

COLUMBIA COUNTY BOARD OF COMMISSIONERS
BOARD MEETING

MINUTES

April 26, 2006

The Columbia County Board of Commissioners met in scheduled session with Commissioner Joe Corsiglia, Commissioner Rita Bernhard and Commissioner Anthony Hyde, together with John Knight, County Counsel and Jan Greenhalgh, Board Secretary.

Commissioner Corsiglia called the meeting to order and led the flag salute.

MINUTES:

Commissioner Hyde moved and Commissioner Bernhard seconded to approve the minutes of the April 19, 2006 Board meeting and April 19, 2006 Staff meeting. The motion carried unanimously.

RECOGNITION OF RSVP VOLUNTEERS:

The Board and the Commission on Children & Families wanted to recognize the RSVP Volunteers for giving their valuable time for the betterment of the County. Jan Kenna, CCCC Director, appreciates the Board taking the time to honor 6 women who give an incredible amount of time and valuable expertise to the County and our children and families. Each month, these women give about 40 hours of their time putting together pieces of information to educate the communities on being involved with children and families. Jan presented examples of the important work they do to help the Commission on Children & Families. These women have our highest respect and deepest thanks for all that they do.

Nancy Harwood, RSVP Director, wanted to thank the Board and Jan Kenna for putting this all together. She especially wants to thank Tony Hyde and Judge Reed, who thought up this idea and put the information desk together in 2003. These volunteers started to simply give information and direct people who come into the Courthouse. That has evolved into them doing work for the District Attorney's office, CCCC, Finance & Taxation, among other departments. Nancy stated that three Federal RSVP representatives came in for a site visit and felt that this program was the greatest thing they've seen. They had never seen this in any other RSVP program in the whole western states. Nancy also wanted to thank everyone in the Courthouse who have made these women feel welcome.

With that said, the Board then presented Sally Norbom, Linda Waters, Joanne Young, Mary Kucera, Dorothy Carpenter and Carmel Chatterton with a certificate of appreciation along with a plant and card.

DESIGNATE MAY AS "WORKFORCE DEVELOPMENT PROFESSIONALS MONTH:

Julie Gassner, MTC - The National Association of Workforce Development Professionals has asked that May be declared "National Workforce Development Professionals Month", to honor

those individuals in our community who provide services who assist individuals seeking work, upgrade their skills, and assist businesses in finding appropriate matches. Julie has provided the Board with a resolution to that effect and is asking that the Board approve it. Julie gave some information on the services MTC has provided over the last year. Additionally, the Governor's office has provided an opportunity for the Oregon Consortium to apply for a grant to assist with our declining timber industry - our mills will be able to participate in forums to help MTC develop appropriate programs that will help the mills prepare for their changing needs. Commissioner Corsiglia then read the resolution into the record. With that, Commissioner Hyde moved and Commissioner Bernhard seconded to approve Resolution No. 37-2006, "In the Matter of Designating the Month of May as "Workforce Development Professionals Month". The motion carried unanimously.

DELIBERATE ON EDNEY MEASURE 37 CLAIM:

Todd Dugdale updated the Board on some issues since the hearing which was held on April 5, 2006. Since that time, further research of Courthouse records was conducted to locate the zoning maps associated with Ordinance 83-7 which, as testimony at the hearing correctly indicated was in effect on June 29, 1983, prior to the claimant's acquisition of the property on July 23, 1984. The 1983 zoning maps were found in the County Clerk's office in an area where County election maps were stored. Staff reviewed the testimony, reviewed the provisions of Ordinance 83-7 and related maps as they apply to the subject parcel and claim. Based on the revised staff report, staff has determined that the claimant has met the threshold requirements of a Measure 37 claim and that there has been a reduction in value. Staff recommends that the Board take action to determine the amount, if any, by which the cited regulations reduced the value of the claimant's property and act accordingly to pay just compensation in that amount, or in the alternative, to not apply CCZO Section 506.1.

The Board will note that the staff recommendation is the same as in the previous staff report. The claimant is eligible for waiver of Section 506.1 in the 1984 Zoning Ordinance which established a minimum lot size of 76 acres after the claimant acquired the property. However, Ordinance 83-7, adopted in June 1983 prior to the claimant's acquisition of the subject property established a 38 acre minimum lot size and therefore restricts development on the subject parcel to two parcels with a dwelling on each parcel even with the waiver of the 1984 Zoning Ordinance minimum lot size provision, which is the recommendation by staff.

With that, Commissioner Hyde moved and Commissioner Bernhard seconded to waive CCZO Section 506.1 for the Edney Family Living Trust. The motion carried unanimously.

****See below for approval of actual Order No. 24-2007.**

HEARING: McEVOY, FISHER, ASSET CONSTRUCTION TO MODIFY CONDITION AND VARIANCE OF 50 FOOT ROAD FRONTAGE:

This is the time set for the public hearing, "In the Matter of the Application of Dwayne McEvoy, Dale Fisher and Asset Construction to Modify Condition 2E of CU 40-91 and a Variance from

the 50 Foot Frontage Requirement on a Public Road to 30 Feet”.

Glen Higgins, Chief Planner, presented a letter from the applicant Joe Kessi requesting a continuance of this hearing. Before addressing this request, Glen gave some background on this application. In July 1992, the Board approved a Conditional Use permit for an RV Park for 6 acres, more or less, in the upland portion of 49.83 acre tax lot. A condition of approval, 2E, required the applicant to construct a rail crossing and access directly onto Hwy 30. Now, the two applications before the Board is seeking to modify or eliminate the requirement to construct a direct access to Hwy 30 and rail crossing, instead use Paradise Lane, a 30 foot wide private road for access. During County Counsel’s review of the draft staff reports, Counsel has found that a 2000 LUBA case, Roth v. Jackson County applied to this application. LUBA ruled that a private access road providing access to an approved use in another zone is an accessory use to that approved use, and in order to approve the private access the zoning of the road needs to be compatible. As applied to this application, Paradise Lane, a private access with RR-5 and CSI zoning cannot be used to access the proposed RV Park, because an RV Park is not an allowable use in the RR-5 and CSI zones. LDS staff just recently discussed this new finding with the applicants. The applicants have been informed of their various land use alternatives to seek resolution. That said, staff is recommending denial of both the modification of condition 2E of CU 40-91 and the Variance on the 50 foot public road frontage requirement and allow the applicants to pursue alternative options.

To deal with the request for a continuance, Commissioner Hyde moved and Commissioner Bernhard seconded to continue this public hearing to May 3, 2006 at or after 10:00 am. The motion carried unanimously.

EDNEY MEASURE 37 CLAIM:

** Commissioner Hyde moved and Commissioner Bernhard seconded to approve Order No. 24-2006, “In the Matter of Claim No. CL 06-05 for Compensation under Measure 37 submitted by Stephen M. Edney and Sally Edney, trustees for the Edney Family Living Trust”. The motion carried unanimously.

VISITOR COMMENTS:

None.

CONSENT AGENDA:

Commissioner Corsiglia read the consent agenda in full. With that, Commissioner Hyde moved and Commissioner Bernhard seconded to approve the consent agenda as follows:

- (A) Ratify the Select to Pay for 4/25/06.
- (B) Order No. 35-2006, “In the Matter of the Application of Columbia County to Participate in the Assessment and Taxation Grant”.

- (C) Reappoint Steve Reed to the 4H & Extension Service Budget Committee for a three year term. Term to expire on 12/31/08.
- (D) Reappoint James O'Connor to the Meadowview Service District SDL-1 Budget Committee for a three year term. Term to expire on 12/31/08.
- (E) Reappoint Cindy Ball, Connie Budge and John Helm to the Citizen Transportation Advisory Committee for a three year term. Terms to expire on 12/31/08.

AGREEMENTS/CONTRACTS/AMENDMENTS:

- (F) Amendment #22 to the 2005-2007 Intergovernmental Agreement #113022 with DHS to extend the date to May 31, 2006.
- (G) Amendment #8 to the Agreement with Columbia Community Mental Health to extend the date to May 31, 2006.
- (H) Intergovernmental Agreement with ODOT for Single Trip Permit Authorization.

The motion carried unanimously.

COMMISSIONER CORSIGLIA COMMENTS:

Commissioner Corsiglia had two very successful Meth forums last week. While the attendance was a little lower in Clatskanie than it was in St. Helens, the discussion was intriguing enough to keep people there until 10 pm on a Friday night. We have been hoping for the formation of a coalition in St. Helens, which Jill Dale of CCMH will be working on. It was a very informative and interesting presentation, put on by Rob Bovett, Lincoln County Assistant County Counsel. He was instrumental in bringing about some of the changes in Oregon to help put some of the meth ingredients behind the counter.

On Sunday, he had the pleasure of attending the Oregon Symphonic presentation in Clatskanie. He is always astounded at the types of venues that Clatskanie brings in for the size of their community. It was well worth attending.

In honor of Staff Appreciation Day, a big thank you to Jan for all the support she has given the Board throughout the year.

COMMISSIONER BERNHARD COMMENTS:

Commissioner Bernhard attended the Workforce quarterly meeting in Bend last week. They are still struggling to get the Workforce Investment Act reauthorized. Like so many other programs, cuts are being made at the federal level. They are hoping that any cuts to this program will be minimal. There was also discussion on the coordination between workforce, economic

development and the education system. The group will continue to look at different options to improve the system.

She also attended the Meth forum on Friday night. The speaker, Rob Bovett, was very impressive. There seems to be a perception out there that meth treatment isn't successful and Rob made it very clear that treatment is successful, it just takes a little longer. Dick Jacobus, from the Proctor House in St. Helens, brought about 6 kids that have been going through the treatment program. They were excellent in their discussion when talking about their personal experiences. It was very powerful information and she would strongly recommend that if there are more of these meth forums, that these kids attend and speak.

COMMISSIONER HYDE COMMENTS:

Vernonia had their annual cleanup day last weekend and he was stationed at the Vernonia transfer station from 8 am to 2 pm. There was an incredible amount of garbage dropped off. He mentioned that Scappoose and St. Helens will be holding their cleanup day next weekend.

Commissioner Hyde is still trying to react on the amendment to the bill on the reauthorization of PL 106.393 just dropped by Senator Smith yesterday. The amendment basically approves the reauthorization at full funding for a period of 1 year.

There was no Executive Session held.


With nothing further coming before the Board, the meeting was adjourned.

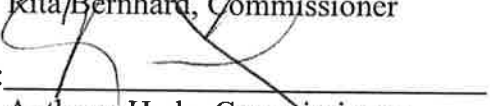
Dated at St. Helens, Oregon this 26th day of April, 2006.

NOTE: A tape of this meeting is available for purchase by the public or interested parties.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: 
Joe Corsiglia, Chair

By: 
Rita Bernhard, Commissioner

By: 
Anthony Hyde, Commissioner

Recording Secretary:

By: 
Jan Greenhalgh