Ord. 2005-10-14)

Chapter 2.80

POLICY ON HANDLING COMPLAINTS

Sections:

- 2.80.010 Referral to commissioners.
- 2.80.020 Form.
- 2.80.030 Routing.
- 2.80.040 Intent of policy.

2.80.010 Referral to commissioners. [REPEAL]

Complaints regarding ~~((established policies or))~~ county legislation shall be referred to the board of county commissioners. (Res. 69-11 § 1, 1969)

2.80.020 Form. [REPEAL]

The county engineer will provide a form for the handling of complaints or suggestions. (Res. 69-11 § 2, 1969)

2.80.030 Routing. [REPEAL]

Complaints or suggestions shall be routed through the county engineer's office except for those made directly to the maintenance department which can be handled in a routine matter. (Res. 69-11 § 3, 1969)

2.80.040 Intent of policy. [REPEAL]

The intent of this policy is to give prompt and courteous attention to complaints or suggestions and to return a copy to the county engineer's office of the action taken so that a file may be kept on complaints and the action taken. (Res. 69-11 § 4, 1969)

Chapter 2.84

PUBLIC WORKS DEPARTMENT MERIT SYSTEM

Sections:

- 2.84.010 Merit board—Composition—Appointments.
- 2.84.020 Merit board—Procedure—Quorum. (REPEALED)
- 2.84.030 Merit board—Powers—Duties.

2.84.010 Merit board—Composition—Appointments. [REPEAL]

(1) The merit board shall consist of three members appointed by the board of county commissioners. Each member must have clearly demonstrated an interest and belief in the merit principle; he shall not hold any other employment with the county; he shall not have been an officer of a political party within one year prior to appointment; he shall not become a candidate for partisan political office during his term on the board.

(2) Members of the board shall serve overlapping terms of six years or until their successors have been appointed. As an exception to the above, at the first appointment one member shall be appointed to serve two years, one to serve four years and one to serve six years. A member appointed to fill a vacancy occurring prior to the expiration of the term shall be appointed for the remainder of such term. No member may be removed by the board of county commissioners except for cause.

(3) The board shall annually elect a chairman and vice-chairman from among its members to serve one year. (Res. PW 1974-07-37 (part), 1974; amended by Sec. 1 of Ord. 1982-03-36)

2.84.020 Merit board—Procedure—Quorum.

(Res. PW. 1974-07-37 (part), 1974; repealed by Sec. 2 of Ord. 1982-03-36)

2.84.030 Merit board—Powers—Duties. [REPEAL]

It shall be the responsibility of the board, and it shall have the authority, to:

(1) Hear the appeals of non-union appointive officers and employees who are subject to and entitled to the protections of RCW 36.94.120 arising out of alleged violation of County policy pertaining to their classification, promotion, demotion, suspension, transfer, layoff or discharge, and by majority vote of its members, recommend corrective action to the Board of Commissioners;

(2) Make recommendations to the departments relative to policies for the employment, classification, promotion, demotion, suspension, transfer, layoff or discharge of appointive officers and employees subject to and entitled to the protections of RCW 36.94.120;

(3) Exercise those powers (if any) and perform those duties (if any) delegated to the Merit Board to the extent and in the manner provided under the County's collective bargaining agreements. (Res. PW 1974-07-37 (part), 1974; amended by Sec. 3 of Ord. 1982-03-36)

Chapter 2.88
GRANGE DAY

Sections:

2.88.010 Designated.

2.88.010 Designated. [REPEAL]

The board of county commissioners proclaims the day of June 16, 1970, and each year hereafter on that date “Grange Day.” (Res. dated June 9, 1970)

Chapter 2.92

FEDERAL RENT SUPPLEMENT PROGRAM

Sections:

2.92.010 Authorized.

2.92.010 Authorized. [REPEAL]

Approval is granted on authority of this board for participation of the entire unincorporated areas of Clark County in the Federal Rent Supplement Program available under Federal law to qualified housing owners constructing housing within the area. (Res. dated July 7, 1970)

Chapter 2.96
PETTY CASH FUND

Sections:

- 2.96.010 Established.
- 2.96.020 Expenditures.

2.96.010 Established. [REPEAL]

A petty cash fund is established in the office of the county sheriff, and monies for the operation of the fund shall be obtained upon vouchers drawn against "Office Supplies." (Res. dated July 23, 1970)

2.96.020 Expenditures. [REPEAL]

Expenditures from the petty cash fund shall be supported by receipts and sworn statement of expenditures supporting the use of such money for county purposes. (Res. dated July 23, 1970)

Chapter 2.97

INDIVIDUAL LIABILITY OF COUNTY OFFICIALS

Sections:

- 2.97.010 Finding.
- 2.97.020 Insurance.
- 2.97.025 Defense—Indemnification.
- 2.97.060 County not party.

2.97.010 Finding.

The adoption of this chapter is in the interests of the public health, safety and general welfare of all the citizens of Clark County, and is necessary for the protection of the county's existing public institutions. (Sec. 2.97.010 of Ord. 1976-03-8)

2.97.020 Insurance.

Liability insurance may be purchased by Clark County and its elected officials out of county funds with such limits as it may be deemed reasonable for the purpose of protecting the officers, officials, agents and employees of the county of Clark against liability for personal or bodily injuries and property damage, and for all damages from any tort or cause of action of any kind whatsoever arising from their acts or omissions while performing or in good faith purporting to perform their official duties. (Sec. 2.97.020 of Ord. 1976-03-8)

2.97.025 Defense—Indemnification.

(1) Clark County shall protect, defend, hold harmless and indemnify for any monetary damages, including court-ordered attorney's fees, all current and past officers, employees, elected and appointed officials, volunteers ~~((acting in a capacity of conducting public hearings, receiving public testimony or making recommendations to the board of county commissioners,))~~ and their respective marital communities against any and all claims or causes of action which arise as a result of alleged acts ~~((or errors))~~ and omissions that occurred, or in good faith are purported to have occurred, ((occurring)) within the scope of their official duties ((and responsibilities of employment with or on behalf of Clark County)); provided, that the county may elect not to provide to such officers or employees legal services or indemnification ~~((for acts not undertaken in good faith, official acts of misconduct, or the defense of the right to hold office or))~~ if the employee fails to fully cooperate with the defense of such action; provided further, that in actions seeking punitive damages, the determination of whether or not to hold harmless and indemnify the individual from such damages will be made on a case-by-case basis considering factors including but not limited to if (1) the individual was acting within the ~~((course and))~~ scope of his or her ~~((employment))~~ official duties; (2) the acts were undertaken in good faith, without actual malice and in the best interests of the county; and (3) payment of the damages would be in the best interests of the county. If the ~~((board of county commissioners))~~ Clark County Council makes a determination to not provide a defense, hold harmless or indemnify, the employee, officer, elected or appointed official, or volunteer shall be notified of such decision and shall have a right to meet with the ~~((board))~~ Council prior to the decision being final.

(2) Legal services will be provided by the office of the prosecuting attorney; provided, that should the prosecuting attorney's office have a conflict, appointment of legal counsel shall be in accordance with RCW 36.27.030.

(3) Clark County in its sole discretion may elect to protect, defend, hold harmless and indemnify hearing examiners contractually providing services to the county when the ~~((board of county commissioners))~~ Clark County Council determines that actions filed or taken against such examiner are brought in bad faith or for the purpose of harassing such examiner because of decisions made in their official capacity.

(4) Any representation, defense and or indemnification of a county officer, employee, volunteer, or elected or appointed official shall be consistent with RCW 4.96.041.

2.97.060 County not party.

Legal services and indemnification may be provided by the county under this chapter irrespective of whether or not the county is either a party to the cause or itself subject to liability. (Sec. 2.97.060 of Ord. 1976-03-8)

Chapter 2.99

BAD DEBTS

Sections:

2.99.010 Write-off.

2.99.010 Write-off.

No department or agency of the county shall write off or hold any debt uncollectible until it has first presented a request to do so to the ~~((board of county commissioners))~~ Clark County Council on forms approved by the ~~((board))~~ Council, and has received permission to do so from the ~~((board of county commissioners))~~ Clark County Council; provided, however, ~~((that))~~ the following shall be exempt from this procedure:

- (A) The county auditor and the director of public health may write off amounts they deem to be not collectible of \$50.00 or less per invoice issued from their respective billing and accounts receivable systems. ~~((and the following shall be exempt from this procedure))~~
- (B) All judicially imposed fines, fees, charges, program payments and other costs associated with violations of law, where the obligation cannot be viewed as voluntary and the resulting amounts owed to the county are separate and distinct from the type of debt otherwise incurred by county departments.
- (C) The county manager may write off department or agency debts that are still unpaid after processing through county manager developed procedures. Such procedures developed by the county manager shall be presented to the Council for approval by resolution. ~~((The county administrator shall develop procedures to write off such excepted debts, which shall apply to all accounts maintained by county departments that are subject to the purview of the board of county commissioners.))~~ As used herein, the term “department or agency of the county” shall specifically exclude the Clark County superior and district courts. (Res. No. 1977-77-40; amended by Sec. 1 of Ord. 2004-12-13; amended by Sec. 1 of Ord. 2010-11-05)

